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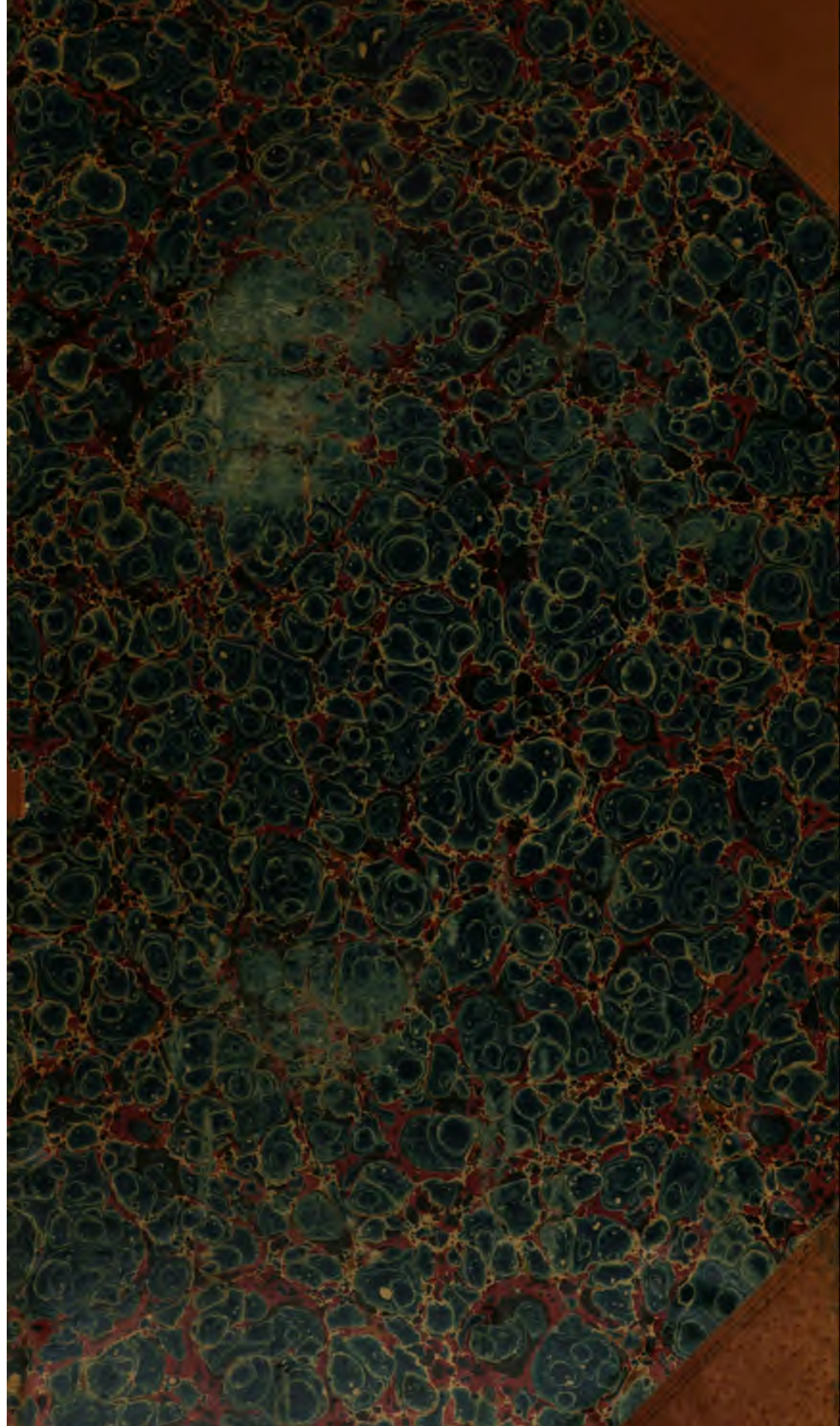
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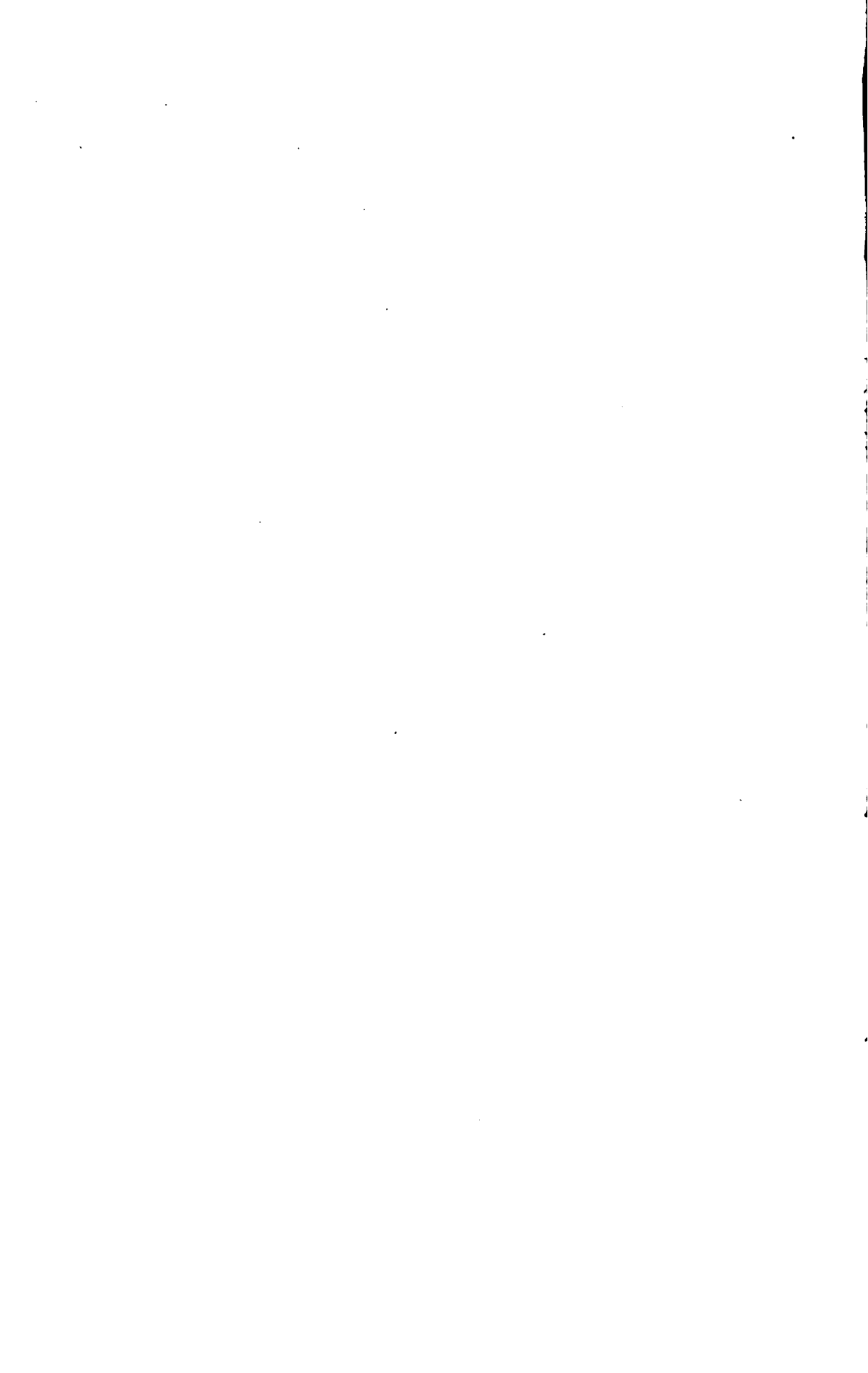
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THE  
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VOL. XI.—PART II.

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CONTAINING

ORIGINAL ARTICLES ON LEGAL SUBJECTS,  
ALL IMPORTANT STATUTES,  
THE RULES AND ORDERS OF THE VARIOUS COURTS,  
THE GAZETTES, CAUSE LISTS,  
AND MISCELLANEOUS LEGAL INFORMATION,

FOR

THE YEAR 1847:

WITH AN

ALPHABETICAL LIST OF BANKRUPTS,

AND

INDEX OF PRINCIPAL MATTERS.

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LONDON:

S. SWEET, CHANCERY LANE;

V. & R. STEVENS & G. S. NORTON, 26 BELL YARD AND 194 FLEET STREET.

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# I N D E X

TO THE

## GAZETTE OF BANKRUPTS.

- ABBEY, R., & Smith, J.,** 359  
**Abbot, E. H., & Nottingham, H.,** 476  
**Abram, R.,** 522  
**Ackling, T.,** 237  
**Ackroyd, W.,** 20  
**Adams, C. M., & Warren, C.,** 465  
 ——— J., 451  
 ——— R., & Banks, T., 237  
**Adamson, F.,** 503  
**Addison, J. C.,** 258  
**Adlington, B., & Jones, E.,** 214  
**Agar, F. H.,** 472  
**Ager, J.,** 234  
**Aitchison, R. K.,** 192  
**Alanson, E.,** 513  
**Albert, D. F.,** 462  
**Aldridge, J. L., Jordan, J., & White, J.,** 325  
**Alexander, W.,** 462  
**Allen, E. J., & Allen, F. W.,** 418  
 ——— H., 268  
**Alletson, T.,** 325  
**Allison, J.,** 51  
**Alsop, A.,** 473  
**Ambrose, R.,** 522  
**Amos, W.,** 170  
**Anderson, A.,** 482  
 ——— J., 498  
**Andrew, E.,** 278  
 ——— J., 453  
 ——— J., 75  
 ——— W., 180  
**Andrews, H.,** 13  
 ——— J., 213  
 ——— J. A., 314  
**Anley, J.,** 53  
**Ann, W.,** 225  
**Archer, J.,** 453  
 ——— J. S., 303  
 ——— M., & Halsall, T., 386  
**Arnfield, G.,** 361  
**Armitage, J.,** 93  
**Armstrong, W.,** 337  
**Arnell, J.,** 472  
**Arnett, W.,** 280  
**Arthur, R.,** 192, 543  
**Artas, J.,** 464  
**Ash, H., Heerlein, G., & Ash, H. C.,** 485  
**Ashby, C.,** 14  
**Ashcroft, J.,** 234  
**Ashford, C.,** 473  
 ——— F., 543  
**Ashley, H.,** 258  
**Ashmore, W.,** 214  
**Ashworth, J., & 12 others,** 289  
 ——— J., & 15 others, 374  
**Aspin, W., Maude, E., Jones, W. H., & Maude, G.,** 248  
**Aspinal, J.,** 22  
**Astill, W.,** 453  
**Atkinson, A.,** 246  
 ——— W. F., 246  
**Austwick, J. S.,** 483  
**Avant, T.,** 214  
**Ayres, T.,** 464  
**Badcock, J.,** 485  
**Bagnall, G.,** 389  
 ——— J., 66  
**Bailey, J.,** 64  
 ——— T., 32, 522  
**Bainbridge, W.,** 158  
**Baines, J.,** 485  
 ——— J., & Carter, J., 453  
**Baird, H.,** 214  
**Baisler, F.,** 77  
**Baker, G.,** 258, 410  
 ——— J., 314  
 ——— J., & Baker, J., 386  
 ——— R., 325  
**Baldy, J. P.,** 372  
**Ballantyne, R.,** 192  
**Banerman, H. J., & Seckel, M. A.,** 151  
**Banks, T., & Adams, R.,** 237  
 ——— W. C., 65  
**Barclay, C.,** 545  
**Barlow, J., & Gill, J.,** 129  
 ——— T., & 12 others, 289  
**Barlow, T., & 15 others,** 374  
**Barnard, G.,** 168  
**Barnes, R.,** 14  
**Barns, W.,** 545  
**Barnsdall, N.,** 511  
**Barnwell, H. L., & Kingsford, R. C.,** 415  
**Barr, J. C.,** 418  
**Barracrough, T.,** 140  
**Barvatt, J. C.,** 192  
**Barrett, J.,** 503, 511  
**Barra, E.,** 104  
**Bartlett, A.,** 326  
 ——— R. T., Gates, J., Coates, J., & Beck, G., 533  
 ——— S. M., & Peachey, G., 374  
**Barton, H.,** 546  
 ——— W., 465  
 ——— W. R., 522  
**Basire, J.,** 498  
**Bass, I., the younger,** 472  
**Bate, W.,** 416  
**Bateman, J., & Greenwood, D.,** 498  
**Bates, B. H., & Goodall, W.,** 338  
 ——— J., 190  
**Bateson, J., & Holmes, J.,** 278  
**Batho, N.,** 503  
**Battersby, A. W.,** 152  
**Baxter, W.,** 543  
**Baylis, T. C.,** 77  
**Baynes, R.,** 440  
**Beal, J.,** 64  
**Beales, T. F., & Bonney, W. W.,** 260  
**Beall, F. J.,** 462  
**Beaumont, R.,** 118  
 ——— W., 325  
 ——— W., & Hazard, J., 106  
**Beck, E.,** 268  
 ——— G., Gates, J., Coates, J., & Bartlett, R. T., 533  
**Bedells, W.,** 349  
**Beaton, F.,** 506  
**Bell, M. E.,** 150  
 ——— M. E., & Bell, J., 160  
**Bellars, H. J.,** 305  
**Belling, J.,** 465  
**Benard, T. N.,** 482  
**Benbow, T.,** 5, 359  
**Bennett, G.,** 451  
 ——— W., & Reeve, H. S., 361  
**Benson, R.,** 116  
**Bensusan, M. L., Bensusan, S. L., Bensusan, J. L., & Bensusan, J. L.,** 494  
**Bentley, A.,** 159  
 ——— S., 46  
**Beresford, W.,** 75  
**Berkley, J.,** 204  
**Berner, F.,** 203  
**Berridge, T.,** 522  
**Berry, T. W.,** 281  
**Berryman, G.,** 152  
**Bevan, T.,** 401  
**Bewlay, C. R.,** 326  
**Bewley, T.,** 234  
**Beynon, J.,** 483  
**Biddle, P.,** 93  
**Billingshay, S. H.,** 287  
**Binns, J.,** 513  
**Birch, J.,** 506  
 ——— T. J., 234  
**Birchwood, J., & Swainson, C. L.,** 451  
**Birks, W., Shipman, T., the younger, & Shipman, B.,** 246  
**Birmingham, The, & Boston Direct Railway Company,** 65  
**Birrell, A.,** 129  
**Bishop, J.,** 312  
 ——— N., 520  
**Black, J., & Morison, J.,** 482  
**Blackburne, J.,** 485  
**Blackford, T.,** 139  
**Blackmore, F.,** 236  
**Blain, W.,** 522  
**Blake, G., & Blake, J.,** 543  
 ——— R., 472  
**Blashfield, J. M.,** 203  
**Blenkarn, W.,** 43  
**Blinko, W.,** 170  
**Bluck, W.,** 533  
**Bolton, G.,** 372  
**Bond, J., & Morgan, E.,** 45  
**Bonds, W. H.,** 127  
**Bone, C.,** 372  
**Bonney, W. W., & Beales, T. F.,** 260  
**Booth, H., Booth, J., & Booth, T.,** 104  
**Bosustow, R.,** 225  
**Boucher, J.,** 485  
**Bourdon, J. L., & Meugens, P. J.,** 168  
**Bourne, W.,** 465  
**Bowen, B.,** 234  
 ——— H., 347, 349  
**Bowles, T.,** 75  
**Bowling, S.,** 295  
**Bowser, T.,** 462  
**Bowyer, T.,** 14  
**Boyd, I., & Harmer, R.,** 268  
**Boydell, H., & Williams, T.,** 409  
**Boyls, W.,** 513  
**Bradbury, G. T.,** 181  
**Bradford, G.,** 506  
**Bradley, S.,** 33  
 ——— W., 160  
**Brand, R. C.,** 543  
**Brasted, W. B.,** 426  
**Brasier, H. S.,** 170  
**Brentnall, E.,** 266  
**Bridcut, E.,** 168  
**Bridge, W.,** 216  
**Briggs, E.,** 513  
**Brillablett, J.,** 22  
**Bristow, W.,** 337  
**Britton, J.,** 289  
**Brodie, W. B., & Brodie, C. G.,** 453  
**Bromley, T.,** 495  
**Bromly, B.,** 46  
**Brookfield, E.,** 543  
**Brooks, C.,** 160  
 ——— T., 326  
**Broom, H. C.,** 93  
**Broster, W.,** 246  
**Brown, A., & Jones, J.,** 498  
 ——— C., 106  
 ——— G., 297  
 ——— J., 75, 77  
 ——— J., & 15 others, 374  
 ——— R., 22, 506  
 ——— R. M'D., 248  
 ——— S., 118, 280  
 ——— T., 408  
 ——— T. N., 51  
 ——— W. S., the elder, & Brown, W. S., jnn., 234  
**Browne, J. D.,** 248  
**Brownsmith, F. G., & Meyer, E. S.,** 440  
**Brunton, J., & Gandell, J. H.,** 34  
**Bryant, G.,** 418  
**Buchanan, J., & Eds, F.,** 53  
**Buckland, T. E.,** 502  
**Buckland, W.,** 372  
**Buggeln, M.,** 399  
**Bull, W.,** 91  
**Bundey, J.,** 337  
**Burbidge, G.,** 180  
**Burges, J.,** 498  
 ——— W. H., 223  
**Burghes, A. M., & Horne, G.,** 178  
**Burgon, T. C.,** 384  
**Burkinshaw, R.,** 178  
**Burkitt, E.,** 372  
**Burley, T.,** 372  
**Burne, E.,** 214  
**Burnell, T., & Fitzwilliam, W. S.,** 506  
**Burnett, J.,** 170  
**Burns, P.,** 91  
**Burr, G.,** 522  
 ——— W., 522  
**Burrell, J.,** 225  
 ——— T., 205  
**Burrows, J.,** 127  
**Burt, J., & Burt, J., jun., & Watson, W. T.,** 416  
**Burton, J.,** 168  
 ——— T., 511  
 ——— W., 181  
**Burtt, C.,** 303  
**Bushell, T., & Bushell, G.,** 374  
**Butcher, H.,** 152  
 ——— R., 168  
 ——— W., 453



- Butler, G., 513  
 — J., 213  
 Butterell, J. L., 287  
 Butterworth, J., 181  
 Buttifant, T. S., 44  
 Byers, T., 314  
 — W., 401  
 Callam, G., 520  
 Calliet, P., 63  
 Callow, E., & Teversham, M., 511  
 Cannabe, J. J., 20  
 Capel, J., 485  
 Capps, T., 139  
 Cappur, G., & Cappur, R., 465  
 Carding, W., 522  
 Carpenter, J. P., 472  
 Carr, S., 506  
 — W., 522  
 Carroll, A., 326  
 Carruthers, W., 498  
 Carter, A., 486  
 — J., 453  
 — J., & Baines, J., 453  
 — T., 214  
 — T., 546  
 — W., 485  
 Cartwright, J., 138  
 — W., & Withnall, S., 168  
 Cash, J. W., & Tunstall, A., 261  
 Cattley, T. T., 506  
 Cawston, F. H., 139  
 Chalener, S., 361  
 Chambers, J., 192  
 Champness, F., 75  
 Chantler, R., 372  
 Chaplin, R., 511  
 Chappell, S., & Chappell, J., 127  
 Chappelow, W., 450  
 Chapple, T., 519  
 Charles, R., 465  
 Chatterton, J., 127  
 Chatto, T., 530  
 Chettle, J., 158  
 Child, W., 305  
 Christian, E., 20  
 — T., 410  
 Churches, W. G., 246  
 Clapham, T., 386  
 Claridge, F., 118  
 Clark, F., 418  
 — H., 289  
 — J., & Goalin, E., 533  
 Clarke, G., 506, 511  
 — J., 45, 170, 472  
 — J. A., 511  
 — T., 14, 476  
 — W., & Tabor, C., 204  
 Clarkson, J., 453  
 Claussen, P., 506  
 Clayton, G., 349  
 — W., Clayton, W., & Wilson, W., 312  
 Cleversley, W., 22  
 Clifton, T., 453  
 Clough, S., 359  
 Coates, E. J., & Hillard, J., 533  
 — J., Gates, J., Bartlett, R. T., & Beck, G., 533  
 Cocker, H., 423  
 Cockings, S., 237  
 Coldrey, G. G., 374  
 Cole, H., 234, 372  
 — J. W., 532  
 Collins, J., & Collins, J., 225  
 Collins, J., 473  
 Collyer, Ann, 178  
 Colombine, D. E., 106  
 Colquhoun, G. D., 495  
 Colston, Peter, 192  
 Coney, J., 260  
 Connor, W., & Hitchcock, W. H., & Hitchcock, J. E., 399  
 Cook, E., 53  
 Cook, H. J., 129  
 Cook, J., 522  
 Cooke, M., & Cooke, W. H., 280  
 — T. T., 206  
 Cooke, W. B., 280, 289  
 — W. T., 236  
 — W. W., 451  
 Coombs, G., 297  
 Cooper, J., 178  
 — T., 416  
 Cormack, W. J., 453  
 Cornell, F., 297  
 Corran, W. H. L., & Lovatt, H., 93  
 Corrick, A. S., 522  
 Cosins, H. D., 485  
 Cosway, G., 268  
 Cotterill, C. F., & Hill, W. H., 393  
 Coulson, R. C., 268  
 Cowcher, E., 451  
 Cowell, J., 258  
 — R. H., 372  
 Cownden, C., 158  
 Cowper, W. F., Cowper, B. F., & Cowper, P. E., 22, 34  
 Cowsill, G., 433, 495  
 Cox, C., 278  
 — H. B., 216  
 — H. S., 266  
 — J., 225  
 — R., 248  
 — T., 234  
 — W., 374  
 Craft, W., 205  
 Cramond, J., 472  
 Crankshaw, W., 522  
 Craske, J. J., 395  
 Cremer, J. T., 234  
 Cresswell, T., 495  
 Crichton, David, & 12 ors., 289  
 — Duncan, & 12 others, 289  
 Crighton, David, & 15 ors., 374  
 — Duncan, & 15 others, 374  
 Crofts, T. G., 289  
 Crosse, W., 350  
 Crossley, J., 473  
 Crowhurst, T. W., 506  
 Crump, W., 280  
 Cubitt, S., 91  
 Curme, C., 234  
 Cursham, A. J., 66  
 Curtis, J. T., 268  
 Cusse, W., 485  
 Dalton, T., 418  
 Dangerfield, A. D., 139  
 Daniels, A., 53  
 Dann, G., & Heath, G., 451  
 Darby, J., 213  
 Davies, B., 506  
 — C., 483  
 — D., 53  
 — G., 418  
 — J. G., 399, 408  
 — J., 476  
 — J., 522  
 — T., 473  
 — W., 278  
 — W. J., 511  
 Davey, W., & Foster, J., 214  
 Davis, H. L., 280  
 — J., 22  
 — M., 314  
 — W., 223  
 Davison, J., 280, 513  
 Dawber, T., 437  
 Dawes, J., 372  
 Dawson, R., 482  
 Day, G. T., 63  
 — J. J., 393  
 — O., 473  
 — R. J., 295  
 Deacon, M., 138  
 Deakin, J., 281  
 Dean, R., 44  
 Deane, R., & Higginson, J., 473  
 Dunningliffe, J. D., 150  
 Debenham, R., 472  
 Deer, J., 384  
 Delf, J., 13  
 Denman, T., 149  
 Denner, J. H., 303  
 Dennis, T., 533  
 Denyer, W., 118  
 De Verville, F. B., 349  
 Dewhurst, W., 374  
 Dewhurst, R., & Gregson, E., 416  
 De Wuits, Count C. A. M., 472  
 Dicken, W., 234  
 Dickinson, J., 204  
 — R., 150  
 — W., 116  
 Dircks, H., 246  
 Dix, R., 106  
 Dobb, C., 20  
 Dobson, J. R., 139  
 — P. T., 473  
 Dodge, J., 295  
 Dodgson, J., 44  
 Dolphin, J., 289  
 Donaldson, J., 297  
 Dorey, J., & Hiskins, J., 12  
 Dosh, W., 287  
 Douglas, G., 465  
 Dowers, T. W. T., 312  
 Dowling, W., 440  
 Doyle, S., & Whitehead, J., 426  
 Draper, W., 495  
 Drew, H., 347  
 — R., 213  
 Dubbins, E., 65  
 Duddelle, F., 180  
 Duly, S., 408  
 Duncan, J., 66  
 — J., 423  
 Dunlop, A., 246  
 Dunlop, J., 384  
 Dunn, J. S., 384  
 Duplan, G., 303  
 Dupuoy, F., 440  
 Durant, M. O. A., 476  
 Dutchman, H., 118  
 Dutton, R., 462  
 Dyer, J. W., 395  
 Earle, N. J., 75  
 Eastwood, G., & Hughes, C., 453  
 Eccles, W., 408  
 Ede, F., & Buchanan, J., 53  
 Edge, W., & Edge, S., 192  
 Edmonds, C., 482  
 Edmunds, E., 246  
 Edwards, G., 482, 533  
 — H., 384  
 — J., 12, 476  
 — J., 543  
 Elam, J., 34  
 Ellett, E., 14  
 Elliot, J., 543  
 Elliott, J. D., 190  
 — J., 236  
 — N., 426  
 Ellis, J., 152  
 Elstone, C., 151  
 Elworthy, J. B., 4  
 England, J., 268  
 Evans, A., 522  
 — E., 530  
 — G., 312  
 — G., 428  
 — G., 278  
 — H., 304  
 — J., 386  
 — J., 246  
 — J. E., & Wilkins, W., 451  
 — O., 494  
 — R. D., 437  
 — T., 237  
 — W., 393  
 Everett, S. G., & Everett, H., 347  
 Ewens, G. D., 513  
 Exley, J., 495  
 Fabian, B., & Faulkner, J. B., 472, 475, 485  
 Fabry, J., 34  
 Facey, H. H., 149  
 Fagan, P., 281  
 Fairburn, T. B., 34  
 Falkner, J. B., & Fabian, B., 485  
 Faulkner, J. B., & Fabian, B., 472, 475  
 Fawcett, J., 372  
 Fay, T. P., 234  
 Featherstone, J., 152  
 Featherstonhaugh, J., & Pat-terill, W., 410  
 Feldmann, J. E., 423  
 Fennell, J. G., 104  
 Fenton, J., 349  
 — T. J., 530  
 Fereday, C. H., 473  
 Ffitch, S., 93  
 Field, E., 312  
 — H. E., 513  
 Fielder, J. W., 77  
 Fielding, J., 520  
 Figures, T. B., 503  
 Firth, B., 482  
 Fiske, T. H., 22  
 Fitch, T., 203  
 Fitzgerald, J., 53  
 Fitzhugh, J., 64  
 Fitzpatrick, W., & Tew, W., 498  
 Fitzwilliam, W. S., & Burnell, T., 506  
 Flashman, H. P., 439  
 Flatman, R., 475  
 — J. S., 53  
 Fleck, J., 65  
 Fletcher, A., 34  
 — C., 436  
 — E., Kay, W., & Mortimer, W., 266  
 — G. W., 260  
 Flick, W., 495  
 Flitch, J. J., 495  
 Flood, C. S., & Lott, H. B., 485  
 Flower, J., 22  
 Fly, W., Frost, D., & Mathe-son, D. O., 485  
 Fosan, H., 248  
 Forber, J., 77  
 Ford, W. H., 415  
 Forster, J., 503  
 — J., & Davey, W., 214  
 — W., & 12 others, 289  
 — W., & 15 others, 374  
 Fox, G., 506  
 Foxley, R., 545  
 Foyer, W., 503  
 Frampton, H. W., 465  
 Francis, J., 118

GAZETTE OF BANKRUPTS.

Franklin, L., 495  
 Freeman, C., & Do., O., 258  
 Frost, D., Fly, W., & Matheson, D. O., 485  
 — G., 408  
 Fry, S. B., 513  
 Fugler, W., 180  
 Furby, J., & Stockton, R., 91  
 Furlong, P., 150  
 — R. V., 46  
 Gage, B., 312  
 Gaisford, J., 408  
 Galabin, G. J., 410  
 Gale, J., 304  
 Gales, T., 495  
 Gamble, D. P., 503  
 — J. R., 503  
 Gandell, J. H., 14  
 — J. H., & Brunton, J., 34  
 Gapp, J., 236  
 Gardiner, J., 393  
 — R. W., 312  
 — T., 485  
 Gardner, J., 295  
 Garland, F., 485  
 Garner, G., 258  
 — J., 261  
 Garthwaite, H., 506  
 Gates, J., Coates, J., Bartlett, R. T., & Beck, G., 533  
 Gaze, I., 482  
 Geale, J., 543  
 Geard, J. C., 465  
 Gee, J., 437  
 — J. F., 289  
 Gemmill, J., 4  
 Gerish, F. W., 151  
 Gibson, R., 104  
 — W., 77  
 Gilbert, J., 462  
 — J., 361  
 — G., 246  
 Gill, J., & Barlow, J., the elder, 129  
 Gillett, T., 46  
 Gillon, J., 66  
 Gilman, C., 246  
 Gimson, B., & Gimson, J., 462  
 — W., 520  
 Glover, R., & Glover, F., 104  
 — W., 106  
 Glue, J., 223  
 Goddard, W., 349  
 Gomersall, J., 522  
 Good, W., 312  
 Goodall, W., & Bates, B. H., 328  
 Goodchespe, J., 498  
 Goodman, D., 261  
 — O., & Goodwin, T., 104  
 Gordon, J. W., 506  
 Goslin, E., & Clark, J., 533  
 Goulty, J., 13  
 Gowen, J., 465  
 Gower, R. F., 495  
 Graham, A. B., 453  
 — R., 203  
 Gratrix, W. H., & Taverner, J., 386  
 Graves, G., 543  
 — G., 545  
 Gravesend & Milton Cemetery Company, 506  
 Gray, J., 464  
 Gream, C., 386  
 Green, C., 192  
 Greenwood, D., & Bateman, J., 498  
 Greenwood, S., 258

Gregory, W., 545  
 Gregson, E., & Dewhurst, R., 416  
 Greig, R., & Rawlings, W., 46  
 Gribble, W., 494  
 Grills, W., 426  
 Grimes, M., 44  
 Groom, S., 181  
 Grossmith, W., 44  
 Grouchy, J., & Totterdell, E. M., 337  
 Groves, J. T., 206  
 Grylls, J. I., Stubbs, W., & Cousens, R. B., 545  
 Guest, J., 437  
 Gundry, S., & Gundry, W. E., 483  
 Gusterson, G., 439  
 Guttridge, W., 359  
 Guyton, W., 298  
 Gwynn, W., 372  
 Hadfield, G., 361, 465  
 — W., M'Tear, T., & Thompson, E., 473  
 Haines, J., 44  
 Haley, J., 386  
 Hall, C., 213  
 — G., 393  
 — I., 118  
 — J., 278, 533  
 — J., & Hall, H., 359  
 — J., 248  
 Hallett, C., & Parker, C., 34  
 Halliley, A., and Halliley, R., 91  
 Halsall, T., & Archer, M., 386  
 Halstead, J., 104  
 — T., 399  
 Haly, J., 127  
 Ham, M., 545  
 Hamilton, C. J., 260  
 Hamlin, R., 53  
 Hammer, W., & Hammer, J., 297  
 Hammon, H. J., 513  
 Hammond, J., 372  
 Hance, J. W., 53  
 Hancock, J., 5  
 Handley, S., 374  
 Hands, W., 213  
 Handscomb, S., & Handscomb, E., 485  
 Hanks, J., Jackson, T. S., & Jackson, R. J., 452  
 Hansford, J., 384  
 Hansor, J., 473  
 Hardwick, T., 216  
 — T., & Hardwick, W., 106  
 Hargreaves, G., 520  
 — G., & Hargreaves, J., 519  
 Harland, J., 206  
 Harmer, R., & Boyd, J., 268  
 Harper, J., 520  
 — J., 543  
 — J. A., 349  
 Harris, G., 280, 287  
 — W., 203  
 Harrison, A., 522  
 Hartup, S., 260  
 Harvey, J., 104, 519  
 — J. W., 63  
 Hastings, J., 77  
 — S., 464  
 Hatch, F., 45  
 Hatfield, J., the younger, 384  
 Hawkins, J., 181  
 Hay, J., 295  
 — W. D., 361  
 Hayday, R., 236

Haylock, R., 305  
 Hayward, R., 530  
 — W., 104  
 Hazard, J., & Beaumont, W., 106  
 Head, A. J., 451  
 Healey, E., 498  
 Heard, D., 151  
 Heath, G., & Dann, G., 451  
 Heathcote, G., & Heathcote, R., 192  
 — R., 190  
 Heerlein, G., Ash, H., & Ash, H. C., 485  
 Hellier, H., 465  
 Helliwell, T., 22  
 Hemsley, J., 498  
 Henderson, W., 374  
 Henfrey, W. G., 473  
 Henshall, W., 522  
 Henshaw, W., & Kemp, T., 278  
 Henwood, G., 304  
 Hepworth, J., 76  
 — L., 511  
 Herbert, T., 159  
 — T., & James, S., 152  
 — W., 75  
 Hewitt, H. S., 361  
 Heywood, H., 410  
 — W. F., 482  
 Hibbins, R., 205  
 Hicks, H., 472  
 — I., 409  
 Higginson, J., & Deane, R., 473  
 Hill, A., 287  
 — C. G., 372  
 — F., & Monkhouse, W. C., 223  
 Hill, H., 545  
 — J., & Hill, G., 206  
 — J., the younger, 439  
 — T., 325  
 — W. H., & Cotterill, C. F., 393  
 Hillard, J., & Coates, E. J., 533  
 Hillman, J., 328  
 Hills, E., 223  
 — J., 337  
 Hilton, G., 104  
 — J., 5  
 Hinchcliffe, J., 214  
 Hind, J., & Warbuck, R., 237  
 Hirst, G., 64  
 Hiscock, J., 464  
 Hiskins, J., & Dorey, J., 12  
 Hitchcock, W., 44  
 — W. H., Connor, W., & Hitchcock, J. E., 399  
 Hitchin, S., 223  
 — J., 203  
 Hoare, F. B., 180  
 Hobbs, G., 216  
 — S., 485  
 Hobson, J. T., 349  
 Hocken, S., 289  
 Hodding, W. H., 91  
 Hodgson, W., the younger, 127  
 Hoefler, J., 323  
 Hogg, J., & Woodhouse, T., 214  
 Holden, J., & 12 others, 289  
 — J., & 15 others, 374  
 Holditch, G., Holditch, J. F., & Holditch, E. D., 436  
 Holdsworth, J., 325  
 Hole, G., 44  
 Holford, G., 359  
 — T. H., 287

Holland, G., 281  
 — G. C., 473  
 Holmes, J., & Bateson, J., 278  
 — L., 453  
 — T., 224, 513  
 Holmyard, J., 234  
 Holt, C., 472  
 — J., 498  
 Home, T. W., 326  
 Hood, R., 522  
 Hook, J., 386  
 Hoole, H. F., 160  
 — W., & Lockyer, J., 538  
 Hopper, J., 437  
 Hopkins, F., 46  
 Hopwood, W., & 15 others, 374  
 Hoskins, J. T., 4  
 Horan, M., 260  
 Horad, H., 465  
 Horne, G., & Burghes, A. M., 178  
 Horsley, H., 427  
 Houghton, C., 297  
 Howard, J. H., 498  
 Howarth, T., 483  
 Howe, C., 418  
 Howell, H., 127  
 Howlett, W., 266  
 Hubbard, C. J., 77, 472  
 Hudson, J., 485  
 — J., & Mespard, C., 234  
 Hughes, C., & Eastwood, G., 453  
 — J., 266  
 — J., 423  
 Hulme, W., & Braggard, T., 305  
 Humphrey, J., 170  
 Humphries, W., 423  
 Hunt, H., 462  
 — J., 106  
 Hunter, H., 51  
 — T., 248  
 Huntley, R. E., 94  
 Hurdle, S., 325  
 Hurley, J., 384  
 Husebeth, F. C., 303  
 Hutchins, T., 278  
 Hutchison, J., 118  
 Hyams, J., 386  
 — J., 393  
 Hyde, J., & 12 others, 289  
 — J., & 15 others, 324  
 Imeary, R., 483  
 Inchbold, J. M., 543  
 Ingham, J., 104  
 Ireland, R. H., 22  
 Isherwood, J. F., 491  
 Israel, A., & Turner, W., 497  
 Jackson, J. G., 393  
 — T. S., Jackson, R. J., & Hanks, J., 452  
 — W., 303  
 Jacob, J. P., 386  
 Jacobson, E., 372  
 Jagger, T., 246  
 James, A., 437  
 — E. L., 418  
 — S., & Herbert, T., 152  
 — T., & Ricketts, F., 20  
 — T. J., 77  
 — W., 75  
 Jardine, C., 104  
 Jarman, J., 22  
 Jebb, J., 127, 129  
 Jefferies, J., 216  
 — W. E., 408  
 Jeffery, W., & Thuell, J., 190  
 Jenkinson, R., 66

- Jenkens, F., 384  
 Jerrems, W., 261  
 Jessop, A., 347  
 Jewry, J., jun., 297  
 Jeynes, T., 77  
 Jobling, T., 106  
 Johanning, J., 506  
 Johnson, H., 32  
 — J., 418  
 — J., 14  
 — M., 118  
 — R., 260  
 Johnston, A., 168  
 — J., 326  
 Jolley, W., 326  
 Jones, C., 350  
 — E., 236  
 — E., & Adlington, B., 214  
 — H., 129  
 — G., 129  
 — G. J., 495  
 — G. W., 415  
 — J., 386  
 — J., 53, 160, 372, 440  
 — J., & 12 others, 289  
 — J., & 15 others, 374  
 — J., & Brown, A., 498  
 — R. J., 180  
 — W., 465  
 — W. G., 482  
 — W. H., Maude, E.,  
 Maude, G., & Aspdin, W.,  
 248  
 Jordan, J., White, J., & Ald-  
 ridge, J. L., 325  
 Joslin, R. M., 498  
 Joyce, J., 104  
 Judd, J., 225  
 — W., 213  
 Jukes, T. S., 472  
 Kay, C., 216  
 — W., Mortimer, W., &  
 Fletcher, E., 266  
 Keddy, J., & Keddy, T., 66,  
 75  
 Keeler, E., 205  
 Keen, S., 297  
 Keir, Rev. A., 106  
 Kelly, O., 543  
 Kemp, T., & Henshaw, W., 278  
 Kelsall, W., & 12 others, 289  
 — W., & 15 others, 374  
 Kemp, J., 482  
 — J. F., 246  
 Kershawe, J., 473  
 Keateven, F., 104  
 Kettlewell, K., 426  
 Kevan, P., 410  
 Kiallmark, G., 503  
 Kimberley, S., & Organ, B.,  
 418  
 Kinder, J., 287  
 King, H., 116  
 — H. W., 190  
 — J., 314  
 Kingsford, R. C., & Barnwell,  
 H. L., 415  
 Kippax, R., & Kippax, J.,  
 298  
 Kirby, P. J., 498  
 Kirkby, F., 543  
 Kirkland, J., 303  
 Kirkman, J., 32  
 Kitching, W. T., 65  
 Kitson, R., 118  
 Knapp, H., 436  
 Knee, J., 473  
 Knight, C. C., 213  
 — H., 151  
 — J., 423  
 — S., 498  
 Knight, W., 149, 312  
 Knowell, W., 168  
 Knowles, Sir F. C., 280  
 Laby, J., & Laby, T. J., 314  
 Lacon, C. G., 408  
 Lake, H. W., 513  
 — T. M., 280  
 — W., 513  
 Lambert, W., 386  
 Lands, T., 450  
 Langdale, S., the elder, &  
 Langdale, S., the jun., 384  
 — L., 289  
 Langmead, J. D., 168  
 Langridge, H., 5  
 Larkman, E. B., 361  
 Lavers, R., 234  
 Law, F., 473  
 — J., 91, 533  
 — R., 386  
 — R., 168  
 — T., 473  
 Lawford, S., 423  
 Lawrence, T., 75  
 Lawrence, W., 436  
 Lawton, J., 485  
 — W., 498  
 Laxton, J., 180, 436  
 Laybourne, J., 192  
 Layr, R., 51  
 Lazarus, S. L., 502  
 Lea, J., 543  
 Leach, W., & Sutcliffe, W., 260  
 Leake, F., 418  
 Leather, W., 260  
 Leatham, H., 476  
 Lee, E., 495  
 — J., 160  
 — J., 462  
 — W., 530  
 Leedham, J., 513  
 Leek, T., 305  
 Lees, R., 192  
 Legassick, J., 287  
 Leighton, A., 437  
 Leipold, J., 22  
 Leman, A., 418  
 Lenton, J., 437  
 Lethbridge, E., 223  
 Lett, T., 192  
 Levers, T., 190  
 Levett, W., 312  
 Lewer, J., 393  
 Lewis, M., 451  
 — W., 236  
 — W. H., 416  
 Lightfoot, T., 13  
 Linell, R., 418  
 Little, W., 93  
 Livesey, J. B., 473  
 Llewellyn, J. H., 51  
 Lloyd, A. F., 386  
 Lockwood, J., 224  
 Lockyer, J., & Hoole, W., 533  
 Logsdon, L., 215  
 Lomer, D. C. H., 295  
 London and Birmingham Ex-  
 tension and Northampton,  
 Daventry, Leamington, and  
 Warwick Railway Com-  
 pany, 216  
 Lord, E., 246  
 — S., 408  
 Lott, H. B., & Flood, C. S.,  
 485  
 Lovatt, H., & Corran, W. H.,  
 L., 93  
 — W. H., 127  
 Lovegrove, T., 258  
 Lovett, W., & Lovett, G. W.,  
 45  
 Lowden, J., 462  
 Lucas, J. S., 475  
 Luckman, H. D., 372  
 Lumley, M., 545  
 Lund, R., 237  
 Lupton, G., 511  
 Lynex, R., 476  
 Lyon, T., & Lyon, E., 415  
 Lyons, M., 359  
 Mabbott, J., 439  
 Mabson, G. M., 5  
 M'Arde, M., 305  
 Macbryde, C. W., 533  
 M'Creddie, J., 22  
 Macdonald, J. C., 482  
 M'Donnell, M., 159, 160  
 M'George, J., 440  
 Machin, A., 287  
 Mackay, J., 53  
 M'Kenna, J., 225  
 Mackenzie, Neil, 495  
 Mackey, J. H., 205  
 — W. H., 138  
 Mackie, F., 168  
 Mackintosh, D., 399  
 M'Kune, H., 261  
 M'Laurin, A. S., 20  
 M'Naught, W., 495  
 Macoun, R., 129  
 M'Tear, T., Hadfield, W., &  
 Thompson, E., 473  
 Maddison, G., 349  
 Maillard, N. D., 66  
 Maling, J. S., 530, 533  
 Malinson, T., & 15 others, 374  
 Malinson, T., & 12 others, 289  
 Manby, J. S., 498  
 Mannooh, T., 314  
 Mares, H., 475  
 Markins, E., 139  
 Marks, S., 76  
 — T., 326  
 Marriott, T., 297  
 Marsdon, W., 236  
 Marshall, E., 127  
 — F., 476  
 — J., 426  
 — L., 260  
 — M., 498  
 Martin, C., 297  
 — T., 437  
 — T. W., 482  
 — W., 93  
 Massey, W. A., 289  
 Mather, J., 204  
 Matheson, D. O., Fly, W., &  
 Frost, D., 485  
 Mathew, James, 258  
 Matthews, T., 545  
 Maude, E., Jones, W. H.,  
 Maude, G., & Aspdin, W.,  
 248  
 — J. M., 236  
 May, E., 190  
 — R., 423  
 — T. H., 278  
 Maybury, P., 462  
 Mayhew, B., & Smees, F., 372  
 Mayne, C. W., 312  
 Measfield, J., 260  
 Medwin, T. C., 545  
 Mellor, E., 181  
 Merrett, W. F., 418  
 Mesnard, E., & Hudson, J., 234  
 Messenger, G., 34  
 Meugens, P. J., & Bourdon,  
 J. L., 168  
 Meyer, E. S., & Brownsmith,  
 T. G., 440  
 Miles, A., & Collyer, A., 178  
 Miller, G., 361  
 Miller, J., 372  
 Mills, Re Jesse, 305  
 Milstead, J., 410  
 Milton, S., 530  
 Miners, G., 465  
 Mockett, H., 436  
 Monk, J., 46  
 Monkhous, W. C., & Hill, J.,  
 223  
 Monson, H., 295  
 Moody, S. B., 205  
 — W., 314  
 Mooney, E., 476  
 Moore, S., 503  
 Morant, H., 192  
 Moreton, H. W., 372  
 Morgan, E., & Bond, J., 45  
 — G., 522  
 — J., 91, 361  
 Morison, J., & Black, J., 482  
 Morris, J., 386  
 — W., 483  
 Morrison, J., 513  
 Morse, J., 256  
 Mortimer, W., Kay, W., &  
 Fletcher, E., 266  
 Morton, G., 462  
 Moseley, G., 5  
 Moss, L., 32  
 Mountford, W., 503  
 Muddock, E. G., 65  
 Munks, J., 178  
 Murgatroyd, C., 464  
 — J., & 15 others,  
 374  
 Murray, J., 65  
 — J., 498  
 Musselwhite, J., 5  
 Naismith, J., 63  
 Napier, J., 546  
 Nash, J., 476  
 Naylor, J., 246  
 Neate, C. E., 337  
 Neep, W., 53  
 Neville, F., 519  
 Newbould, R., 503  
 Newman, J., 295  
 — R., 513  
 Newson, W., 451  
 Newstead, T., 20  
 Newton, J., 401  
 — W., & Pettet, E., 150  
 Nicholson, W., 546  
 Nicholls, J., 465  
 Nicol, R., 268  
 Nightingale, R., 533  
 Noble, J., 495  
 Norman, W., 519  
 Nornington, L., 295  
 Norris, E., 530  
 — J., 513  
 North, W. H., 361  
 Norton, C., 530  
 — J. L., 462  
 Norvall, A., 206  
 Nosworthy, J., 104  
 Nottingham, H., & Abbott, E.,  
 H., 476  
 Notwill, J., 20  
 Noyes, W. H., 234  
 Oakes, T., 160  
 Oakley, J., & Oakley, B., 347  
 Oberry, W. L., 498  
 Oden, J., 22  
 — W., 361  
 Oldaker, T., 503  
 Organ, B., & Kimberley, S.,  
 418  
 Orpwood, T., 519  
 Orrell, W., 280  
 Osborn, J., 325

- Owen, A. P., 522  
 — H., 416  
 — S., 408  
 — W., 503  
 Paddon, C., 205  
 Page, J. H., 451  
 Paley, T., 359  
 Palfrey, W., the elder, 77  
 Palmer, E., 205, 314  
 — W., 415  
 Park, G., 5  
 Parker, C., & Hallett, C., 34  
 — R., 234, 472  
 — R., 104  
 Parnall, W., 63  
 Parriah, J., 464  
 Parry, J., & Parry, E., 473  
 — J. D., 13  
 — R., & Roberts, J., 476  
 Parsons, J., 4  
 — T., 305  
 Partington, J., 418  
 Pasley, J., 522  
 Pattenden, J., 312  
 Pattison, P., 423  
 Paul, S., 546  
 Paull, H. H. B., 104  
 Pavcy, J., 372  
 Pawson, R. D., 495  
 Payne, G. D., 46  
 — J. H., 44  
 Peacey, G., & Bartlett, S. M., 374  
 Peake, F., 522  
 — R., 160  
 Pearce, I. N., 513  
 — J. J., 266  
 — W., 214  
 Pearl, J. W., 190  
 Pearce, W., 326  
 Pearson, D., 437  
 — T., 314  
 Peck, R., 337  
 Pella, J., 106  
 Percival, C., 482  
 Perrin, J., 349  
 Perrott, D. T., 511  
 Perry, C. H., 223  
 — T., 297  
 Pettepher, J., 168  
 Pettet, E., & Newton, W., 150  
 Peyman, T., 522  
 Philippo, J., 203  
 Phillips, C., 359  
 — H., 224  
 — J., 453, 522  
 — J. A., 423  
 Philps, R. W., 522  
 Pickard, J., 374  
 — J., the younger, 4  
 Pickett, J., 203  
 Pickstone, R., 160  
 Pierce, J., 77  
 Pike, F., 513  
 Pinder, T. H., 297  
 Pinger, W., 395  
 Pink, J., 426  
 Pinkstone, D., 418  
 Pithey, W., 416  
 Platt, J. P., 513  
 Player, J. C., 374  
 Flews, J., 5  
 Poland, J., 216  
 Pope, R., & Pope, J. B., 538  
 — T., 337  
 Pople, J. E., 384  
 Porritt, R., 545  
 Potts, T., 106  
 Powell, E. C., 297  
 — J., & Powell, D., 168  
 — J., 462  
 Power, J., 503  
 Pratt, D., & Finemore, J., 393  
 — T., 543  
 Price, J., 295  
 — J. J., 129  
 Priestley, T., 303  
 Prince, J., 75  
 Prior, J., 32  
 Pritchard, J., 280  
 Prockter, G., Prockter, J., & Prockter, T., 440  
 Proctor, C., 51  
 Prosser, J., 216  
 Prust, J., 91  
 Pugh, R. H., 543  
 Pullan, T. H., 22  
 Pullienc, J., the younger, 178  
 Purton, G., 203  
 Putterill, W., & Featherstonhaugh, J., 410  
 Pye, J. E., 287  
 — T., 361  
 Quarterman, A., 203  
 Quincy, W., 22  
 — R.  
 Rainy, A., 5  
 Ramsden, J., 506  
 Rankin, W., 506  
 Ratcliffe, J., 325  
 Rawlins, W., & Graig, R., 46  
 Rawlins, J., 349  
 Rawlinson, W., 361  
 Ray, R., & Wynne, T., 170  
 Raymond, T., 513  
 Reader, T., 106  
 Ready, H., 519  
 Redpeth, T., 506  
 Reed, R., 190  
 Reeve, H. S., & Bennett, W., 361  
 — R. N., 543  
 — W., & Reeve, R., 476  
 Reilly, J., 328  
 Reynolds, W., 190  
 — W., the younger, 20  
 Rich, R., 297  
 Richards, B., 533  
 — J., 519  
 Richards, O., 20  
 Richardson, J., 305  
 — M., 77  
 Richmond, J. A., 485  
 — T., 462  
 Rickards, J., 513  
 Ricketts, F., & James, T., 20  
 Ridehough, T., & Ridehough, J., 436  
 Ridley, E., 314  
 Rigby, G., & Rigby, J., 513  
 — M., & Sarginson, W., 106  
 Rigg, S., 495  
 Riley, J., 180  
 — S., 453  
 Rippingale, F., 178  
 Rippon, J., 410  
 Roberts, C. L., 192  
 — G., 5, 289  
 — J., & Parry, R., 476  
 — O. P., 543  
 — R., 513  
 — R. W., 328  
 Robertson, C., 349  
 Robeson, J., 513  
 Robins, R. J. S., 522  
 Robinson, A. G., 248  
 — B., 361  
 — I., 312  
 — J., 246, 506  
 — J., 451, 473, 495  
 Robinson, J., & Turley, T., 20  
 — J., 203  
 — J., 401  
 — J. S., 116  
 — T., 178  
 Rochat, J., 51  
 Roelants, L., 206  
 Rogers, C., 258  
 — E., 150  
 — H., 349  
 Rogers, J., 63  
 Rollason, G. T., 216  
 Rollings, J., 246  
 Rolph, W., 178  
 Ronald, B. M., & Teil, G., 106  
 Rontree, B., 543  
 Rose, E., 511  
 Ross, D., 464  
 — J., 394  
 — J., 34, 437  
 Rositer, E., 506  
 Rougemont, G., 495  
 Round, W., 104  
 Rouse, J., 46  
 Rule, A., 374  
 Rumsey, J., 180  
 Russell, J., 473  
 Ryland, T., & Ryland, W. L., 473  
 Rymer, R., 181  
 Sabin, W., & Thomson, T., 325  
 Sadler, T., 237  
 Salter, J., 408  
 Sampson, T., 347  
 — W., 328  
 Samson, C., 214  
 — R. W., 4  
 Samuel, L., 485  
 Sandeman, G., 450  
 Sanders, E., 416  
 Sandilands, W., 519, 522  
 Sandrinelli, G. Q., 53  
 Sansom, J., 181  
 Saph, R. P., 325  
 Sarginson, W., & Rigby, M., 106  
 Sarson, J. T., 222  
 Saul, W., 498  
 Savage, C., 223  
 Saw, R., 93, 104  
 Sawyer, R., 498  
 Sayer, J., & Sayer, W., 514  
 Scale, R. B., 440  
 Schofield, A., 473  
 Scholes, R., 437  
 Scott, E., 393  
 — E. J., 483  
 — J., 118  
 — J., 192  
 — W., 295  
 Scriven, R. K., 533  
 Searle, H., 522  
 Seckal, M. A., Banerman, H. B., 151  
 Selby, R., 192  
 Sergeant, R., 214  
 Settle, J., & 12 others, 289  
 — J., & 15 others, 374  
 Sever, J. C., 14  
 Shackel, E. G., 325  
 Shakeshaft, J., 372  
 Shakespeare, R., 436  
 Sharp, G., & Sharp, S., 12  
 — J., 127  
 Sharples, J., the elder, & Sharples, J., jun., 349  
 Shea, J., 181  
 Shelton, L., 22  
 Shepherd, J. L., 246  
 — J., & Shepherd, B., 160  
 Sheraton, R., 223  
 Sherlock, T., 462  
 Sherratt, S., & Sherratt, G., 482  
 Sherwood, W., 522  
 Shiers, W., 545  
 Shingley, C., 498  
 Shipley, H. W., 106  
 Shipman T., the younger, Birks, W., & Shipman, B., 246  
 Shorter, R. M., 530  
 Shuker, W., 160  
 Silcock, W., the younger, 511  
 Sims, W., 287  
 Simmonds, H., 268  
 Simpson, J., 203  
 — T., 349  
 Sims, W., 234  
 Singer, A., 513  
 Sivill, T., 127  
 Skingley, C., 502  
 Skinner, C., 401  
 — W., 14  
 Skipworth, T., 32  
 Slater, S., 361  
 — S. B., 206, 214  
 Sloan, J. T. K., 20  
 Sloane, M., 13  
 Slough, J., 14  
 Sly, S., 223  
 Small, G., 393  
 Smee, F., & Mayhew, B., 372  
 Smith, A., 295  
 — C., 462  
 — E., 32, 63  
 — F., 506  
 — H., 472  
 — H., 295  
 — J., 453  
 — J., 297, 298, 305  
 — J., & 12 others, 289  
 — J., & 15 others, 374  
 — J., & Abbey, R., 359  
 — J., 51  
 — J. H., 77  
 — P. W., 440  
 — R., 150  
 — S., & Smith, W., 278  
 — T., 20, 260, 440  
 — W., 106, 118, 349, 386, 437  
 — W. S., 545  
 Smyrk, C. F., 32  
 Snook, J., 289  
 Snow, E., 530  
 Soar, G. A., 127  
 Softlaw, J., 77  
 Sorley, D. B., 476  
 Southam, J. H., & Southam, G., 426  
 Southwell, G., 178  
 Spalding, J., 349  
 Spearman, G., 462  
 Speller, W., & Trigg, G., 498  
 — W., 476  
 Spence, J., 440  
 Spencer, J., 44  
 Sperring, J., 374  
 Spicer, J. H., 451  
 Spink, W., 511  
 Spooner, E., 511  
 Spratt, T., 43  
 Spray, J., 223  
 Stace, R. A., 151  
 Staley, G., 192  
 Synnot, M. S., 545  
 Stamp, F., 280  
 Stanton, W., 204  
 Starkey, J., 312  
 Starling, T., the elder, & Starling, W., 170

- Stead, S., 280  
 Stedman, G., 506  
 Steer, G. H., 520  
 Stelfox, J., 511  
 Stephenson, J., 520  
 — J., 349  
 Stevens, E., 278  
 Stevenson, C., 475  
 Stewart, C., 149  
 Still, R., 214  
 Stirling, T., the elder, & Stirling, W., 178  
 Stock, B., 395  
 Stockdale, T., & Stockdale, J., 91  
 Stockham, J., 440  
 Stocks, S., & Tait, M. L., 426  
 — T., 533  
 Stockton, R., & Furby, J., 91  
 Stone, M. J., 75  
 — W., 258  
 Storey, J., 328  
 Storry, T., 453  
 Stott, S., Stott, J., & Stott, W., 498  
 — T., 513  
 Stray, W. H., 415  
 Street, S., 495  
 Strevens, E., 75  
 Stringer, J., 236  
 Strong, R., 13  
 — S., 222  
 Stuart, C., 533  
 Sugden, J., 206  
 Sugg, J. W., 289  
 Sutcliffe, W., & Leach, W., 260  
 Sutton, C. R., 522  
 — W., 533  
 Swain, W., 127  
 Swainson, C. L., & Birchwood, J., 451  
 Swan, R., 453  
 Swift, A. H., 513  
 — E., 181  
 Sword, R., 152  
 Sykes, W., 223  
 Symes, J. D., 152  
 — T., 138  
 — W. L., 395  
 Syred, D., 190  
 Tabor, C., & Clarke, W., 204  
 Taburn, H., 258  
 Tait, M. L., & Stocks, S., 426  
 Tamlyn, H., 297  
 Tanner, J., 506  
 Tate, J., 180  
 — R., 160  
 Tattersall, G., 503  
 Taverner, J., 347  
 — J., & Gratrix, W. H., 386  
 Taylor, E. A., 93  
 — G., 498  
 — G. S., 268  
 — I. C., 384  
 — J., 372  
 — J., 116  
 — S., 326  
 Teill, G., & Ronald, B. M'K., 106  
 Temperley, N., 151  
 Temple, W., 280  
 Tench, W., 225  
 Ternan, C., & Ternan, C., the younger, 65  
 Terratt, J., 506  
 Terry, J., 451  
 Teversham, M., the younger, & Callow, E., 511  
 Tew, W., & Fitzpatrick, W., 498  
 Thacker, W., 495  
 Theobald, J. H., & Church, 545  
 Thies, J., 361  
 Thomas, A., 246  
 — C., 498  
 — D. R., 170  
 — E., 236  
 — H., 158  
 — J., 206, 258  
 — R., 465  
 — W., 372  
 Thompson, E., 522  
 — E., M'Tear, T., & Haddfield, W., 473  
 — H., 349  
 — J., 485  
 — N., 44  
 — T., 465  
 — T. K., 394  
 Thomson, T., & Sabin, W., 325  
 Thorne, W., 248  
 Thornton, E., 462  
 Thorogood, J., 93  
 Thuell, J., & Jeffery, W., 190  
 Thwaite, E., 216  
 Tibbey, E., 149  
 Tiley, W., 506  
 Tily, T., 260  
 Timmis, J., 5  
 Timperley, S., & Timperley, J., 520  
 Timpson, H. C., 181  
 Tipper, A. S., Tipper, H. R., & Tipper, A., 127  
 Tittley, J., 34  
 Tomlins, E., 281  
 Toone, E., 158  
 Totterdell, E. M., & Gruchy, J., 337  
 Towley, W., 139, 160  
 Townsend, I., 266  
 — J. T., 93  
 — T. S., & Townsend, W., 395  
 Townshend, W. J., 530  
 Toyne, H., 415  
 Trauter, J., the younger, 127  
 Treacher, W. H., 266  
 Triebner, T. F., 498  
 Trimmer, J. A., 178  
 Trotman, S. L., 190  
 Tubbs, R. T., 401  
 Tunney, G. P., 503  
 Tunstall, A., & Cash, J. W., 261  
 Tupling, J., 440  
 Turley, T., & Robinson, J., 20  
 Turner, A., 326  
 — H., 437  
 — R., 451  
 — T., 506  
 — W., & Israel, A., 497  
 Turney, A., 374  
 Tewed, E. J., 5  
 Tweedie, J. H., 533  
 Twigg, C., 225  
 Tyler, J., 181  
 Udale, J., 225  
 Uglow, A., 410  
 Underhill, J. W., 476  
 Vaughan, J. C., 393  
 — W., 349  
 Veith, F. C., 409  
 Venables, J., the younger, 426  
 Vevers, J., 498  
 Vyse, C., 203  
 Vyver, P. F. A. V., 168  
 Waddell, J., 453  
 Wade, C., 503  
 — J., 511  
 — R., 203  
 Wadman, W., 506  
 Wagstaff, W., 225  
 Wainwright, J., 440  
 Wakefield, T., 349  
 Walford, J., 236, 246  
 Walkden, T., 104, 106  
 Walker, E., 280  
 — H. H., 495  
 — T., 475  
 — W., 160, 415, 522  
 Wallington, E., 465  
 Wallis, T., 203  
 Walsley, J., 266  
 Walton, B., 439  
 — W., 473  
 Wanstall, H., 297  
 Warbuck, R., & Hind, J., 237  
 Warburton, M., 437  
 Ward, J. B., 138  
 — J., 170  
 — W., 325  
 Warden, W., otherwise Warden, W. C., 249  
 Warren, C., & Adams, C. M., 465  
 Waters, J., 475  
 — S., 192  
 Watkins, D., 304  
 — J., 181  
 — R., & Watkins, S., 729  
 Watson, D., 260  
 — H., 190  
 — J., 260  
 — T., 472  
 — W. T., Burt, J., & Burt, J., the younger, 416  
 Wavell, T. B., 106  
 Waycott, W., 546  
 Wayte, W., 374  
 Webb, A., 268  
 — G., & Webb, A. T., 534  
 — H., 206  
 — J., 462  
 — T. G., 190  
 Webdale, J., 234  
 Webster, G., 203  
 Welborne, J. W., 476  
 Welch, J. S., 384  
 Wells, T., 374  
 — W. C., 14  
 Welsh, J., 216  
 Wenman, J., 14  
 West, W., 519  
 Westall, T., 543  
 — W. F., 297  
 Weston, J. R., 236  
 — R., 328  
 Westrip, G., 303  
 Wetherell, J., 476  
 Wetton, J. C., 462  
 Wheatley, J. T., 462  
 Whinney, T., 361  
 Whitbread, E., 312  
 Whitby, J., 213  
 White, A., 4  
 — J., 118  
 — J., Jordan, J., & Aldridge, J. L., 325  
 — J. G., 533  
 — W., 472  
 Whitehead, G., & 12 ors., 289  
 — G., & 15 ors., 374  
 — J., & Doyle, S., 426  
 Whiteley, G., 225  
 Whittaker, J. C., 297  
 — T., 326  
 Whittenbury, J. C., 205  
 Wiggins, F., 303  
 Wightman, R., 158  
 Wild, W., & Wild, R., 204  
 Wildbore, M. M., 399  
 Wilders, H., 451  
 Wiles, J., 214  
 — W., 12  
 Wilkin, M., 20  
 — R., 216  
 Wilkins, W., & Evans, J. E., 451  
 Wilkinson, J., 214  
 Wilks, J. L., 160  
 Wilcox, J., 520  
 Williams, C., 462  
 — D., 75  
 — F., 248  
 — I., 426  
 — J., 213  
 — J., 416  
 — J., 511  
 — R., 465  
 — S., 399  
 — T., 116, 485  
 — T., & Boydell, H., 409  
 — W., 386  
 Willianes, H., 543  
 Willis, W., 444, 472  
 Wills, R., 280  
 Wilson, A., 258  
 — F. G., 138  
 — G., 297  
 — T., 236  
 — W., Clayton, W., & Clayton, W., 312  
 Winder, J., 104  
 Windle, G., 506  
 Winn, J., 216  
 Winnall, G., 297  
 Winscom, E., 213  
 Winton, D., 349  
 Withnall, S., & Cartwright, W., 168  
 Wood, D., 206  
 — E., 203  
 — G., 462  
 — T., 498  
 Woodhouse, H., & Woodhouse, T. T., 295  
 — T., & Hogg, J., 214  
 Woods, G., 236  
 — H., 372  
 — R., 408  
 — T., 519  
 Woodward, M., 192  
 Woolcombe, J., & Woolcombe, H., 168  
 Workman, G., 513  
 Worsley, W., 246  
 Worters, J., 287  
 Wortley, J., 314  
 Worthington, H., 139  
 Wospell, J., 393  
 Wright, C., 440  
 — J., 451  
 — R., 63  
 — T., 192  
 — W., 268  
 Wynne, T., & Ray, R., 170  
 Yates, T., 298  
 — W., 408  
 Yeats, J. S., 502  
 Yemms, J., 266  
 Yeoland, E., 473  
 Young, F., 248  
 — G., 401  
 — T., 34

# The Jurist

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LONDON, JANUARY 16, 1847.

SOME observations have lately appeared in a public journal respecting the practice of counsel at the parliamentary bar. There is much in those observations with which we in substance agree, though the tone of some parts of them, is not very consistent with the importance which the writer professes to attach to the status of the bar. It is quite true, that, in this country, it is important to the public, that a body of men whose influence over the administration of justice is so great as is that of the bar, should not only maintain, but have the reputation of maintaining, a high tone of feeling, and, in particular, should look at their Profession rather as the means of obtaining honourable distinction, than mere money. It is right that such a position of the bar should be sustained by all the inducements that can be offered, and, if the inducements supplied by the desire of other men's esteem and by the dictates of ordinary principle are not sufficient, it is well that the adventitious aids of etiquette and special professional regulations should be called in. It is quite true, also, that, in order to attain and maintain such a position, the Profession ought not to offer to its members, as a matter of course, daily bread for daily labour. That is, or ought to be, the attribute of ordinary business pursued by ordinary men; whereas the tendency of the regulations for such a Profession as that of the bar, ought to be to fill it with men of capacity and energy far above the ordinary standard. The system, therefore, under which, in the ordinary pursuit of practice in the superior courts, counsel are (with very few exceptions) obliged to bide their time, and, during a long period of severe probation, (the endurance of which is of itself almost the only safe test of their possession of one of the most necessary qualities), to strengthen and mature their qualifications for

business, is a system natural and proper for the maintenance of the Profession, if it is to remain a public body of public utility. Further, it is quite true, that the system which has of late grown up in parliamentary practice, has a tendency to deteriorate the status of the bar; and it has so for this simple reason, that it substitutes, to an enormous extent, patronage instead of professional character, as the cause and source of employment. It is impossible for a man who, either by the early development of extraordinary ability, or by the more tedious process of the determined application of ordinary ability, has fought his way in the courts of law or equity to a respectable position in business, to go into one of the committees, and not to be astonished at the number of very young juniors who are sitting at the committee-tables, covered with robes that have scarcely ceased to be redolent of the dyer's vat, and with tansures whose almost dazzling whiteness contrasts pleasingly with their rosy cheeks, and who are gaining there, in modest silence, incomes which would be thought brilliant by men leading behind the Bar in the ordinary courts, and wearing out body and soul in a daily toil of from twelve to fourteen hours. That many of these young men are men of talent is most probable; and that many, or most, of them might become in time good lawyers, is also highly probable; but it is quite impossible, that, without any severer training than their brethren undergo, their professional services in attending a parliamentary committee, occasionally examining a few witnesses, and very rarely addressing the committee, can be worth to their clients from five to ten times as much as those of men almost conducting causes in the courts of law and equity.

The truth is, (and it is well known), that, in the parliamentary committees, at least twice the number of counsel must be retained, that is at all likely to be required to conduct the business, not because the busi-



ness requires in itself more counsel to conduct it than any other, but because parliamentary arrangements are such, that the presence of counsel much esteemed, cannot be counted upon with tolerable certainty. As it is calculated, and with great chances that the calculation is accurate, that the two or three supernumerary counsel will not be called upon to do or say anything, it is not as important to the clients as it is in ordinary business (where seldom more than two, and, at the outside, three counsel are allowed) that the supernumeraries should be men really what is technically called, "up to their work." The result is, that those in whose hands the retainer of parliamentary counsel is placed, having, with regard to a considerable number of their counsel, but slight responsibility as regards the conduct of the case, are more open to influence, and, therefore, the more readily may, and in fact do, succumb to mere patronage.

But, admitting the public evil, the question remains what is its cause, and what is the remedy? Now, it is the fashion to throw the cause upon the alleged rapacity of counsel, and to suppose that the remedy consists in Parliament exercising the very simple piece of despotism of dictating for what fees counsel should work; whereas the cause consists, as we most respectfully suggest, in the excessive greediness of Parliament for jurisdiction, and its equally excessive slovenliness in the exercise of its jurisdiction; and the remedy would almost of itself follow, if Parliament would so organise its committees as to insure competent judges and a regular bar. It is easy to talk, as laymen will talk, of the abolition of a daily fee, and to suppose that that daily fee is the stimulus to excessive protraction of business. The daily fee, however, seems inevitable, whenever there are no tolerable means of knowing the length of time that the trial of a case may last. In the courts of common law and equity, the average duration of the hearing of a cause is so easy to calculate, and so well known, that there is no difficulty in making counsel's fees irrespective of the mere time taken up in attending court: but who can venture to say, a priori, whether carrying a bill through committee will take three days or sixty? As to the other branch of the objection, we have practical proof that the daily fee does not produce on the part of counsel, unnecessary protraction of business; at least, where counsel are pleading before judges whose knowledge they can rely upon; for both in the House of Lords and in the Privy Council, the system as to fees is exactly the same as in Parliament; yet no one has ever heard of its being complained, that there counsel make prolix speeches or raise unnecessary or captious difficulties in order to increase their gains.

If the public really thinks it a grievance that such large sums should be paid to counsel by companies and their opponents in parliamentary committees, they should direct their clamour to the root of the evil, the loose and inefficient organisation of the committees themselves. Let them urge upon Parliament the formation of regular courts for the transaction of railway business, presided over by men of legal learning and judicial responsibility, whose reputation will attract, and whose capacity will enable them to control, a powerful and regular bar. Let this be done, and com-

mittee business, like other legal business, will be done without the expenditure, in counsel's fees, of more than is requisite to secure competent ability. But to talk of prescribing what amount of fees counsel shall receive for their services, or in what form they shall receive them, is as purely ridiculous as it would be to say, that Mr. Barry shall build the Houses of Parliament for so much, whether he will or not, and shall agree to receive his remuneration in silver, whether he will or not.

## Court Papers.

### EQUITY CAUSE LISTS, HILARY TERM, 1847.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjournd—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C.* Costs—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Pts.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*Sh.* Short.

### Court of Chancery.

Before the LORD CHANCELLOR.

#### APPEALS.

Strickland v. Strickland	} (Ap)	Morison v. Morison (Ap)
Ditto v. Boynton		Parker v. Morrell (Ap)
Ditto v. Strickland	} (Ap)	Same v. Whitmore (part heard)
Dalton v. Hayter (Ap) <i>Tb As a day</i>		Brighton v. North (Ap)
Att.-General v. Masters and Wardens, &c. of the City of Bristol (Ap) <i>S O G</i>		Penny v. Turner (Ap)
Black v. Chaytor (Ap) <i>S O</i>		Caton v. Rideout (Ap)
Johnson v. Reynolds (F D by order) <i>S O</i>		Peacock v. Kernot (Ap)
Watts v. Hyde (Ap) <i>S O</i>		Willink v. Bentinck (Ap)
Att.-Gen. v. Mayor, &c. of Newcastle-upon-Tyne (Ap) <i>S O G</i>		Same v. Same (Ap)
		Chambers v. Smith (Ap)
		Case v. Same (Ap)
		Thorncroft v. Warren (Ap)
		Shawden v. Marriott (Ap)
		Flight v. Same (Ap)
		Heath v. Chadwick (Ap)

#### Before the VICE-CHANCELLOR OF ENGLAND.

#### PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.

Cooper v. Webb (D)	Wait v. Horton (F D, C)
Lenaghan v. Smith (D)	Montague v. Cator (F D, ca.)
Daniel v. Hill	Groom v. Stinton (4 causes)
Cope v. Lewis	Baxter v. Abbott (F D, C)
Attorney-Gen. v. Trevelyan	De Beauvoir v. De Beauvoir (F D, C)
Stert v. Cooke	Beale v. Warder (Re-hearing)
Hodgkinson v. Barrow (F D, C)	Turner v. Simcock (F D, C)
Colbourn v. Coling	Boeth v. Lightfoot (F D, C)
Hickson v. Smith (at def. request)	Ludlow v. Guilleband (F D, C)
Palmer v. Pattison (F D, C)	Howell v. Saer
Minter v. Wraith (F D, cause)	Att.-Gen. v. East India Co.
Hemming v. Spiers (E)	Roberts v. Cardell (E)
Chambers v. Waters (E)	Warwick v. Richardson (E, F D)
Smith v. Robinson	Morgan v. Kingdon (F D, C)
Foster v. Vernon (F D, C)	Lewis v. Hinton (F D, C)
Vale v. Sherwood (7 causes, F D, C)	Wilson v. Williams
Haffenden v. Wood (E)	Robotham v. Amphlett (E)
Branscomb v. Branscombe (F D, C)	Ellison v. Clark
Stammers v. Halliby (3 ca., F D)	Bailiff, &c. of Bridgnorth v. Collins (F D, C)
Ditto v. Battys (by order)	Gaches v. Warner (2 causes)
Dorville v. Wolf (F D, C)	Birch v. Joy (F D, C)
Richards v. Patterson (F D, C)	Wilson v. Jones (E)
Woodman v. Madgen (F D, C)	Day v. Slade (F D, C)
Attorney-Gen. v. Pearson (E, F D)	Lufkins v. Lufkins (F D, C)
Dawson v. Chappell (F D, C)	Nightingale v. Gocibourn (F D, C)

Green v. Raffley  
 Atkins v. Hatton (F D)  
 Straker v. Wilson  
 White v. Briggs (E, 3 sets, F D)  
 Danner v. Portarlington (3 ca.)  
 Greenham v. Greenham (F D, C)  
 Burrow v. Harley (F D, C)  
 Middleton v. Elliot (F D, C)  
 Hyde v. Neate (E, F D)  
 Milne v. Leo (F D, C, Ptn)  
 Bodmann v. Abbott (E)  
 Langston v. Cosens (F D, C)  
 Mapp v. Elcock (F D, C)  
 Hammer v. Hammer (F D, C, cause)  
 Myers v. Macdonald (2 causes) S O G  
 Wilson v. Wilson, (E, 2 sets) Jan. 13  
 Garratt v. Lancefield (F D)  
 Ansey v. Walker (2 causes)  
 Ashhurst v. Mill  
 Nicolas v. Nicolas  
 Kennett v. Tytherleigh  
 Lovett v. Soames  
 Jones v. Woods SA  
 Skinner v. Manser (2 causes)  
 Attorney-Gen. v. Stone  
 Skay v. Ody (F D, C)  
 Wall v. Wall (F D, C)  
 Simpson v. Earles (2 causes)  
 Abram v. Ward  
 Elliott v. Lyne (2 causes)  
 Ewart v. Phillips (F D, C)  
 Norton v. Hepworth  
 Belcher v. Lockey (2 causes)  
 Kennis v. Cressy (3 causes)  
 Costobadis v. Costobadis (2 causes)  
 Jackson v. Nottidge  
 Woodfall v. Bagster (F D, C)  
 Odell v. Lockett  
 Wright v. Lilley  
 Gervis v. Gervis (F D, C)

Fairfax v. Drought  
 Grant v. Hutchinson (F D, C)  
 Thompson v. Day (F D, C)  
 Hall v. Hall  
 Calvert v. Richards  
 Field v. Bentley  
 Attorney-Gen. v. Wilson  
 Muston v. Bradshaw  
 Rawlins v. Berkett (F D, C)  
 Bond v. Harvey  
 Anderson v. Wright  
 Vernon v. Rudd  
 Smith v. Waiters  
 Lewes v. Lewes  
 Hicks v. Graham  
 Williams v. Powell (3 causes)  
 Stakelchmidt v. Self }  
 Same v. Lett }  
 Warner v. Lett (2 causes)  
 Harris v. Green (2 causes)  
 Richards v. Griffiths (F D)  
 Spires v. Spires (F D, C)  
 Price v. Price (F D, C)  
 Jennings v. Bonser (2 causes)  
 Gray v. Seabrook  
 Ward v. Gardiner (F D, C)  
 Sewell v. Murray (3 causes)  
 Whitehall v. Sanders (2 caus.)  
 Barton v. Taylor (F D)  
 Grundry v. Newbold  
 Cleaver v. Sloan (F D, C)  
 Hitchcock v. Jaques (2 caus.) SA  
 Attorney-Gen. v. Ward  
 Axe v. Andrews  
 Lea v. Smith  
 Brandon v. Brandon (9 caus., E)  
 M'Forlane v. Underwood  
 Field v. Brown  
 Fitch v. Fitch (3 causes)  
 Hatchard v. Hatchard  
 Stanbury v. Dunning  
 Hoare v. Shaw  
 Parlabean v. Wickham  
 Shewell v. Shewell (F D, C)

Smyth v. Lowndes  
 Okill v. Whittaker  
 Sargent v. Roberts  
 Stirling v. Boughton SA

Ratley v. Gill  
 Beeston v. Beeston  
 Sowdon v. Marriott SA

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Lowes v. Lowes (F D, C) Td  
*As a day*  
 Phillips v. Meinertshagen S O  
 Flowden v. Thorpe  
 Maxwell v. Kiblethwaite (2 causes) *Easter Term*  
 Tolson v. Dykes (3 causes)  
*After Term*  
 Lewis v. Thomas  
 Bull v. Pritchard (part heard)  
 Merry v. Barchard (F D, part heard) S O  
 Letts v. The London and Blackwall Railway Co. }  
 The London and Blackwall Railway Co. v. Letts }  
 Stephenson v. Everatt (F D, C) Feb. 1  
 Pringle v. Smith  
 Justice v. Langster  
 Marsh v. Kingdom  
 Raby v. Ridehalgh  
 De Sola v. Menard  
 Jones v. Coles  
 Bennett v. Humberstone  
 Tyler v. Morris (F D, C)  
 Brown v. Brown (F D, C)  
 Ingram v. Thorp  
 Sharp v. Taylor (F D, C)  
 Wilson v. Johnson  
 James v. Wynford  
 Thompson v. Findlay (F D, C)  
 Stevens v. Pillen  
 Say v. Creed (F D, C)  
 Budin v. Masters (F D, C) Att.-Gen. v. Florence (Supp. bill)  
 Dowse v. Wilson  
 Bennett v. Harry  
 Watson v. Crawley  
 Mellington v. Cook (F D, C)  
 De Menzies v. Desanges  
 Vernon v. Nethersole  
 Dawson v. Paver  
 Lardin v. Binny (F D, C)  
 Gregson v. Booth (F D, C)  
 Salter v. Waller } (F D, C)  
 Matthews v. Clutton }  
 Robinson v. Purday  
 Manser v. Jenner  
 Tipping v. Clark  
 Matthews v. Bowler  
 Spencer v. Church  
 Malcolm v. Scott (2 causes)  
 Evans v. Cave  
 Hicks v. Hough (F D, C) SA  
 Lancaster v. King  
 Attorney-Gen. v. Governors of Harrow School  
 Yearley v. Yearley (2 caus.)  
 Hughes v. Stable (F D, C)  
 Thirby v. Holloway  
 Belsham v. Percival (at def. request)  
 Williams v. Teale (3 causes)  
 Cripps v. Price  
 Symes v. Byre  
 Att.-Gen. v. Croom (F D, C)  
 Shailers v. Groves (F D, C)  
 Kempson v. Abbott (F D, C)  
 Newton v. Sadler (F D, C)

COURT OF QUEEN'S BENCH.

Jan. 14.—Lord Denman, C. J., delivered the judgment of the court in the following cases:—

Pollit v. Forrest—Judgment for defendant.  
 Wilkinson v. Haygarth—Rule obtained on behalf of defendant discharged.  
 Smith v. Hopper—Rule absolute to enter verdict for defendants.  
 Doe d. Goody v. Carter—Rule discharged.  
 Doe d. Viscount Downe v. Thompson—Rule discharged.  
 Viscount Downe v. Thompson—Rule discharged.  
 Brooks v. Bockett—Rule absolute to enter verdict for defendant.  
 Hope v. Harman—Rule discharged.  
 Blanshard v. De La Cruet—Rule refused.

Upon the application of *Humphrey*, the court ordered that judgment in *Ford v. Beach*, delivered at the Sittings in Banc after last Michaelmas Term, (Nov. 23), be stayed.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Robert Viner, of Bath, Gent., to be a Master Extraordinary in the high Court of Chancery.

MEMBERS RETURNED TO SERVE IN PARLIAMENT.—George Rushout, Esq., for the county of Worcester, (Eastern Division), in the room of John Barneby, deceased; Sir Montague John Cholmeley, Bart., for the county of Lincoln, (Parts of Lindsey), in the room of Charles Anderson Worsley Pelham, commonly called Lord Worsley, now Earl of Yarborough, called up to the House of Peers.

Before the Vice-Chancellor KNIGHT BRUCE.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Simpson v. Edgeworth (3 Ds)  
 Hickman v. Hickman (Pl)  
 Harvey v. Bull (Pl)  
 Dyer v. Crick (S O) to apply  
 Sanford v. Sanford (F D, C)  
 Jefferson v. Miller  
 Cook v. Gustard  
 Taylor v. Simpson (F D, C) SA  
 Bishop v. Cappel (F D, C)  
 Pilkington v. Wilson  
 Neale v. Woodhouse  
 Morris v. Ball  
 Edwards v. Champion (2 ca.)  
 Methay v. Underwick  
 Petty v. Atherley  
 Ratley v. Carwen  
 Hatmond v. Baker  
 Smith v. Wilkinson (3 causes)  
 Dowling v. Churchyard  
 Habershon v. Burton  
 Batterfield v. Rayner  
 Tarte v. Phillips  
 Atkinson v. Glover *Easter T.*  
 Mayor, &c. of Rochester v. Lee  
 Howard v. Kirk  
 Reddish v. Howard (3 causes, Ptn)  
 Glascott v. Long  
 Bradley v. Teale  
 Smith v. Smith (3 causes)  
 Parken v. Taylor  
 Bellringer v. Blagrave  
 Hemming v. Dingwall  
 Bannister v. Ellis  
 Kortwright v. M'Queen }  
 Same v. Barlow }  
 Allen v. Snelling  
 Johnson v. Corrie  
 Evett v. Greatwood  
 Featon v. Nalder  
 Deubus v. Peel (2 causes)  
 Vanzeller v. Doorman (F D, C) Td *de fixed*  
 Brazier v. Piper  
 Blakey v. Mariner (Cause, Ptn) Jan. 13  
 Hore v. Smith (2 causes)  
 Stokeman v. Dawson  
 Garbett v. Whitehead  
 Bowmer v. Parkenson (F D, C)  
 Shellswell v. Preedy  
 Crafton v. Frith SA  
 Craven v. Stubbins (2 causes)  
 Burton v. Mount  
 Stooke v. Vincent  
 Hughes v. Griffith  
 Burchett v. Howett  
 Dallimore v. Ball Jan. 11



## London Gazettes.

TUESDAY, JANUARY 12.

## BANKRUPTS.

**JOHN PARSONS**, Medway-street, Horseferry-road, Westminster, Middlesex, baker and corn dealer, Jan. 21 at 2, and Feb. 20 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Holmer & Son, Bridge-street, Southwark.—Fiat dated Jan. 8.

**JOSEPH THOMAS HOSKINS**, Vanbrugh-house, Blackheath, Kent, boarding-house keeper, dealer and chapman, Jan. 26 at half-past 1, and Feb. 23 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrence & Plews, Old Jewry-chambers, Old Jewry, City.—Fiat dated Jan. 8.

**ROBERT WILLIAM SAMSON**, Essex-wharf, Strand, Middlesex, coal merchant, Jan. 21 at 12, and Feb. 22 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Thackthwaite, 24, Essex-street, Strand.—Fiat dated Jan. 8.

**JOHN BARRINGTON ELWORTHY**, Bridgwater, Somersetshire, draper, dealer and chapman, Jan. 21 at 12, and March 6 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Pain, Bridgwater; Reed & Langford, 59, Friday-street, Chapsaids, London.—Fiat dated Jan. 9.

**JOHN PICKARD** the younger, Exeter, hatter, dealer and chapman, Jan. 21 at 1, and Feb. 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzell; Sols. Gears & Co., Exeter; Finch & Co., 57, Lincoln's-inn-fields, London.—Fiat dated Jan. 8.

**JOHN GEMMILL** the younger, Liverpool, ship broker, dealer and chapman, (late in copartnership with John Gemmill the elder, of the same place, trading under the firm of John Gemmill & Co.), Jan. 26 and Feb. 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Todd, Liverpool; Kearns, Red Lion-square, London.—Fiat dated Jan. 4.

**ANDREW WHITE**, Bishop Wearmouth, Durham, coal owner, ship owner, and merchant, (now residing at Rye-hill, Newcastle-upon-Tyne), Jan. 19 at half-past 10, and Feb. 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hoyle, Newcastle-upon-Tyne; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated Jan. 1.

## MEETINGS.

*Jonathan Clarkson*, Wigmore-street, Middlesex, grocer, Jan. 25 at half-past 11, Court of Bankruptcy, London, ch. ass.—*Farquhar Macqueen*, Leadenhall-street, London, merchant, Jan. 21 at 11, Court of Bankruptcy, London, last ex.—*Thos. Lewis*, Newcastle-upon-Tyne, laceman, Jan. 26 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*James Hannybus*, Cambridge, ironmonger, Feb. 4 at 11, Court of Bankruptcy, London, aud. ac.; at half-past 11, div.—*Fredric Kerr*, Harley-street, St. Marylebone, Middlesex, and Pentraheilen, Shropshire, also of Peter's-terrace, Hammersmith, Middlesex, bookseller, Feb. 4 at half-past 11, Court of Bankruptcy, London, aud. ac.; at 12, div.—*J. Bickerton*, Luton, Bedfordshire, plait dealer, Feb. 10 at 12, Court of Bankruptcy, London, aud. ac.—*John Garratt*, Copenhagen-house, Islington, Middlesex, licensed victualler, Feb. 4 at half-past 12, Court of Bankruptcy, London, aud. ac.—*R. Kent Payne*, Brighton, Sussex, grocer, Feb. 12 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Everton*, Bunhill-row, St. Luke's, Middlesex, turner, Feb. 9 at 12, Court of Bankruptcy, London, aud. ac.—*Thomas Wyatt*, Oxford-terrace, King's-road, Chelsea, Middlesex, builder, Feb. 9 at 11, Court of Bankruptcy, London, aud. ac.—*John Jones and J. Boon*, Burslem, Staffordshire, ironmongers, Feb. 16 at half-past 12, District Court of Bankruptcy, Birmingham, aud. ac. sep. est. of *John Jones*.—*J. Howard Freeman*, Birmingham, builder, Feb. 3 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Parfitt*, Bristol, engineer, Feb. 4 at 12, District Court of Bankruptcy, Bristol, aud. ac.; Feb. 8 at 12, div.—*Thomas Rees*, Liverpool, porter brewer, Feb. 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Feb. 5 at 11, div.—*David Davies* the elder and *David Davies* the younger, Glanelywedog, Llanidloes, Montgomery, flannel manufacturers, Feb. 2 at 11, District Court of Bankruptcy, Liverpool, aud.

ac.; Feb. 5 at 11, div.—*Joshua Garsed* the elder and *Joshua Garsed* the younger, Leeds, Yorkshire, flax manufacturers, Feb. 2 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Feb. 5 at 11, div.—*Chas. Killick* and *John Sadd*, Blackman-street, Borough, Surrey, paper stainers, Jan. 22 at 1, Court of Bankruptcy, London, div.—*Francis Glass*, Basinghall-street, London, woollen factor, Jan. 22 at 11, Court of Bankruptcy, London, div.—*Lawrence Kennedy*, Rochester-terrace, Stoke Newington, Middlesex, pawnbroker, Feb. 3 at half-past 12, Court of Bankruptcy, London, div.—*Henry Docker*, Pall-mall, Middlesex, oilman, Feb. 4 at half-past 12, Court of Bankruptcy, London, div.—*John Parsons*, Wolverhampton, Staffordshire, edge tool manufacturer, Feb. 9 at half-past 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Robert Barker*, Manchester, druggist, Jan. 21 at 11, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*John Eckstein*, High-st., Notting-hill, Kensington, Middlesex, ironmonger, Feb. 4 at 12, Court of Bankruptcy, London.—*Jos. Vowles*, Compton Bishop, Somersetshire, tease dealer, Feb. 4 at 11, District Court of Bankruptcy, Bristol.—*David Cook*, Liverpool, wheelwright, Feb. 2 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Barker*, Nottingham, hosier, Feb. 5 at 11, Exchange-rooms, Nottingham.—*George Chesterton* and *Jas. Woodall*, Birmingham, glass manufacturers, Feb. 10 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 2.*

*Jas. Jarvis*, Great Bush-lane, Cannon-st., London, wine merchant.—*Thomas Miller*, Mansell-st., Goodman's-fields, Middlesex, oilman.—*Robert Baker*, Christchurch, Monmouthshire, farmer.—*Francis Holmes*, Little Yarmouth, Suffolk, ship builder.—*John Jenkins*, Symmond's-street, St. Luke, Chelsea, Middlesex, cowkeeper.

## SCOTCH SEQUESTRATIONS.

*Pat. Sandeman*, Edinburgh, upholsterer.—*Arthur Abercromby, Esq.*, Glassaugh, Fordyce, Banffshire, insurance broker.—*Donald Fraser*, Edinburgh, glass merchant.

## PARTNERSHIPS DISSOLVED.

*Rich. H. Price, John B. Deakin, and Wm. Dent*, Wolverhampton, Staffordshire, attorneys at law, solicitors, and conveyancers.—*Edward Lyne and Simon Peter*, Liskeard, Cornwall, attorneys at law and solicitors.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thos. Mathews*, Kent-st., St. George, Southwark, Surrey, currier, Jan. 21 at half-past 12, Court of Bankruptcy, London.—*David Foster*, Rochester, Kent, glass dealer, Jan. 21 at 11, Court of Bankruptcy, London.—*Rich. Wallis*, London-road, Southwark, Surrey, cheesemonger, Jan. 21 at 1, Court of Bankruptcy, London.—*Wm. Whicker*, Subdeanry, Chichester, Sussex, attorney at law, Jan. 21 at 11, Court of Bankruptcy, London.—*Jas. Hen. Gooch*, Holywell-lane, St. Leonard, Shoreditch, Middlesex, general shopkeeper, Jan. 20 at 11, Court of Bankruptcy, London.—*Thos. Holt*, Maidmoreton and Padbury, near Buckingham, Buckinghamshire, miller, Jan. 21 at 11, Court of Bankruptcy, London.—*Geo. W. Woods*, Hill-st., Peckham, Surrey, house painter, Jan. 19 at 12, Court of Bankruptcy, London.—*Hen. Foulger*, Grove-terrace, Queen's-road, Bayswater, Middlesex, upholsterer, Jan. 27 at 11, Court of Bankruptcy, London.—*Geo. Fleet*, Northampton-st., St. Mary, Islington, Middlesex, cowkeeper, Jan. 20 at 11, Court of Bankruptcy, London.—*Adderley W. Sleight*, Somerset-st., Portman-sq., Middlesex, captain in the royal naval and military services of Spain and Portugal, Jan. 20 at 11, Court of Bankruptcy, London.—*Henry Horne*, Newbury, Berkshire, coach maker, Jan. 28 at 1, Court of Bankruptcy, London.—*Charles Connolly* the elder, Lower George-street, Chelsea, St. Margaret, Middlesex, out of business, Jan. 28 at 12, Court of Bankruptcy, London.—*George Searle*, New Brunswick-cottages, Upper Mall, Hammersmith, Middlesex, engine driver, Jan. 28 at 1, Court of

**Bankruptcy, London.**—*Elis. Edney*, Deptford, Kent, licensed victualler, Jan. 16 at half-past 1, Court of Bankruptcy, London.—*Sidney Perrin*, Southampton, Hampshire, lath bender, Jan. 22 at 2, Court of Bankruptcy, London.—*Geo. Vowles*, Walcot, Bath, Somersetshire, painter, Jan. 26 at 11, District Court of Bankruptcy, Bristol.—*Wm. Brookes*, Salford, Manchester, out of business, Jan. 21 at 12, District Court of Bankruptcy, Manchester.—*Thos. Hew. Wade*, Everton, near Liverpool, bookkeeper, Jan. 19 at 11, District Court of Bankruptcy, Liverpool.—*George Allott*, Wentworth, Yorkshire, miner, Jan. 15 at 10, Town-hall, Sheffield.—*Wm. Allen*, Sims Croft, Sheffield, Yorkshire, scissor maker, Jan. 15 at 10, Town-hall, Sheffield.

*Saturday, Jan. 9.*

*The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Edwin Richard Robson Letton*, Greenwich, Kent, in no business, No. 58,516 T.; *Chas. Hayward* and *Benj. Evans*, assignees.—*Jamieson Waddington*, Preston, Lancashire, victualler, No. 67,447 C.; *Richard Threlfall*, assignee.

*Saturday, Jan. 9.*

*(On their own Petitions).*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*Reuben Brooks*, Great Marylebone-st., Marylebone, Middlesex, coffee-house keeper, and Thayer-st., Manchester-sq., Middlesex, carver and gilder: in the Queen's Prison.—*H. Lewis*, Arbour-terrace, Commercial-road East, Middlesex, tobacco manufacturer: in the Queen's Prison.—*Jos. Carter*, Old Nichols-st., Shoreditch, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*William Bist*, High-street, Stoke Newington, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Ed. Telford*, Carlisle, jeweller: in the Gaol of Carlisle.—*John White Embins*, Bristol, coal dealer: in the Gaol of Bristol.—*Henry Mason*, West Rounton, near Northallerton, Yorkshire, farmer: in the Gaol of York.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, Jan. 27, at 9.*

*Stephen Horncastle Geldard*, Earl-st., Market-street, Borough-road, Southwark, Surrey, chandler's-shop keeper.—*S. Browning*, Philpot-st., Commercial-road East, Middlesex, retired master mariner.—*Wm. Goudge*, Castle-street East, Oxford-st., Middlesex, coachsmith.—*Wm. Carn*, Knole-hill, West Horsley, near Guilford, Surrey, farmer.—*Robert Wm. Keene*, Haveling-st., Commercial-road East, Middlesex, sorter to a cork cutter.—*Jos. Clarkson*, Ordnance-place, St. John's-wood, Regent's-park, Middlesex, commission agent.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Wm. Otto Palch*, Exmouth, Devonshire, superannuated clerk in the Council Office, Warren & Son's, Exeter: 6s. 10d. in the pound.

FRIDAY, JAN. 15.

#### BANKRUPTS.

**ALEXANDER RAINY**, Regent-street, Piccadilly, Middlesex, estate agent and auctioneer, Jan. 26 and March 13 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Frampton, Gray's-inn.—Fiat dated Jan. 15.

**GEORGE MOULTON MABSON**, High-street, Whitechapel, and Whitechapel-road, Middlesex, potato dealer, dealer and chapman, Jan. 22 and March 6 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Baddeley, Leman-street.—Fiat dated Jan. 13.

**EDWARD JOHNSON TWEED**, Cambridge, victualler, Jan. 22 at half-past 1, and Feb. 20 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Clark & Davidson, Essex-street, Strand.—Fiat dated Jan. 11.

**GEORGE PARK**, Bury-street, Westminster, Middlesex, tailor, Jan. 22 at 2, and Feb. 26 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. A'Beckett and Son & Sympton, 7, Golden-square.—Fiat dated Jan. 13.

**JOHN PLEWS**, Store-street, Bedford-square, Middlesex, timber merchant, Jan. 29 at 1, and Feb. 26 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Turnley, 21, Ludgate-street.—Fiat dated Jan. 9.

**JOHN MUSSELWHITE**, Cromwell-lane, Old Brompton, Middlesex, cowkeeper, dealer in eggs, and dairyman, dealer and chapman, Jan. 22 at 2, and Feb. 26 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Buchanan, 8, Basinghall-street, London.—Fiat dated Jan. 12.

**GEORGE ROBERTS**, Southampton, Hampshire, grocer and cheesemonger, dealer and chapman, Jan. 29 at 12, and Feb. 26 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wright & Bonner, London-street, Fenchurch-street.—Fiat dated Jan. 9.

**THOMAS BENBOW**, Llanidloes, Montgomeryshire, draper and grocer, Jan. 26 and Feb. 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Draw & Woanam, Newtown, Montgomeryshire; Mason, Liverpool; Weeks, 12, Cook's-court, Lincoln's-inn, London.—Fiat dated Dec. 30.

**HENRY LANGRIDGE**, Liverpool, stay manufacturer, dealer and chapman, Jan. 26 and Feb. 19 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Bradley, Liverpool; Walker, Furnival's-inn, London.—Fiat dated Jan. 8.

**JAMES HANCOCK**, Weston-super-Mare, Somersetshire, builder and plasterer, Jan. 29 and Feb. 26 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Peters & Abbot, Bristol.—Fiat dated Jan. 8.

**JOSEPH TIMMIS**, Newcastle-under-Lyme, Staffordshire, (lately carrying on business at Chesterton, in the same county, in copartnership with John Benson Browne, as common brewers, and at Newcastle-under-Lyme, as wine and spirit merchants, dealers and chapmen), Jan. 26 at 11, and Feb. 23 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Harding, Newcastle.—Fiat dated Jan. 8.

**GEORGE MOSELEY**, Bakewell, Derbyshire, auctioneer and innkeeper, dealer and chapman, Jan. 25 and Feb. 18 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Fretson, Sheffield; Woodburne, Manchester; Fidley, Paper-buildings, Temple, London.—Fiat dated Dec. 29.

**JAMES HILTON**, Manchester, stock and share broker, dealer and chapman, Feb. 1 and 24 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Atkinson & Co., Manchester; Abbott, 10, Charlotte-street, Bedford-square, London.—Fiat dated Jan. 8.

#### MEETINGS.

*Daniel White*, Bristol, potter, Jan. 27 at 12, District Court of Bankruptcy, Bristol, pr. d.—*John Weston*, Liverpool, merchant, Jan. 26 at 11, District Court of Bankruptcy, Liverpool, ch. ass.—*Alex. Russell*, Ashford, Kent, saddler, Jan. 29 at 1, Court of Bankruptcy, London, last ex.—*John Dailey* and *Alfred Inskip*, Long-lane, Bermondsey, Surrey, leather manufacturers, Jan. 29 at 11, Court of Bankruptcy, London, last ex.—*Wm. G. Boucher*, Stepney-green, Middlesex, merchant, Feb. 1 at 11, Court of Bankruptcy, London, last ex.—*T. L. Powell*, Romsey, Hampshire, cabinet maker, Jan. 29 at 12, Court of Bankruptcy, London, last ex.—*Jos. Smart*, King-street, Stepney, Middlesex, watch maker, Jan. 29 at 11, Court of Bankruptcy, London, last ex.—*Jas. Stutard*, Manchester, cotton spinner, Jan. 25 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. J. B. H. Lofly*, Bennett-street, Blackfriars-road, Surrey, shipowner, Feb. 8 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Francis Perry* the younger, Austin-friars, London, merchant, Feb. 18 at 12, Court of Bankruptcy, London, aud. ac.—*Jos. Coles*, Strand, Middlesex, tobacconist, Feb. 5 at 11, Court of Bankruptcy, London, aud. ac.—*John Dodgeon* and *Geo. Bradbury*, Bishopsgate-street-without, and Moor-lane, Fore-st., London, ironmongers, Feb. 9 at 1, Court of Bankruptcy, London, aud. ac.; Feb. 16 at 1, div.—*Wm. L. Collins*, Wood-st., Westminster, Middlesex, brewer, Feb. 16 at 11, Court of Bankruptcy, London, aud. ac.—*Joseph Hindmarsh*, Liverpool, woollen draper, Feb. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Feb. 9 at 11, div.—*Hen. Gouldsbrough*, Lower Broughton, Manchester, sharebroker, Feb. 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. W. Salford*, Stockport, Cheshire, timber merchant, Feb. 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 9 at 12, div.—*Sam. Hawley*, Ashton-under-Lyne, Lancashire, grocer, Feb. 5 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 12 at 11, div.—*Jonathan Wrapp*, Melina-place, Westminster-bridge-road, Surrey, iron mer-

chant, Feb. 8 at 11, Court of Bankruptcy, London, div.—*John Turner*, Brooke-st., Holborn, Middlesex, manufacturer of printing materials, Feb. 8 at half-past 1, Court of Bankruptcy, London, div.—*Edwin Lilley*, Kingston-upon-Hull, mahogany merchant, Feb. 10 at 10, District Court of Bankruptcy, Leeds, div.—*John Jones* and *John Boon*, Burslem, Staffordshire, ironmongers, Feb. 16 at half-past 12, District Court of Bankruptcy, Birmingham, div. sep. est. of *John Jones*.—*John S. Daintry* and *John Kyle*, Manchester, bankers, Feb. 5 at 12, District Court of Bankruptcy, Manchester, div. sep. est. of *John Kyle*.—*Robert Crow*, Newcastle-upon-Tyne, draper, Feb. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Alas. Aug. Mackey* and *Nathaniel J. W. Holt*, St. Helen's-place, Bishopsgate-street, London, merchants, Feb. 8 at half-past 11, Court of Bankruptcy, London.—*Robert M. Jermy*, Bocking, Essex, chemist, Feb. 6 at 12, Court of Bankruptcy, London.—*John Dodgson* and *Geo. Bradbury*, Bishopsgate-street-without, and Moor-lane, Fore-st., London, ironmongers, Feb. 9 at 1, Court of Bankruptcy, London.—*Joseph Coles*, Strand, Middlesex, tobacconist, Feb. 5 at 11, Court of Bankruptcy, London.—*R. Crow*, Newcastle-upon-Tyne, draper, Feb. 9 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*T. Richards*, Wotton-under-Edge, Gloucestershire, Bristol.—*Geo. Pinn*, Tamworth, Warwickshire and Staffordshire, paper manufacturer, Feb. 10 at 11, District Court of Bankruptcy, Birmingham.—*Jas. Ford*, Birmingham, hosier, Feb. 9 at 12, District Court of Bankruptcy, Birmingham.—*Joseph Nicholls*, Edgbaston, Warwickshire, stone mason, Feb. 16 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 5.

*Jas. Stout*, Liverpool, shoemaker.—*John Ditchman*, Thurlow-place, Hackney-road, Middlesex, builder.—*Thos. Bateman*, Coventry, Warwickshire, victualler.—*John Claston*, Victoria-wharf, Bankside, Southwark, Surrey, coal merchant.—*Stephen Unwin* the elder, *Fisher Unwin*, and *Stephen Unwin* the younger, Coggeshall, Essex, woolstaplers.—*Edward Sewell*, Old Bond-street, Middlesex, hatter.—*Wm. Allen*, Wheeler-st., Middlesex, Spitalfields, scaleboard manufacturer.—*R. Watson*, York, silk mercer.—*T. Smith* and *Geo. Smith*, Bishop Auckland, Durham, ironmongers.—*Thomas Savage*, Nunney, Somersetshire, butcher.

#### PARTNERSHIPS DISSOLVED.

*Joseph Allen Higgins*, *Francis Higgins*, and *Chas. Morton Ricketts Chamberlain*, Ledbury, Herefordshire, solicitors.—*John Upton* and *John Beverard Upton*, Leeds, Yorkshire, attorneys and solicitors.—*John Fred. Isaacson*, Norfolk-street, Strand, Middlesex, and *Joseph Martyr*, Greenwich, Kent, attorneys at law and solicitors.

#### SCOTCH SEQUESTRATIONS.

*James Grant Dunbar*, Cullen, merchant.—*William Leask*, Aberdeen, ship-owner.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Edward Bannister*, Catherine-st., Islington, Middlesex, engraver, Jan. 28 at 11, Court of Bankruptcy, London.—*Robert Nicholson*, Wellington-terrace, Bayswater, Paddington, Middlesex, linendraper, Jan. 28 at 11, Court of Bankruptcy, London.—*Matthew Wright*, Roke, Bensington, Oxfordshire, labourer, Jan. 28 at 1, Court of Bankruptcy, London.—*Wm. Forward*, jun., Durham-terrace, Chelsea, Middlesex, oilman, Jan. 28 at 1, Court of Bankruptcy, London.—*Wm. Grove*, Bell-st., Edgeware-road, Middlesex, carpenter, Jan. 26 at 12, Court of Bankruptcy, London.—*Wm. Day*, Great Bradfield, Essex, baker, Jan. 26 at 12, Court of Bankruptcy, London.—*Michael Judge*, Reigate, Surrey, out of business, Jan. 26 at half-past 12, Court of Bankruptcy, London.—*John Ellis*, Salmon's-lane, Limehouse, Middlesex, licensed retailer of beer, Jan. 28 at 11, Court of Bankruptcy, London.—*Wm. Morris Elkins*, Fenchurch-st., London, and

Addington-place, Camberwell, Surrey, and Edenbridge, Kent, attorney at law, Jan. 28 at 11, Court of Bankruptcy, London.—*Wm. Orpet*, Chilworth, Southampton, brewer, Jan. 28 at 12, Court of Bankruptcy, London.—*Jas. Morfess*, Duke's-mews, Lisson-grove, Paddington, coachsmith, Jan. 28 at 12, Court of Bankruptcy, London.—*Jas. Malcolm Rymer*, Retreat, Haverstock-hill, Hampstead-road, Middlesex, author, Jan. 28 at 11, Court of Bankruptcy, London.—*Ed. Webb*, Princes-road, Bermondsey, Surrey, out of employ, Jan. 28 at 11, Court of Bankruptcy, London.—*Charles Tibbury* the younger, Southampton, officer to the sheriff of the county of Southampton, Jan. 27 at 11, Court of Bankruptcy, London.—*Andrew James*, Sutton-street, St. Anne, Soho, Middlesex, timber bender, Jan. 26 at 1, Court of Bankruptcy, London.—*Jas. Penney*, Romsey Infra, Southampton, cabinet maker, Jan. 26 at half-past 11, Court of Bankruptcy, London.—*John Sudd*, Trinity-st., Southwark, paper hanger, Jan. 26 at half-past 1, Court of Bankruptcy, London.—*George Thompson*, Shalford, Bramley, Surrey, excise officer, Jan. 26 at half-past 12, Court of Bankruptcy, London.—*Sam. Fletcher*, Church-st., Hampton, Middlesex, not in any occupation, Jan. 26 at 11, Court of Bankruptcy, London.—*John Stanton*, Deverell-st., New Kent-road, Surrey, out of employment, Jan. 26 at half-past 12, Court of Bankruptcy, London.—*John Whitroe*, Churton-st., Vauxhall-bridge-road, Middlesex, clerk to an auctioneer, Jan. 26 at 11, Court of Bankruptcy, London.—*Thomas Steeden*, Portman-market, Paddington, Middlesex, fruiterer, Jan. 21 at 1, Court of Bankruptcy, London.—*H. Gaskell*, Single-grove East, Bow-common-lane, Mile-end, Middlesex, comedian, Jan. 20 at 11, Court of Bankruptcy, London.—*Alfred Say*, Dilton's-marsh, Westbury, Wiltshire, licensed victualler, Jan. 20 at 11, Court of Bankruptcy, London.—*George Henry Wilson*, Old-road, Gravesend, Kent, licensed victualler, Jan. 20 at half-past 11, Court of Bankruptcy, London.—*Maria Williams*, Little Marybone-street, Middlesex, lodging-house keeper, Jan. 20 at half-past 11, Court of Bankruptcy, London.—*Robert Lane Thimbleby*, Camberwell-grove, St. Giles, Camberwell, Surrey, butcher, Jan. 26 at 1, Court of Bankruptcy, London.—*G. Edward Latham*, Southampton, carpenter, Jan. 26 at half-past 1, Court of Bankruptcy, London.—*Fred. Green*, New Eye-st., Westminster, Middlesex, dealer in jewellery, Jan. 26 at half-past 11, Court of Bankruptcy, London.—*James Shailer*, Harrington, Worcester-shire, innkeeper, Jan. 20 at 11, District Court of Bankruptcy, Birmingham.—*Peter Stubbs*, Liverpool, musician, Jan. 22 at 11, District Court of Bankruptcy, Liverpool.—*David Bailey*, Manchester, earthenware dealer, Jan. 22 at 12, District Court of Bankruptcy, Manchester.—*John Duckworth*, Blackburn, Lancashire, warehouseman, Jan. 19 at 12, District Court of Bankruptcy, Manchester.—*Joseph Taylor*, Whitwick, Leicestershire, baker, Feb. 5 at 11, Exchange-rooms, Nottingham.—*H. Hebb* the younger, Wysall, Nottinghamshire, farmer, Jan. 29 at 11, Exchange-rooms, Nottingham.—*Thomas Hallam*, Ratcliffe-upon-Trent, Nottinghamshire, baker, Feb. 5 at 11, Exchange-rooms, Nottingham.—*Joshua Harrison*, Derby, stove grate manufacturer, Jan. 29 at 11, Exchange-rooms, Nottingham.—*Jas. Hartley*, Warley, Halifax, Yorkshire, shopkeeper, Feb. 9 at 11, District Court of Bankruptcy, Leeds.—*John Michell*, Redruth, Cornwall, hatter, Jan. 27 at 11, District Court of Bankruptcy, Exeter.—*Francis Daniell*, Camborne, Cornwall, assay master, Jan. 27 at 11, District Court of Bankruptcy, Exeter.

Wednesday, Jan. 13.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*J. Scoffern*, Great Portland-street, Marylebone, Middlesex, bachelor of medicine: in the Debtors Prison for London and Middlesex.—*Anthony Hutchinson*, New Gravel-lane, Shadwell, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*Philip Summers*, Elizabeth-terrace, Liverpool-road, Islington, Middlesex, fancy paper printer: in the Debtors Prison for London and Middlesex.—*Francis Arnold Johnson*, Great North-street, Lisson-grove North, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Wm. Thos. Purkies*, Millpond-street, Bermondsey, Surrey, assistant to a book-keeper at fairs: in the Queen's Prison.—*Edward Fache*, Grosvenor-terrace, Horseferry-road, Westminster, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Charles Squires*, Spencer-st.,

Islington, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Thomas Holloway Bryant*, Teddington, Middlesex, anchor smith: in the Queen's Prison.—*Thos. Davis*, Parker-street, Drury-lane, Middlesex, chair caner: in the Debtors Prison for London and Middlesex.—*Stephen Hagan*, Blenheim-street, New Bond-street, Middlesex, stay maker: in the Debtors Prison for London and Middlesex.—*Henry Stanborough*, Seymour-place, Bryanstone-square, Middlesex, not in any trade: in the Queen's Prison.—*Wm. M. Reid*, Princes-road, Notting-hill, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Wm. H. Dowse*, Lee, Kent, and Chancery-lane, Middlesex, barrister at law: in the Gaol of Reading.—*Wm. Mawson*, Calverley, near Leeds, Yorkshire, cloth weaver: in the Gaol of York.—*W. Adamson*, Leeds, Yorkshire, artist: in the Gaol of York.—*James Priestley*, Bradford, Yorkshire, ironmonger: in the Gaol of York.—*Thomas Wadlow*, Ash near Ridley, near Wortham, Kent, out of business: in the Gaol of Maidstone.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, Jan. 29, at 9.

*Philip Page*, Strong's-pl., Fulham-road, Middlesex, baker.—*Emanuel Phillips*, Little Corn-st., Russell-sq., Middlesex, marine store dealer.—*Wm. T. Grose*, Brewer's-st., Somers-town, Middlesex, tobacconist.

Feb. 1, at the same hour and place.

*Joseph Bennett*, Hackney-road, Middlesex, biscuit baker.—*Gabriel Bennett*, St. George's-market, London-road, Southwark, Surrey, assistant to a butcher.—*Thomas B. Skyrme*, Bartholomew-close, West Smithfield, London, general commission agent.—*Wm. C. Day*, Holborn-hill, London, blacking manufacturer.—*Jas. Edmonds*, Bruton-st., Bond-st., Middlesex, boot maker.

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JANUARY 23, 1847.

It is generally believed, both in and out of the Profession, that measures are in active progress for the establishment in practice of the county courts under the 8 & 9 Vict. c. 95, and that within a very short period of time the public may expect to have the benefit of the new jurisdiction. We have often, in the pages of this Journal, and that long ago, when county courts were talked of, but with little hope that they would be speedily organised and brought into existence, urged the propriety of giving to such courts, if formed at all, an equity as well as a common-law jurisdiction.

Since we commenced this equitable agitation, many changes have taken place in the law and in the practice of the law which, if such a jurisdiction was then necessary, have made it now doubly desirable. Among other things, the Legislature has interfered to facilitate the transfer of real property and to shorten conveyances; and, if it has not been successful in all its efforts, it has at least aided the growing tendency of the public to seek, and of the Profession to adopt, with reference to property of small amount, a practice in conveyancing distinguished by endeavours at simplification and brevity, calculated to render estates susceptible of regular sale, and mortgage, and settlement, which, under the old practice, were quite unavailable as an exchangeable commodity.

The result of this is of course a growing increase of causes of equitable litigation among a class of persons, and in reference to a class of estates, for which the assistance of the High Court of Chancery is quite unattainable. Imagine a suit in Chancery to ascertain and settle the claims of devisees of an estate of the value of 200l., and the priorities of incumbrancers on the shares of one or more such devisees; or a fighting suit for

specific performance, upon a contract perhaps for 100l., to be made out by letters passing between two petty farmers!

Formerly, to such an observation the answer would have been, that it is better that such little litigations should be nipped in the bud, and that, when people of small means cannot go to law about their trifling purchases and trivial rights, they will settle them out of court. Whatever might have been the weight of such an argument, the principle of it was given up when the Legislature passed the County Courts Act; because it is obvious, that every argument which is applicable to the alleged impolicy of permitting equity litigation in reference to small matters, is equally applicable to shew the impolicy of permitting general litigation at law about 20l. debts. And as the Legislature has declared that it is politic to give the means of settling such *legal* questions, so ought it, if the existence can be shewn of a mass of *equitable* claims incapable of being settled by any existing jurisdiction, to afford to the people the possession of a competent tribunal for such matters.

Now, can it be doubted that such a mass of small equitable claims does exist? We ask every conveyancer and every Chancery practitioner, whether it has not frequently occurred to him in practice, to advise against proceedings in Chancery, admitting that, without such proceeding, no satisfactory result can be arrived at, simply because the smallness of the estate or fund, the subject of dispute, would be utterly annihilated, perhaps, before even getting so far as a preliminary decree for inquiries, and inevitable before reaching a final hearing of the cause. Practically, it may be said, without the fear of contradiction, that there is no tribunal whatever in this country that can adjust purely equitable claims, where the property at stake does not exceed 200l.; and at or about that we should be disposed

to place the maximum of value that should be litigated in equity in county courts.

Many also of the objections of a practical character that could formerly have been speciously made to the creation of a petty equity jurisdiction, are now rendered impossible by the creation of the county courts. There will be in existence courts with all their staff and machinery; there will be judges all ready to judge; clerks and officers all ready to take accounts and make inquiries; treasurers to act as accountants-general; taxing officers, bailiffs,—everything in short requisite to carry on litigation. All the *materiel* will exist; and the only thing remaining to be done will be to give jurisdiction, and to frame rules and orders as to procedure,—a task which would not be of excessive difficulty.

It might be a question, whether, if such a jurisdiction were given to county courts, it would be better that every court should be a court both of law and equity, or that certain of the courts should be exclusively courts of equity. That would be a question of detail, which would probably not be found of insuperable difficulty, if the Legislature were once to determine upon adopting the principle.

Viewing, then, the unquestionable existence of subjects of equitable litigation, for which there is no accessible jurisdiction; the unavoidable inference in regard to the policy of permitting such litigation, arising from the declared opinion of the Legislature in reference to subjects of common-law litigation; and the practical facilities afforded by the establishment of the county courts, for the introduction into the jurisprudence of this country, of courts of equity as well as courts of law for the poor man, we conceive, that, in urging again and again this subject upon the notice of the Profession, we shall be doing, in our very humble sphere, some service to the State.

#### COURT OF QUEEN'S BENCH.

Jan. 19.—Lord Denman, C. J., delivered the judgment of the court in the following cases:—

*Belcher v. Gumtow*.—Rule for new trial absolute.

*Willoughby v. Willoughby*.—Rule absolute, unless defendant tender a bill of exceptions, which he is at liberty to do, as at the trial.

*Reg. v. The Mayor, &c. of Dover*.—Judgment for the Crown.

Jan. 21.—“The Court will, on Tuesday the 2nd of February next, and the two following days, and on Monday the 8th of February, and four following days, hold sittings, and dispose of cases in the New Trial Paper, Crown Paper, and Special Paper, and give judgment in cases then pending.”

BY THE COURT.

#### COURT OF EXCHEQUER.

Jan. 21.—This court will hold sittings on Saturday, the 6th day of February next; also on Monday, the 8th day of February next, and the five next following days; and on Monday, the 15th day of February next; and will proceed in disposing of the business then pending in the New Trial Paper and in the Special Paper; and, on Monday, the 22nd day of February next, to deliver judgment in all cases then standing for judgment.

BY THE COURT.

Read in open court,—*E. Bennett*.

#### Rebibe.

*A Treatise on the Stamp Laws in Great Britain and Ireland: being an Analytical Digest of the Statutes and Cases, with Practical Observations thereon, and a Table of Stamp Duties payable throughout the Kingdom. By HUGH TISLEY, Assistant Solicitor of Stamps and Taxes. 8vo., pp. 692.*

[London: Stevens & Norton.]

Gentlemen in official situations are seldom very successful when they undertake to write on the subjects with which they are, or ought to be, best acquainted. Whether it be that office is seldom worthily bestowed, or that official aptitude is incompatible with what Bacon calls “the faculty of tradition,” we do not know; but certain it is, that, from “The Lincoln’s Inn Guide” and “Rigge on Registration” upwards, few works bearing the official stamp have been worth much. When we saw this work announced, and remembered the very curious dicta as to stamps that to our knowledge have occasionally emanated from Somerset House, we did not expect to see an exception to the rule. We have been agreeably disappointed; for an exception the present work is, and a very striking one. Mr. Tisley is evidently a gentleman of considerable ability and industry, and would have written well and soundly on the subject, even if his employment had not made it peculiarly his own\*; and in legal apprehension alone (a qualification which he certainly has not acquired at the Stamp Office) he fairly beats his predecessors and rivals, Messrs. Chitty and Collins. The cases are well stated, and acutely criticised. But this is not all: the book is complete†, and admirably arranged for reference; and these merits we place to the credit of its official origin. It is a perfect working book of reference, and bears internal evidence of having been originally compiled, as the author says, for the use of himself, and those associated with him in his official duties. The table of contents will shew the plan and scope of the work:—

“Introductory matter relating to subjects of a general character connected with the Stamp Duty on Instruments—Advertisements—Affidavits—Agreements—Appointments to Offices—Appraisements and Appraisers—Awards—Apprentices—Articled Clerks—Attorneys and Solicitors, &c.—Bills of Exchange and Promissory Notes, Bankers—Bills of Lading, Charter-party, Certificate on Debentures for Drawback—Bonds—Cards and Dice—Conveyance on Sale—Copyhold Estate—Denoting Stamp—Discount and Allowances, Drawback—Forgery, Fraud—Instruments, general enactments relating to (sub-divisions: 1. The local extent of the Stamp

\* Mr. Tisley refers, in his Preface, to a supposed effect of his belonging to the junior branch of the Profession, upon “the estimate of his production, *whatever may be its real merit*.” This looks like feigned modesty, and is, to say the least of it, a sentiment of great injustice. Members of the senior branch of the Profession will use a good book, whether its author be a barrister, or a solicitor, or a layman.

† We must make one qualification. Mr. Tisley mentions, both in a separate chronological table, and under each head in the body of the work, all the repealed statutes by which stamp duties were imposed; but he does not state the amounts of the duties which they imposed on instruments of a permanent character,—information which is not easily obtained, because, in the current editions of the Statutes at Large, the titles only of those repealed stamp acts are printed. In his next edition, we hope the author will give a table of all the stamps that have ever been imposed on instruments of a permanent nature. Something of this sort is, we believe, done in Mr. Coventry’s work,—a book, like the rest of that gentleman’s productions, well conceived and badly executed. Mr. Tisley has a table, which he entitles “Table of Duties payable prior to 10th October, 1804,” but, if we are not mistaken, it does not include all the duties to which we refer.

Laws; 2. The Stamping of executed Instruments; 3. The Admission of unstamped Instruments in Evidence for collateral Purposes, and herein as to Secondary Evidence; 4. Instruments relating to several Parties and Matters; 5. Alterations after Execution; 6. Time for Objecting to Sufficiency of Stamp; 7. Inforcing Production of Instrument to be stamped; 8. Special Pleading with reference to Stamps; 9. Instruments subject to the common Deed Duty)—Insurance—Lease—License to sell Stamps—Medicines—Mortgages—Newspapers—Pawnbrokers—Penalties for Offences—Plate—Postage Stamps—Progressive Duties—Public Officers—Receipts—Schedules—Spoiled Stamps—Stamp, various general Enactments—Surrender, Release, Renunciation, Disclaimer—Probate Duty—Legacy Duty—Table of present Stamp Duties (being the Schedule to the General Stamp Act, enlarged and corrected according to the existing laws)—Table of Duties payable prior to 10th October, 1804.

Appendix—A second form of instrument written on paper stamped for one instrument only; Hackney Carriages; Hawkers and Pedlars; Railways; Stage Carriages; Abstract of Statutes in Ireland relating to Stamp Duties; List of Statutes granting Stamp Duties in Great Britain, or otherwise relating thereto.

#### Addenda.

#### Index to Irish Statutes.\*

The arrangement is alphabetical, and under each head the statutes, as well those repealed as those in force, are referred to in order; and then the cases are stated. The decision on the construction of the Stamp Acts are, as our readers are aware, very numerous and very important, and they unfortunately constitute the only help which the practitioner can obtain for the solution of the perplexing questions that are constantly arising; for, as is remarked in the introductory part of the work, (page 10), the Commissioners of Stamps and Taxes have no authority given by the Legislature to decide, "or, by any act of theirs, (except in the instance of denoting stamps in particular cases specially provided for), to preclude inquiry as to the sufficiency of the stamp on any instrument," the courts not being "in the habit of referring to the Stamp Office on any question before them." Mr. Tilsley adds, "Of course, neither the commissioners nor their officers are responsible for the consequences of a deficiency of duty on any instrument stamped after it is executed; for, although they refuse to impress a duty which is palpably insufficient\*, they, in cases of doubt, allow parties to exercise their own discretion, at the same time not withholding advice; and it may reasonably be presumed, that, whenever a doubt is really entertained upon any point, a recommendation is never given to take the lower stamp. It certainly is by no means probable, that, in any instance where a question is suggested whether the stamp should be the common deed duty or one of less amount, a party is advised to be content with the latter if the point be one of real difficulty."

The work is not limited to the laws as, before the passing of the 5 & 6 Vict. c. 82, they affected England, and their operation since the date of that statute, but extends also to those which in any way regulate the stamp duties in Ireland; and within its scope will be found a very carefully compiled collection of, we believe, all the statutory enactments relating to stamps which have ever been in force in any part of the United Kingdom, from the 5 W. & M. c. 21, in the year 1694, down to the present time.

In illustration of our author's mode of discussing the authorities, we shall give two extracts. The first will be found at page 302, where, after speaking of the principle of *lex loci contractus* with reference to the stamp

duties of a foreign country, Mr. Tilsley thus proceeds:—

"*Alves v. Hodgson* and *Clegg v. Levy* are generally referred to as establishing a distinction between foreign independent states and the British colonies; but no allusion was made to any such distinction in the judgment in either case, nor was any argument attempted to be founded upon it on one side or the other; and the broad principle upon which the decisions were come to admits of no limit in its operation. The point seems to have been recently entertained by the Court of Common Pleas, by granting a rule nisi to set aside a verdict obtained on two bills not stamped according to the law of Belgium. Conceding, however, such principle to be altogether repudiated in the case of foreign powers, the reason for it, viz. the absence of necessity, does not apply to the British colonies."

At p. 11, after referring to the case of *Doe d. Fryer v. Coombes*, deciding, that, *prima facie*, a deed which bore the appearance of having had a stamp upon it, but the amount of which, in consequence of the parchment being worn and obliterated, could not be ascertained, was admissible in evidence, it is said—

"This case must be received with a due consideration of all the circumstances attending it, and was not intended as an authority on all occasions where a stamp is destroyed. The decision was founded in reason. Here was an old deed, which, from want of due care, had become almost illegible; the deed itself and the stamp upon it were in a state of premature decay; there was evidence of a stamp having been impressed; and, under the circumstances, the court was justified in presuming it to be correct. Except in cases of a similar description, no such presumption is warranted; but, on the contrary, the suspicion naturally arises, where the stamp is obliterated, that such stamp was improper, unless the deed itself, as well as the stamp, appears to have undergone a material change either from natural decay or some accidental cause."

We shall now refer to one or two positions in which we cannot agree with our author. At p. 479 he states, without disapproval, the decision in *Pierpoint v. Gouer*, (5 Scott, N. R., 605; 6 Jur. 952), that a mortgage given as a further security for a debt previously secured by a warrant of attorney, is exempted from the ad-valorem duty by the 3 Geo. 4, c. 117, s. 3, which mentions bonds only, and adds, "a warrant of attorney and a bond is for this purpose the same." The decision is clearly erroneous, as we have shewn in another place (8 Jur. 43); a warrant of attorney is not, for any purpose, a bond.

At p. 477, Mr. Tilsley quarrels with the decision in *Sellick v. Trevor*, (11 Mee. & W. 722), that a deed of covenant to accompany a conditional surrender by way of mortgage of copyholds is sufficiently stamped with the ad-valorem duty, where that duty is 2*l.* or under. We think that the decision was correct, though the grounds of it were not very happily expressed by the court. The title "Mortgages," in the schedule to the Stamp Act, has a provision for the case of "several distinct deeds or instruments falling within the description of any of the instruments hereby charged with the ad-valorem duty on mortgages" being made at the same time for recovering the same sum; and it directs, that the ad-valorem duty, if it exceeds 2*l.*, is to be charged on one only of such instruments, the others being liable to such duty as may attach on them under any more general head in the schedule; and the parties are to be at liberty to determine which instrument is to bear the ad-valorem duty. But then follows a proviso, that, in the case of a mortgage of copyholds by conditional surrender or grant, the ad-valorem stamp is to be affixed to the surrender or grant, no option being left to the

\* A refusal in which, however, they are clearly not justified.



parties. In other respects, the preceding provision for the case of several instruments is left untouched, so that where the ad-valorem duty does not exceed 2*l.*, and there is a conditional surrender and an accompanying mortgage deed, both are liable to the ad-valorem duty only. This was the case in *Sellick v. Trevor*, where the accompanying deed contained covenants for title, a covenant to pay the mortgage debt, and a power of sale, and the amount being 100*l.*, the deed was held liable to a duty of 1*l.* 10*s.* only. The deed was clearly a mortgage in equity. Mr. Tilsley says it was no mortgage, and adds, that, in the case of a covenant to surrender copyholds, if a surrender be never made, but the person lending the money remains satisfied with the covenant, there is then no mortgage, and, consequently, no ad-valorem duty. This is a mistake: a covenant to surrender copyholds by way of mortgage is unquestionably an equitable mortgage, and would be enforced in Chancery, if no surrender were made. Such a covenant, when the surrender is made *at the same time*, is exempted from the ad-valorem duty (if it exceed 2*l.*) by the proviso referred to; but if the surrender is not made at the time of executing the deed, the deed is plainly liable to the ad-valorem duty.

At p. 224, Mr. Tilsley cites authority to shew that any acknowledgment of a debt, if under seal, is a bond; and adds, "a covenant to pay money cannot be made liable to a stamp duty as a bond, unless it be a bond." Granted: but this is surely disposing in too ambiguous and summary a manner of the important question, whether an unqualified covenant to pay a sum certain is not liable to the ad-valorem duty on bonds. See 3 Jarm. Conv., 3rd ed., p. 361.

We shall probably take an early opportunity to notice some other interesting points, which want of space obliges us at present to pass over.

## CIRCUITS OF THE COMMISSIONERS FOR THE RELIEF OF INSOLVENT DEBTORS.

### SUMMER CIRCUITS, 1847.

#### SOUTHERN CIRCUIT.

HENRY REVELL REYNOLDS, Esq., Chief Commissioner.

*Berkshire*, at Reading, Tuesday, June 22.  
*Oxfordshire*, at Oxford, Thursday, June 24.  
*Worcestershire*, at Worcester, Saturday, June 26.  
*Radnorshire*, at Presteigne, Tuesday, June 29.  
*Herefordshire*, at Hereford, Wednesday, June 30.  
*Brecknockshire*, at Brecon, Friday, July 2.  
*Carmarthenshire*, at Carmarthen, Monday, July 5.  
*Cardiganshire*, at Cardigan, Wednesday, July 7.  
*Pembrokeshire*, at Haverfordwest, Thursday, July 8.  
*Glamorganshire*, at Swansea, Monday, July 12.  
*Glamorganshire*, at Cardiff, Tuesday, July 13.  
*Monmouthshire*, at Monmouth, Thursday, July 15.  
*Gloucestershire*, at Gloucester, Saturday, July 17.  
*Bristol*, (City and County), Tuesday, July 20.  
*Somersetshire*, at Bath, Thursday, July 22.  
*Somersetshire*, at Taunton, Friday, July 23.  
*Cornwall*, at Bodmin, Tuesday, July 27.  
*Devonshire*, at Plymouth, Wednesday, July 28.  
*Devonshire*, (City and County), at Exeter Castle, Friday, July 30.  
*Dorsetshire*, at Dorchester, Monday, Aug. 2.  
*Wiltshire*, at Salisbury, Wednesday, Aug. 4.  
*Southampton*, (Town and County), Thursday, Aug. 5.  
*Southampton*, at Winchester, Friday, Aug. 6.

#### NORTHERN CIRCUIT.

JOHN GREATHEAD HARRIS, Esq., Commissioner.

*Yorkshire*, at Sheffield, Friday, June 18.  
*Yorkshire*, at Wakefield, Monday, June 21.  
*Kingston-upon-Hull*, (Town and County), Friday, June 25.  
*Yorkshire*, at the Castle of York, Monday, June 28.  
*Yorkshire*, at Richmond, Thursday, July 1.

*Durham*, at Durham, Friday, July 2.  
*Northumberland*, at Newcastle-upon-Tyne, (Town and County), Monday, July 5.  
*Cumberland*, at Carlisle, Wednesday, July 7.  
*Westmoreland*, at Appleby, Friday, July 9.  
*Westmoreland*, at Kendal, Saturday, July 10.  
*Lancashire*, at Lancaster, Monday, July 12.  
*Lancashire*, at Liverpool, Monday, July 19.  
*Montgomeryshire*, at Welsh Pool, Thursday, July 22.  
*Merionethshire*, at Dolgelly, Saturday, July 24.  
*Carnarvonshire*, at Carnarvon, Tuesday, July 27.  
*Anglesey*, at Beaumaris, Wednesday, July 28.  
*Denbighshire*, at Ruthin, Friday, July 30.  
*Flintshire*, at Mold, Monday, August 2.  
*Cheeshire*, (City and County), at Castle of Chester, Tuesday August 3.

#### MIDLAND CIRCUIT.

WILLIAM JOHN LAW, Esq., Commissioner.

*Essex*, at Chelmsford, Thursday, June 24.  
*Essex*, at Colchester, Friday, June 25.  
*Suffolk*, at Ipswich, Monday, June 28.  
*Norfolk*, (City and County), at Castle of Norwich, Wednesday, June 30.  
*Norfolk*, at Yarmouth, Thursday, July 1.  
*Suffolk*, at Bury St. Edmund's, Saturday, July 3.  
*Norfolk*, at Lynn, Monday, July 5.  
*Northamptonshire*, at Peterborough, Tuesday, July 6.  
*Huntingdonshire*, at Huntingdon, Wednesday, July 7.  
*Cambridgeshire*, at Cambridge, Thursday, July 8.  
*Northamptonshire*, at Northampton, Saturday, July 10.  
*Rutlandshire*, at Oakham, Monday, July 12.  
*Lincolnshire*, at Lincoln, Tuesday, July 13.  
*Nottinghamshire*, (Town and County), Thursday, July 15.  
*Derbyshire*, at Derby, Saturday, July 17.  
*Leicestershire*, at Leicester, Monday, July 19.  
*Staffordshire*, at Stafford, Wednesday, July 21.  
*Shropshire*, at Shrewsbury, Friday, July 23.  
*Lichfield*, (City and County), Saturday, July 24.  
*Shropshire*, at Oldbury, Monday, July 26.  
*Warwickshire*, at Birmingham, Monday, July 26.  
*Warwickshire*, at Warwick, Tuesday, July 27.  
*Warwickshire*, at Coventry, Wednesday, July 28.  
*Bedfordshire*, at Bedford, Friday, July 30.  
*Buckinghamshire*, at Aylesbury, Saturday, July 31.

#### HOME CIRCUIT.

CHARLES PHILLIPS, Esq., Commissioner.

*Kent*, at Dover, Thursday, July 8.  
*Canterbury*, (City and County), Saturday, July 10.  
*Kent*, at Maidstone, Tuesday, July 13.  
*Sussex*, at Lewes, Friday, July 30.  
*Hertfordshire*, at Hertford, Friday, August 6.

## London Gazettes.

TUESDAY, JANUARY 19.

### BANKRUPTS.

GEORGE SHARP and SAMUEL SHARP, Commercial-road, Lambeth, Surrey, stonemasons and merchants, dealers and chapmen, Jan. 27 and March 2 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Lawrance & Plews, Old Jewry-chambers, City.—Fiat dated Jan. 18.  
WILLIAM WILES, Dulwich, Surrey, pawnbroker, Jan. 26 at 2, and March 2 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Lawrance & Plews, Old Jewry-chambers, City.—Fiat dated Jan. 11.  
JOSEPH DOREY and JOHN HISKINS, Powis-street, Woolwich, Kent, brewers, Jan. 26 at 2, and March 2 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Miller & Carr, 47, Eastcheap, London.—Fiat dated Jan. 18.  
JOHN EDWARDS, Nag's Head-court, Gracechurch-street, London, ironmonger and commission agent, Jan. 28 at half-past 11, and March 1 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Phillips & Co., Size-lane.—Fiat dated Jan. 16.

**HENRY ANDREWS**, Angel-place, Islington, Middlesex, plumber, painter, glazier, and paper hanger, dealer and chapman, Jan. 28 at half-past 12, and March 1 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Pilcher, New Broad-street, London.—Fiat dated Jan. 11.

**JOHN DELF**, Drury-lane, Middlesex, linendraper and haberdasher, Jan. 28 at 12, and March 1 at half-past 11, Court of Bankruptcy, London; Off. Ass. Graham; Sol. Pullen, Basinghall-street.—Fiat dated Jan. 16.

**JOHN GOULTY**, Stangate, Lambeth, and Bankside, Southwark, Surrey, mast and oar maker, and Rising Sun, Fair-street, Horselydown, Surrey, licensed victualler, dealer and chapman, Feb. 5 and 26 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lewis & Lewis, 10, Ely-place, Holborn.—Fiat dated Jan. 15.

**JOHN DIXON PARRY**, Manchester, share broker and share dealer, Feb. 1 and 24 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Potter, Manchester; Johnson & Co., Temple, London.—Fiat dated Dec. 31.

**THOMAS LIGHTFOOT**, Nottingham, grocer, dealer and chapman, Feb. 5 and March 5 at 12, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Coope, Nottingham.—Fiat dated Jan. 9.

**MICHAEL SLOANE**, Bath, Somersetshire, licensed horse dealer, Feb. 4 at 12, and March 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Millar; Sol. Gray, Bristol.—Fiat dated Jan. 11.

**ROBERT STRONG**, Box, Wiltshire, quarrymaster and dealer in stone, Feb. 4 at half-past 12, and March 2 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Gray, Bristol.—Fiat dated Jan. 13.

#### MEETINGS.

*John Lamb*, Oxford-st., Middlesex, haberdasher, Jan. 30 at 12, Court of Bankruptcy, London, last ex.—*Hen. Godfrey*, Milton-road, Milton next Gravesend, Kent, builder, Feb. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Rich. Riley*, Wellesbourne Hastings, Warwickshire, corn dealer, Feb. 11 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*F. Shaw*, Manchester, victualler, Feb. 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 12 at 12, div.—*Bertholomew Calway*, Tooley-st., Southwark, Surrey, draper, Feb. 5 at half-past 11, Court of Bankruptcy, London, fin. div.—*Rowland Mitchell*, Lime-st., London, merchant, Feb. 5 at 11, Court of Bankruptcy, London, div.—*Jos. Graham*, Jewry-st., Aldgate, London, wholesale stationer, Feb. 9 at 1, Court of Bankruptcy, London, div.—*The Tryng, Reading, and Basingstoke Railway Company*, New Broad-st., London, Feb. 11 at 11, Court of Bankruptcy, London, div.—*Henry Alex. Douglas*, Winchester-house, Old Broad-st., London, merchant, Feb. 9 at 1, Court of Bankruptcy, London, div.—*Elijah Brentnall*, Elizabeth-cottage, Cold Harbour-roads North Brixton, Surrey, builder, Feb. 9 at 2, Court of Bankruptcy, London, div.—*John Cottingham Johnson*, Lawrence Pountney-hill, Cannon-st., London, merchant, Feb. 9 at 2, Court of Bankruptcy, London, div.—*Thos. Oakley*, St. Alban's, Hertfordshire, farmer, Feb. 10 at 2, Court of Bankruptcy, London, div.—*Alfred Stocken* and *Wm. Utton*, Halkin-st., Belgrave-square, coachmakers, Feb. 11 at 2, Court of Bankruptcy, London, div.—*Andrew Valentine Leaman* and *Wm. Andrew*, Fenchurch-st., London, wholesale mahogany merchants, Feb. 10 at 1, Court of Bankruptcy, London, div.—*John Massey*, Etruria, Staffordshire, gas fitter, Feb. 9 at half-past 12, District Court of Bankruptcy, Birmingham, div.—*Thos. Crane*, Kegworth, Leicestershire, common brewer, Feb. 12 at 12, District Court of Bankruptcy, Birmingham, first and fin. div.—*Wm. Baldoek*, Nottingham, grocer, Feb. 12 at 12, Exchange-rooms, Nottingham, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Henry Mayhew*, Shrubbery, Parson's-green, Middlesex, newspaper proprietor, Feb. 11 at 1, Court of Bankruptcy, London.—*Wm. Reeves*, Horseferry-road, Limehouse, Middlesex, live stock dealer, Feb. 11 at 12, Court of Bankruptcy, London.—*Rich. Kent Payne*, Brighton, Sussex, grocer, Feb. 12 at 11, Court of Bankruptcy, London.—*Arthur Burton*, Ranelagh-wharf, Pimlico, Middlesex, coal merchant, Feb. 5 at 11, Court of Bankruptcy, London.—*H. Newton*, Northumberland-street, Strand, Middlesex, chemist, Feb. 10 at 11,

Court of Bankruptcy, London.—*Frederick Wm. Farley*, Liverpool, hatter, Feb. 9 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Perry*, Wolverhampton, Staffordshire, ironfounder, Feb. 11 at 11, District Court of Bankruptcy, Birmingham.—*John Payne*, Weymouth and Melcombe Regis, Dorsetshire, draper, Feb. 10 at 11, District Court of Bankruptcy, Exeter.—*C. Malpas*, Manchester, victualler, Feb. 12 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 9.*

*Wm. Wells*, Victoria-wharf, Bankside, Southwark, Surrey, coal merchant.—*James Joseph Fryer*, Birchin-lane, Cornhill, London, stock broker.—*Henry Copner*, Ludlow, Shropshire, mercer.—*Wm. Hildrow*, Darlington, Durham, grocer.—*John Birley*, Eccles, Lancashire, card manufacturer.—*G. Frederick Kerschner*, Holloway, Middlesex, licensed victualler.

#### PARTNERSHIPS DISSOLVED.

*J. Kinder* and *J. Sorrell*, Jewry-street, Aldgate, attorneys at law and solicitors.—*J. Jas. Foquett* and *Leonard Worsley*, Newport, Isle of Wight, Hants, attorneys at law and solicitors.

#### SCOTCH SEQUESTRATION.

*Robert Logan*, Paisley, baker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Starling*, Cambridge, bricklayer, Jan. 23 at 1, Court of Bankruptcy, London.—*Charles Clear* the younger, Southampton, butcher, Jan. 23 at 1, Court of Bankruptcy, London.—*James H. Edden* the younger, Union-place, Commercial-road, slater, Jan. 23 at half-past 12, Court of Bankruptcy, London.—*Corbet Wm. Cooke*, Willow-cottage, Muswell-hill, Hornsey, and High Holborn, Middlesex, and Fleet-street, London, dealer in coals, Jan. 23 at half-past 11, Court of Bankruptcy, London.—*W. Clark*, Leeds, Yorkshire, butcher, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*James Lea Maude*, Detholme, near Bradford, Yorkshire, brass founder, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*John Harrison*, Bradford, Yorkshire, waste dealer, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*Wm. Edmondson*, Skipton, Yorkshire, saddler, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*Robt. Potter*, Kirbymoor-aide, Yorkshire, out of business, Jan. 26 at 11, District Court of Bankruptcy, Leeds.—*John M' Coy*, Liverpool, dealer in pigs, Jan. 26 at 11, District Court of Bankruptcy, Liverpool.—*Joseph Wilson*, Carlisle, Cumberland, innkeeper, Jan. 26 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. H. Brown Hill*, Exeter, accountant, Jan. 28 at 1, District Court of Bankruptcy, Exeter.

Saturday, Jan. 16.

*The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Edw. Bennett*, Bexley-heath, near Dartford, Kent, butcher, No. 58,500 T.; *Thos. Branson* the elder, assignee.—*George H. Davies*, Bury-street, Chelsea, Middlesex, assistant to a chemist, No. 58,559 T.; *Robert Stapleton*, assignee.

Saturday, Jan. 16.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Chas. B. Paul*, Great St. Andrew-st., Seven-dials, Middlesex, journeyman printer: in the Debtors Prison for London and Middlesex.—*William Collins*, Cranford, near Hounslow, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Chas. Christ. C. Geary*, Upper North-st., King's-cross, Middlesex, cheesemonger: in the Queen's Prison.—*Wm. Marshall*, Mary-st., Stangate, Lambeth, Surrey, ironmonger: in the Gaol of Horsemonger-lane.—*Hen. Keene*, Martha-st., Camberwell, Surrey, butcher: in the Debtors Prison for London and Middlesex.—*Charles Rogers*, Shore-place-row South, Hackney, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Geo. Boyd* the elder, Staining-lane, Gresham-street West, London, commission agent: in the Debtors Prison for London and Middlesex.—*Daniel Elliott*, Britannia-row, Lower-road, Islington, Middlesex, baker: in the Debtors Prison for London and

Middlesex.—*Solomon Isaacs*, Henry-st., Pentonville, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*John Priestley*, Ovenden, near Halifax, Yorkshire, butcher: in York Castle.—*Francis Goadby* the younger, Liverpool, and *Paticoff*, near Manchester, druggist: in the Gaol of Lancaster.—*Humphrey Dyke*, Chirk, near Ruabon, Denbighshire, shopkeeper: in the Gaol of Shrewsbury.

(On Creditor's Petition).

*Jane Walker*, Gomersal, Birstal, Yorkshire, farmer: in York Castle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, Feb. 3, at 9.

*Wm. Rogers*, St. Mary-st., Walcot-sq., St. Mary, Lambeth, Surrey, goldsmith.—*John Scoffers*, Great Portland-st., Portland-road, Middlesex, bachelor of medicine.—*William S. Martin*, Belgrave-cottage, Croydon-common, Croydon, Surrey, out of business.

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Bird*, Royal-street, Lambeth, Surrey, clerk in the War Office: 3s. 9 $\frac{1}{2}$ d. in the pound.—*Wm. Henry Chinner*, Vauxhall-walk, Lambeth, Surrey, clerk in the War Office: 5s. 7 $\frac{1}{2}$ d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

*Nathaniel Brown*, captain in the army on half-pay, Dawson's, Holt, Norfolk: 4s. 11d. in the pound, (in addition to 12s. 2d., already declared).

### FRIDAY, JAN. 22.

#### BANKRUPTS.

**WILLIAM CHRISTOPHER WELLS**, Claremont-terrace, Pentonville, Middlesex, and Poultry, London, merchant, commission agent, and share broker, dealer and chapman, Jan. 29 at half-past 12, and March 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Jan. 19.

**JOHN JOHNSON**, Chelmsford, Essex, grocer, Jan. 29 and March 5 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Harrison & Dobree, Hart-street, Bloomsbury.—Fiat dated Jan. 19.

**ROBERT BARNES**, King-street, Hammersmith, Middlesex, ironmonger, dealer and chapman, Jan. 30 at 11, and March 13 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Holmer & Son, Bridge-street, Southwark.—Fiat dated Jan. 20.

**JOSIAH SLOUGH**, Twickenham, Middlesex, baker and coal merchant, Jan. 28 at half-past 11, and March 3 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Ablett, Newcastle-street, Strand.—Fiat dated Jan. 20.

**THOMAS BOWYER**, Strand, Westminster, bookseller, (late carrying on business in partnership with Thomas Gilbert Sherwood, under the firm of Messrs. Sherwood & Bowyer, as booksellers, in the Strand), Feb. 4 at 11, and March 3 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Hudson, Bucklersbury.—Fiat dated Jan. 20.

**CHARLES ASHBY**, Bishops Stortford, Hertfordshire, tailor, Feb. 3 at half-past 1, and March 4 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Jackson, New-inn, Strand.—Fiat dated Jan. 14.

**WILLIAM SKINNER**, Burslem, Staffordshire, licensed victualler, dealer and chapman, Feb. 9 and March 2 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Williams, Hanley.—Fiat dated Jan. 12.

**THOMAS CLARKE**, Cheltenham, Gloucestershire, licensed victualler and maltster, Feb. 5 at half-past 1, and March 5 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Lovegrove, Gloucester.—Fiat dated Jan. 12.

**JOSEPH WENMAN**, Birkenhead, Cheshire, wine merchant, Jan. 29 at 12, and Feb. 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Watson, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Jan. 11.

**JOHN HASKINS GANDELL**, Rock Ferry, Cheshire, dealer and chapman, Feb. 5 and March 5 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Tyrer, Liverpool; Shuttleworth, Field-court, Gray's-inn, London.—Fiat dated Jan. 18.

**CORNELIUS JOSEPH SEVER**, Leeds, Yorkshire, baker and flour seller, dealer and chapman, Feb. 2 and 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Kynaston; Sols. Robinson, Leeds; Strangways, 4, Barnard's-inn, London.—Fiat dated Jan. 18.

**ELIZABETH ELLETT**, St. Thomas the Apostle, Devonshire, innkeeper, Feb. 3 and March 2 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Fryer, Exeter; Makinson & Sanders, Elm-court, Temple.—Fiat dated Jan. 19.

#### MEETINGS.

*Wm. Brown* and *Thos. Preston* the younger, Manchester, cotton spinners, Feb. 3 at 11, District Court of Bankruptcy, Manchester, pr. d.—*Chas. Borer*, Elliott's-row, Lower-road, Islington, Middlesex, grocer, Feb. 3 at 12, Court of Bankruptcy, London, last ex.—*Thos. Yates*, Bolton-le-Moors, Lancashire, cotton manufacturer, Feb. 11 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Marsden*, Manchester, commission agent, Jan. 27 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. Locks*, Leonard-st., Curtain-road, Shoreditch, Middlesex, timber merchant, Feb. 2 at 11, Court of Bankruptcy, London, last ex.—*John Spence*, Queen-st., Charles-square, Hoxton, Middlesex, dealer in chins, Feb. 15 at 11, Court of Bankruptcy, London, aud. ac.—*Leonard Robinson*, Otley, Yorkshire, innkeeper, Feb. 13 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Godfrey Wentworth Wentworth*, *Robert Chaloner*, *Thos. Rishworth*, *Thos. Rishworth* the younger, and *John Hartley*, York, bankers, Feb. 13 at 11, District Court of Bankruptcy, Leeds, aud. ac. sep. est. of *Thos. Rishworth*.—*James Ramsden* and *Jas. Ramsden* the younger, Armley, Yorkshire, cloth manufacturers, Feb. 13 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Feb. 16 at 11, div.—*Jas. Stout*, Liverpool, shoemaker, Feb. 12 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 1 at 11, div.—*Wm. Harding*, Stockport, Cheshire, cotton manufacturer, Feb. 15 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*George Potter*, *Sam. Potter*, and *John Kraus*, Manchester, and *Birkacre*, near Chorley, Lancashire, calico printers, Feb. 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 19 at 12, fin. div.—*John Knight*, Preston, Lancashire, mercer, Feb. 15 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Feb. 22 at 11, fin. div.—*Wm. Tunley* and *Richard Smith Potts*, Old Change, London, common carriers, Feb. 12 at 11, Court of Bankruptcy, London, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Alex. Henderson*, Old Burlington-st., Middlesex, tailor, Feb. 12 at 12, Court of Bankruptcy, London.—*Saml. Charles Aeron*, Brighton, Sussex, auctioneer, Feb. 13 at 1, Court of Bankruptcy, London.—*William Tunley* and *Richard Smith Potts*, Old Change, London, common carriers, Feb. 12 at 11, Court of Bankruptcy, London.—*Jos. Graham*, Jewry-street, Aldgate, London, wholesale stationer, Feb. 12 at 12, Court of Bankruptcy, London.—*Jas. Jeffs*, Margaret-st., Cavendish-square, Middlesex, saddler, Feb. 15 at 11, Court of Bankruptcy, London.—*Wm. Watson*, Birkenhead, Cheshire, licensed victualler, Feb. 15 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Smith Dorsett*, West Bromwich, Staffordshire, oorn dealer, Feb. 13 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Anderton*, Sarehole-mill, Yardley, Worcestershire, miller, Feb. 16 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 12.

*Wm. Inray*, Liverpool, stationer.—*John Rawlinson*, Spalding, Lincolnshire, tailor.—*Geo. Ben. Franklin*, Shrewsbury, Shropshire, printer.—*John Knight*, Birmingham, timber merchant.—*Charles Hambridge*, Curtain-road, Shoreditch, and *Milner's-mews*, Hardington-street, Paddington, Middlesex, coach smith.—*Robert Kirkpatrick*, Manchester, iron founder.—*Joseph Pidwell*, Falmouth, Cornwall, general furnishing ironmonger.—*Richard Lea*, Bewdley, Worcester, surgeon.—*John Marston*, Birmingham, surgeon.

#### PARTNERSHIP DISSOLVED.

*Edwin C. Hopps* and *Thos. C. Brian*, Leeds, Yorkshire, solicitors.

## SCOTCH SEQUESTRATIONS.

*Walker Thornburn & Co.*, Glasgow, coach builders.—*James Watson*, Abingdon, Crawfordjohn, Lanarkshire, wright.—*John La Guerrande & Co.*, Glasgow, commission agents.—*John Marshall*, Glasgow, provision merchant.—*Mitchell & Ure*, Glasgow, fish merchants.—*Peter Mackellar*, Glasgow, piano-forte manufacturer.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*William Mead*, Hanover-st., Islington, Middlesex, watch finisher, Feb. 4 at 11, Court of Bankruptcy, London.—*Steph. Dobson*, Seymour-place, Bryanstone-sq., Middlesex, schoolmaster, Feb. 4 at 11, Court of Bankruptcy, London.—*C. J. Pegas*, Prawle Coast Guard Station, near Kingsbridge, Devonshire, commanding officer of the said station, Feb. 4 at 11, Court of Bankruptcy, London.—*Geo. Jones*, Drury-court, Drury-lane, Middlesex, dairyman, Feb. 4 at 11, Court of Bankruptcy, London.—*Thos. Tyusper*, Harefield, Middlesex, innkeeper, Jan. 28 at 2, Court of Bankruptcy, London.—*Charles Green*, Castle Hedingham, near Halstead, Essex, shoemaker, Feb. 4 at 12, Court of Bankruptcy, London.—*Jos. Godfrey*, Luton, Bedfordshire, straw plait dealer, Feb. 4 at 12, Court of Bankruptcy, London.—*John Gerrish*, Keynasham, Somersetshire, butcher, Feb. 5 at 12, District Court of Bankruptcy, Bristol.—*Peter Burns* the younger, Liverpool, assistant to a livery-stable keeper, Jan. 27 at 12, District Court of Bankruptcy, Liverpool.—*Sir Joseph A. D. Knight*, Pelham-crescent, Brompton, Middlesex, master in her Majesty's navy, Jan. 27 at 11, Court of Bankruptcy, London.—*Samuel Wm. Cross*, Broadway, Stratford, Westham, Essex, twopenny post letter carrier, Jan. 30 at half-past 2, Court of Bankruptcy, London.—*W. Bates*, Bishop's Stortford, Hertfordshire, schoolmaster, Feb. 10 at 11, Court of Bankruptcy, London.—*C. Hunt*, High-st., Kensington Gravel-pits, Middlesex, plumber, Feb. 11 at 11, Court of Bankruptcy, London.—*Jesse Dudson*, Oxford-place, Hackney-road, Bethnal-green, Middlesex, baker, Feb. 10 at 11, Court of Bankruptcy, London.—*Andrew Cousani*, St. James, Bristol, plaster of Paris manufacturer, Feb. 5 at 12, District Court of Bankruptcy, Bristol.—*Henry Taylor*, Liverpool, coal dealer, Jan. 27 at 11, District Court of Bankruptcy, Liverpool.—*George B. Spencer*, Liverpool, collector, Jan. 27 at 12, District Court of Bankruptcy, Liverpool.—*Fred. Walker*, Tranmere-vale, Bidston, Cheshire, commission agent, Jan. 26 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Hayden*, Liverpool, ship chandler, Jan. 28 at 11, District Court of Bankruptcy, Liverpool.—*Henry Warner*, Stroud, Gloucestershire, brazier, Feb. 9 at 11, District Court of Bankruptcy, Bristol.—*John S. Bouse*, Chorlton-on-Medlock, Lancashire, salesman, Feb. 4 at 12, District Court of Bankruptcy, Manchester.—*George Langton*, Manchester, retailer of beer, Feb. 2 at 12, District Court of Bankruptcy, Manchester.—*Charles Wolstenholme*, Hulme, Manchester, journeyman whitesmith, Feb. 2 at 12, District Court of Bankruptcy, Manchester.—*Joseph Eccles*, Holy Trinity, Kingston-upon-Hull, grocer, Feb. 10 at 10, Town-hall, Kingston-upon-Hull.

Wednesday, Jan. 20.

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

(On their own Petitions).

*James Hide*, Compton-mews, Compton-street, Brunswick-square, Middlesex, farrier: in the Debtors Prison for London and Middlesex.—*Richard Ekanah Hoyle*, Trigon-road, Kennington, Surrey, surgeon: in the Queen's Prison.—*John Brockbank*, Bermondsey New-road, Surrey, out of business: in the Queen's Prison.—*John Philip Perry*, Mill Pond-street, Bermondsey, Surrey, commission agent for the sale of teas: in the Gaol of Surrey.—*James Longstreeth*, Fetter-lane, Holborn, eating-house keeper: in the Debtors Prison for London and Middlesex.—*Moses Burston*, Southampton-street, Pentonville, Middlesex, mason: in the Queen's Prison.—*Edward Oldrey*, Surrey-terrace, Battersea, Surrey, jobbing master plasterer: in the Queen's Prison.—*James Alexander*, Hill-street, Walworth, Surrey, baker: in the Gaol of Surrey.—*Henry Frederick Holmes*, Providence-place, Canal-road, Mile-end, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Joseph Ashworth*, Grootland,

near Halifax, Yorkshire, beerseller: in the Gaol of York.—*James Hodgson*, Bradford, Yorkshire, out of business: in the Gaol of York.—*John Mason*, West Rounton, near Northalerton, Yorkshire, out of business: in the Gaol of York.—*Thomas Joseph Hart*, York, boot maker: in the Gaol of York.—*Robert Howard Page*, Lowestoft, Suffolk, out of business: in the Gaol of Norwich.—*Wm. Brear*, Bradford, Yorkshire, tea dealer: in York Castle.—*Thomas George Medhurst*, Brighton, Sussex, porter merchant: in the Gaol of Lewes.—*James Spearman*, Ipswich, Suffolk, scourer: in the Gaol of Ipswich.—*George Burnett*, Egton, near Whitby, Yorkshire, inspector and overlooker of railway works: in the Gaol of York.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, Feb. 5, at 9.*

*Wm. Watson* the younger, West Smithfield, London, dealer in hay.—*Joseph Carter*, Old Nichol-street, Shoreditch, Middlesex, cheesemonger.

Feb. 8, at the same hour and place.

*Horatio Lewis*, Arbour-terrace, Commercial-road East, Middlesex, out of business.—*Francis Arnold Johnson*, Great North-street, Lisson-grove North, Middlesex, plumber.

## INSOLVENT DEBTOR'S DIVIDEND.

*Francis Firdham*, Brunswick-place, New Kent-road, oilman, at Boul't's, Carlisle-lane, Lambeth: 3½d. in the pound.

## COURT OF EXCHEQUER CHAMBER.

[Error from Court of Exchequer.]

Jan. 19.—*Patteson, J.*, delivered the judgment of the court in—

*Price v. Green.*—Judgment affirmed.

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Without Additions . . .	1 13 7	2 2 6	2 16 3	3 19 8	6 1 6
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# The Jurist

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\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JANUARY 30, 1847.

We have selected for the subject of some remarks the case of *Wilson v. Lord Curzon*, reported in our last number, (p. 47), because it throws some additional light on the character of a promoter of a railway company. The plaintiff sued for his salary as secretary to the "Canterbury and Herne Bay Railway Company," of which the defendant was a committee-man. The company had been provisionally registered, with the name of the plaintiff as one of its promoters, and on this ground it was decided that he could not recover against the defendant as a member of the committee. It was suggested by the court that he might have recovered had he shewn that the defendant contracted in his individual capacity. In the words of Baron Parke, "The plaintiff is one of the promoters of the company, and the question therefore is, is he not so deeply implicated in the scheme that all the acts of the provisional committee must be considered as his acts, and consequently that he is one of his own employers? Now, the provisional committee are delegated by others to act for them; *primâ facie* they act for the promoters, and therefore, *primâ facie*, orders given by them are the orders of all the projectors including the plaintiff, unless he has elected to give credit to some particular persons among them. The plaintiff, therefore, was bound in this case to give further evidence to shew that the defendant meant to contract as a principal, independent of his acts as provisional committee-man of the company." And it was observed by Mr. Baron Alderson, "This is the case of a man appointing himself to an office, and if he is to be paid at all,—which, however, I doubt,—he appoints himself, and must therefore pay himself; it is *Holmes v. Higgins* over again. This seems like the case of a club, where one member writes for the rest, and is called the secretary."

It is, therefore, now decided, that a registered promoter of a company cannot recover against the provisional committee of it, as such, for services in doing things incidental to its formation. This is not on the ground that they are partners. It was decided in *Reynell v. Lewis* and *Wild v. Hopkins*, (10 Jur. 972), that the relation of provisional committee-men creates neither a partnership nor a quasi partnership, as, although they are associated for the promotion of one common object, it does not constitute an agreement to share profit or loss, and the same reasoning would apply to the relation in which the registered promoter stands to the committee. The principle of the decision is the identity of interest which exists among co-promoters of a scheme, simply considered as such. There is no more reason for the secretary, being also a promoter, to be allowed to sue the committee, than that the committee should be allowed to sue the secretary, as such promoter, for their trouble and attendance\*.

The majority of the cases on this subject have proceeded on the question of partnership, but they tend, as we have said, to illustrate this principle. In *Holmes v. Higgins*, (1 B. & C. 74; S. C., 2 D. & R. 196), the defendant had acted as chairman of a projected company, of which the plaintiff, a subscriber, was appointed agent; and the plaintiff having sued the defendants for business done in that capacity, the Court of King's Bench held that he could not recover; and, per Abbott, C. J., "If a number of persons associate together for the purpose of carrying on some undertaking for their joint benefit, and any one of them is employed as surveyor or agent for the purpose of carrying the object in view into effect, the question

\* There is, without doubt, a strong analogy between the interest of co-promoters and of partners, as far as regards a community of object; and the rules of law applicable in this respect to the one will be found also applicable to the other.

is, whether that person does not stand in the situation of one who himself is to be considered as an employer, and liable to contribute to the expense of his own employment. I think he is; and on that ground I think this action cannot be maintained. . . . If he (the defendant) had given any personal undertaking to pay the expenses incurred by the plaintiff, that might entail a liability upon him."

The case of *Parkin v. Fry* (2 C. & P. 311) more nearly resembles the principal case of which we are treating. There the plaintiff was the inventor of a scheme, and had procured gentlemen to act as a committee, with the intention of forming a joint-stock company to carry it into effect, and he himself acted as secretary. It was ruled by Abbott, C. J., that he could not recover against a member of that committee, and this ruling was upheld by the court above. The learned judge at the trial said, "If the gentlemen had sent for the plaintiff to assist them, it would have been different; but he is plainly the first mover and instigator of it."

There are numerous cases which establish, that, even in cases of partnership, if the contract be entered into before the commencement, or after the termination, of the partnership, the contracting party may recover for such services as were rendered before or after he became a partner. Thus, in *Lucas v. Beach*, (1 Scott, N. R., 350), the plaintiff had contracted to do certain work for a joint-stock company, and afterwards caused his name to be inserted in the books as a holder of shares in the company. In an action at his suit against the chairman of the committee, it was held that he was entitled to recover for the work done before the shares were allotted to him.

The facts in *Day v. Sharp*, recently decided in the Court of Queen's Bench, (7 Law Times, 62), resemble in several respects those in the above case of *Wilson v. Lord Curzon*. Both plaintiff and defendant became about the 10th of October committee-men of a railway company, and their names were published as such. On the 16th of October, the plaintiff was appointed secretary to the company, and in subsequent prospectuses he was mentioned as secretary, and not as a committee-man. These prospectuses were brought to the knowledge of defendant.

On these facts, the plaintiff was held entitled to recover for his services, from the date of his appointment as secretary.

It was said by Lord Denman, C. J.: "It seems to me that this is the case of several partners agreeing with one among their number that he should cease to hold that character, and should assume another." And per Patteson, J.—"I think that the defendant is estopped by his own acts."

It appears, therefore, from this summary of the cases, that the registered promoter of a railway company cannot recover from the committee of it, unless they have rendered themselves liable as principals, and independently of their character of committee-men, or unless the cause of action has arisen either before he assumed, or since he has divested himself of, the office of a co-promoter.

**ERRATA.**—In the review of Mr. Tilsley's work on the Stamp Laws, ante, p. 11, line 17, col. 2, for "necessity" read "reciprocity;" at line 26, for "and" read "it;" at line 34, for "to be" read "to have been."

## ON THE WRIT OF MANDAMUS.

The origin of the writ of mandamus is not precisely known: the use of it is said by some (*Dr. Widdrington's case*, Levins. 23; *Show*, 263, 274; *Appleford's case*, 1 Mod. 37, 82) to be of modern date, and to owe its rise to *Bagg's case*, (11 Rep. 94); but others hold it to be far more ancient, and that instances are upon record of such a writ having been granted in the reigns of Edward the First and Edward the Third. (10 Mod. 57\*). Then, again, it has been said to be founded on the following passage in Magna Charta. (*Sir G. Heathcote's case*, 10 Mod. 53). 29th Chapter of Magna Charta:—"Nullus liber homo capiatur, vel imprisonetur aut disceisetur de libero tenemento suo, vel libertatibus, vel liberis consuetudinibus suis, aut utlagetur, aut exuletur, aut aliquo modo destruat, nec super eum ibimus, nec super eum mittemus, nisi per legale iudicium parium suorum, vel per legem terræ. Nulli vendemus, nulli negabimus aut differimus iustitiam vel rectum."

Whatever may have been the origin of the writ, and whether these surmises as to the precise period of its introduction be correct, is not very material to inquire, except as a matter of curiosity to the antiquarian. It is sufficient for our purpose to know, that it is a well-established remedy, and every day made use of to oblige inferior courts and magistrates to do that justice which, without such writ, they are in duty, and by virtue of their offices, obliged to do.

The writ of mandamus is a command issuing in the king's name from the Court of King's Bench, and directed to any person, corporation, or inferior court of judicature within the king's dominions, requiring them to do some particular thing therein specified, which appertains to their office and duty, and which the Court of King's Bench has previously determined, or at least supposes to be consonant to right and justice. It is a high prerogative writ of a most extensively remedial nature, and may be issued in some cases where the injured party has also another more tedious method of redress; as in the case of admission or restitution to an office: but it issues in all cases where the party hath a right to have anything done, and hath no other specific means of compelling its performance.

The writ is grounded on a suggestion by the oath of the party injured, of his own right, and the denial of justice below; whereupon, in order more fully to satisfy

\* Upon reference to the ancient calendars and inventories of the Treasury of the Exchequer, published for the record commissioners by direction of His late Majesty William the Fourth, I find instances of mandatory writs having been granted in the reign of Edward the Third: one is a writ commanding the treasurer and chamberlains of the Exchequer to deliver to John Stonore, C. J. of the Bench, and Herle's successor, the rolls which had been brought in by the latter. (Vol. 3, p. 148). There is also another writ, directing the treasurer and chamberlains of the Exchequer to deliver to Edmund Mortimer, son of Roger Mortimer, of Wigmore, the furniture, &c., and other similar articles in his Castle of Wigmore. (Id. pp. 163, 432). The rolls of King Richard the First and King John are the earliest consecutive judicial records now existing. As I have been unable to find any mention of the writ anterior to the reign of Edward the Third, it is probable, that, if the writ of mandamus existed before that period, and which there is every reason to suppose that it did, all traces that might have been discovered are lost, in consequence of the defective state of the rolls previous to the reign of Richard the First. (1 Rot. Curie Regis, Intro.).

† There is a writ called "a mandamus," which lay where the king's tenant, who held of him by knight's service, died, his heir within age, and no writ of diem clausit extremum, &c., was sued out within a year and a day after his death; there issued a mandamus to the escheator, commanding him to inquire of what lands holden by knight's service the tenant died seized &c. (Vide F. N. B. 561; Bac. Abr. "Mand." A.; 15 Vin. Abr., "Mand." 185).

the court that there is a probable ground for such interposition, a rule is made (except in some general cases, where the probable ground is manifest, and which will be noticed hereafter) directing the party complained of to shew cause why a writ of mandamus should not issue; and if no sufficient cause be shewn, the writ itself is issued—at first, in the alternative either to do thus, or signify some reason to the contrary, to which a return or answer must be made at a certain day. And if the inferior judge or other person to whom the writ is directed, returns or signifies an insufficient reason, then there issues in the second place a peremptory mandamus to do the thing absolutely; to which no other return will be admitted but a certificate of perfect obedience, and due execution of the writ. If the inferior judge or other person makes no return, or fails in his respect and obedience, he is punishable for his contempt by attachment. But if he at first returns a sufficient cause, although it should be false in fact, the Court of King's Bench will not try the truth of the fact upon affidavits, but will for the present believe him, and proceed no further on the mandamus. But then the party injured may have an action against him for his false return, and (if found to be false by the jury) shall recover damages equivalent to the injury sustained, together with a peremptory mandamus to the defendant to do his duty. (3 B. C. 110, 111).

The power of issuing writs of mandamus belongs in general exclusively to the Court of Queen's Bench\*, and is one of the highest and most important branches of the jurisdiction of that court: it has been figuratively treated as its principal flower, being in the nature of a bill in equity for a specific performance. (*Andoley v. Jay*, Poph. 176). It is, however, granted by that court principally for public purposes, and to enforce performance of public rights or duties; and, generally speaking, it is issued only to enforce a public right or a public duty, and then only when the party applying has no other specific remedy.

Having premised thus much with regard to the origin and nature of the writ of mandamus, we will now proceed to inquire—

Firstly. In what cases the court will grant a mandamus.

Secondly. When the court will not grant a mandamus.

Thirdly. As to the practical proceedings in moving for the writ.

Fourthly. As to the return of the writ.

Lastly. As to the costs on granting the writ.

At common law, if the members of a corporation refused or neglected to choose such proper officers as they were bound, it was a forfeiture of their charter, though, upon the death of a mayor or other chief magistrate of boroughs or corporations within the year, the Court of King's Bench was authorised to grant a mandamus immediately to fill up the vacancy thus happening; but where there was an omission to elect upon the charter-day, or do such acts as the charter required to be done in order to perfect the election, or upon the removal of an officer unduly chosen, there was no power to compel an election, or the performance of such necessary acts, in order to complete an election before the day came round again to supply those defects, (*Res v. The Mayor of Tregony*, 8 Mod. 129); for the court, to compel the corporation to proceed to an election on any other day than that named in the charter, would, instead of enforcing obedience to the king's charter, be acting directly in opposition to it. Where they had no power by their charter to

choose on any other day, the corporation would be dissolved, rather than they should make an election on any other day. This omission to elect on the proper day named in the charter might arise from inadvertence, or perhaps be owing to design, of the person who ought to have held the court or presided at the assembly where the election was to be made: the inconvenience was the same in either case: a forfeiture of the charter might be incurred, and the dissolution of the corporation ensue. (Selw. N. P. 1070). For, if the election did not take place at the time prescribed by the charter, there was no provision in the charter for the old officer continuing on; until a new one was elected, the corporation was dissolved. (*Banbury Corporation*, 10 Mod. 346). The serious evils resulting from the state of the law as it then stood were brought more immediately under the consideration of the Legislature by the case of *The Mayor of the Borough of Tiverton*, who, in 1723, absented himself from the borough on the charter-day for electing his successor: no new mayor could be chosen; the corporation was therefore dissolved in the year following. The Crown was applied to for a new charter, when the matter was referred to the then Attorney and Solicitor-General (Sir P. Yorke and Sir Clement Weary) for their opinion. In their report, they mention the case of *Banbury*; and, after observing that the decision there had not been contradicted by any subsequent opinion of the court, they say, "That they apprehend it comes up to the case before them, and is clear authority in law that the corporation of Tiverton is at an end." They therefore advise the King to grant a new charter by statute. (2 Doug. P. C. 40). To remedy the inconveniences that attended the power which the presiding officers of corporations had of dissolving them, arising from the defective state of the common law, the Legislature, after the decisions in the case of *The Corporation of Banbury*, (10 Mod. 346), and the report of the Attorney and Solicitor-General in the *Tiverton case*, (2 Doug. Contr. Elect. 63), (which gave rise to the statute), deemed it advisable, in order to prevent the forfeiture of the charters of corporations upon the omission to elect at the charter-day, or to do such acts as were by the charter required to be done in order to complete the election, and at the same time to restrain the power which the Crown would otherwise have to remodel all corporations upon the death of mayors, &c., to pass a statute, (11 Geo. 1, c. 4), by which it was enacted, that, if in any city, borough, or town corporate in England, Wales, and Berwick-upon-Tweed, no election shall be made of the mayor, (5 & 6 Will. 4, c. 76, s. 49, post; 6 & 7 Will. 4, c. 106, s. 4), bailiff, or other chief officer, upon the day and within the time appointed by the charter or usage, (5 & 6 Will. 4, c. 76, s. 49), or, such election being made, shall afterwards become void, whether such omission or avoidance shall happen through the default of the officer who ought to hold the court, or preside, or, by any accidental or other means, the corporation shall not thereby be dissolved or disabled from electing such officers; but in any case where no election shall be made as aforesaid, the members of the corporation may meet at the Town-hall, or other usual place of meeting for making such election, upon the next day after the expiration of the time within which such election ought to have been made, unless such day shall be Sunday, and then on the Monday following, between the hours of ten in the morning and two in the afternoon\*; and that the members and persons having a right to

\* By 13 Geo. 3, c. 63, s. 44, the courts at Westminster may award a writ of mandamus for the examination of witnesses in India, arising out of any suit pending in the superior courts. This is a statutory exception to the rule. (*Savage v. Disney*, 2 Dowl. 648).

\* It appears the time is not essential; this mention of hours in the statute is certainly directory, and not restrictive, and intended to prevent surprise by beginning at inconvenient times.—Per Hardwicke, C. J. (*Res v. Poole*, Cas. temp. Hardwicke, 27; *Corporation of Lameston*, 1 Roll. Abr. 533; 4, pl. 5).



vote shall forthwith proceed to an election; and in case, upon the day of meeting, the mayor or other proper officer who ought to hold the court or preside at the election shall be absent, then the person having a right to vote being the nearest present in office to the person so absent shall hold the court or preside at the meeting, and have the same powers as the officer or person who ought so to have presided. (Sect. 1).

(To be continued).

### COURT OF QUEEN'S BENCH.

Jan. 25.—Lord Denman, C. J., delivered the judgment of the court in the following cases:—

*Hilton v. Lord Granville.*—Rule discharged, upon the plaintiff's undertaking to be responsible for costs, and not to use the Lord Chancellor's order as an admission of actual damage.

*Cooke v. Tonkin.*—Rule absolute.

*Cutts v. Surridge.*—Rule refused.

In the following cases, tried after last Michaelmas Term, the Court granted a rule nisi:—

*Sims v. Henderson,*

*Jones v. Blunt,*

And in *Mitchell v. Moore.*

(Tried before the undersheriff of Middlesex).

Jan. 26.—Lord Denman, C. J., delivered the judgment of the court in—

*Dobson v. Blackmore.*—Rule absolute for arresting judgment.

*Ford v. Beech.*—The judgment of the court to stand, but the verdict to be entered for defendant, on the plea of set-off, specially.

The Court granted a rule nisi in—

*Reg. v. Norton.*

Jan. 29.—Lord Denman, C. J., delivered the judgment of the court in the following cases:—

*Burton v. Benton.*—Rule refused.

*Wearing v. Smith.*—Rule discharged.

### London Gazettes.

TUESDAY, JANUARY 26.

#### BANKRUPTS.

**FREDERICK RICKETTS** and **TREVENEN JAMES**, Moorgate-st., London, merchants and copartners, (trading under the firm of Ricketts, James, & Co.), Feb. 5 at half-past 12, and March 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Tilsons & Co., Coleman-street.—Fiat dated Jan. 21.

**MARMADUKE WILKIN**, Philpot-lane, London, ship and insurance broker, (lately in copartnership with Samuel Perceival, under the style of Wilkin & Perceival), Feb. 2 at 1, and March 9 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Espin, 3, New Boswell-court, Carey-st.—Fiat dated Jan. 23.

**THOMAS NEWSTEAD**, Saint Andrew, Norwich, linen-draper, dealer and chapman, Feb. 5 at 12, and March 20 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Tillett & Co., Norwich; Torkington, New Bridge-st., London.—Fiat dated Jan. 23.

**JOHN THOMAS KENT SLOAN**, Manchester, tavern keeper, confectioner, dealer and chapman, Feb. 6 at 11, and Feb. 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. De Lara, Manchester; Wathen, 13 a, Basinghall-street, London.—Fiat dated Jan. 23.

**WILLIAM ACKROYD**, Idle, Calverley, Yorkshire, grocer and tea dealer, dealer and chapman, Feb. 9 and March 2 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Cariss, Leeds; Williamson & Co., Gray's-inn, London.—Fiat dated Jan. 22.

**CHARLES DOBB**, Rotherham, Yorkshire, mason and builder, innkeeper, dealer and chapman, Feb. 5 and 26 at 11, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Badger, Rotherham; Taylor, John-street, Bedford-row, London.—Fiat dated Jan. 16.

**OWEN RICHARDS**, Fleet-st., London, law bookseller, Feb. 1 at half-past 1, and March 8 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Lewis, 9, Gray's-inn-square.—Fiat dated Jan. 20.

**WILLIAM REYNOLDS** the younger, Leeds, Yorkshire, confectioner and fruiterer, Feb. 6 and 26 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated Jan. 21.

**JOSEPH JAMES CANNABE**, Pulteney-bridge, Bath, Somersetshire, fringe manufacturer, dealer and chapman, Feb. 9 and March 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Drake, Bath; Rickards & Co., Lincoln's-inn-fields, London.—Fiat dated Jan. 21.

**EDWARD CHRISTIAN**, Liverpool, shipsmith, Feb. 5 and March 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sol. Hodgson, Liverpool.—Fiat dated Jan. 20.

**THOMAS SMITH**, Manchester, commission agent, dealer and chapman, Feb. 8 and March 3 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, 10, Charlotte-st., Bedford-square, London.—Fiat dated Jan. 15.

**JOHN NOTWILL**, Falmouth, Cornwall, grocer and baker, Feb. 9 and March 9 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Moorman, Falmouth; Bishop & Pitts, Exeter; Tippetts, Pancras-lane, London.—Fiat dated Jan. 19.

**JOHN ROBINSON** and **THOMAS TURLAY**, Leeds, Yorkshire, sharebrokers and copartners in trade, dealers and chapmen, Feb. 6 and 26 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Kynaston; Sols. Upton, Leeds; Few & Co., Henrietta-street, London.—Fiat dated Jan. 21.

**ANDREW SCOTT M'LAURIN**, Bradford, Yorkshire, warehouseman and commission agent, Feb. 6 and 26 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. J. & H. Richardson, Leeds; Reed & Co., Friday-st., Cheapside, London.—Fiat dated Jan. 21.

#### MEETINGS.

*Jonathan Wragg*, Melina-place, Westminster-bridge-road, Surrey, iron merchant, Feb. 5 at 11, Court of Bankruptcy, London, last ex.—*Henry Godfrey*, Milton next Gravesend, Kent, builder, Feb. 2 at 11, Court of Bankruptcy, London, last ex.—*John Rock Day*, White Hart-street, Drury-lane, Middlesex, licensed victualler, Feb. 17 at 1, Court of Bankruptcy, London, last ex.—*William Lake*, Henfield, Sussex, grocer, Feb. 19 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Henry Brooker*, High-street, Peckham, Surrey, grocer, Feb. 16 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Bottle*, Dover, Kent, grocer, Feb. 26 at 1, Court of Bankruptcy, London, aud. ac.—*Thomas Richards*, Wotton-under-Edge, Gloucestershire, watch maker, Feb. 18 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Feb. 19 at 11, div.—*Henry Rose*, Blackburn, Lancashire, drysalter, Feb. 18 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Samuel Rodgett*, Blackburn, Lancashire, ironfounder, Feb. 16 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Cross*, Chester, lead merchant, Feb. 16 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; Feb. 19 at 12, div.—*Wm. Cameron*, Newcastle-upon-Tyne, confectioner, Feb. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 19 at 11, div.—*George Crawshaw* and *George Davison* the younger, Leeds, Yorkshire, soap boilers, Feb. 17 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Feb. 18 at 11, div.—*Wm. Hodges*, Kingsgate-street, Holborn, Middlesex, cloth worker, Feb. 19 at 1, Court of Bankruptcy, London, div.—*John Linnit*, Argyl-pl., Regent-street, Middlesex, goldsmith, Feb. 16 at 2, Court of Bankruptcy, London, div.—*Beaumont Marshall*, High Holborn, Middlesex, tallow melter, Feb. 18 at 2, Court of Bankruptcy, London, div.—*James Knight*, Wigan and Haydock, Lancashire, butcher, Feb. 18 at 12, District Court of Bankruptcy, Manchester, fin. div.—*Thomas Henry Spence*, Newcastle-upon-Tyne, tailor, Feb. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*Robt. Ostoby*, Wansford, Yorkshire, and *Wm. Christopher Ostoby*, Great Driffield, Yorkshire, millers, Jan. 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull, first div.; Feb. 16 at 10, aud. ac. sep. est. of *Robert Ostoby*.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*David Adam*, Paternoster-row, London, bookseller, Feb. 18 at half-past 1, Court of Bankruptcy, London.—*William Duns*, Vine-street, Piccadilly, Middlesex, licensed victualler, Feb. 25 at 1, Court of Bankruptcy, London.—*David Pattie*, St. Alban's-place, Edgware-road, Middlesex, stationer, Feb. 20 at half-past 12, Court of Bankruptcy, London.—*Edwin Bryant*, Lime-street-square, London, merchant, Feb. 19 at 1, Court of Bankruptcy, London.—*George Burgess*, Ramsgate, Kent, coach maker, Feb. 19 at half-past 12, Court of Bankruptcy, London.—*Edw. Boult*, Isleworth, Middlesex, grocer, Feb. 17 at half-past 12, Court of Bankruptcy, London.—*E. Hopewell* and *Anthony Thacker*, Leadenhall-street, London, outfitters, Feb. 17 at 12, Court of Bankruptcy, London.—*J. Borer*, Ersmouth-street, Clerkenwell, Middlesex, grocer, Feb. 18 at 12, Court of Bankruptcy, London.—*Edmund Gerbett*, Skinner's-place, Sise-lane, London, banker, Feb. 17 at 11, Court of Bankruptcy, London.—*R. Hayward Beart*, Great Yarmouth, Norfolk, wine merchant, Feb. 18 at half-past 1, Court of Bankruptcy, London.—*J. Spence*, Queen-st., Charles-sq., Hoxton, Middlesex, dealer in glass, Feb. 18 at 1, Court of Bankruptcy, London.—*G. Willding*, Dartford, Kent, miller, Feb. 18 at half-past 12, Court of Bankruptcy, London.—*L. Wood* and *C. H. Wood*, Willow-walk, Bermondsey, Surrey, builders, Feb. 18 at 1, Court of Bankruptcy, London.—*Thos. Gamage*, King-street, Seven-dials, and *J. Mott*, Broad-st., Bloomsbury, Middlesex, cheesemongers, Feb. 19 at 1, Court of Bankruptcy, London.—*Wm. B. Briddick*, Durham, dealer in iron, Feb. 16 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*W. Cameron*, Newcastle-upon-Tyne, confectioner, Feb. 19 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Charles Wilcockson* and *William S. Barrick*, Kingston-upon-Hull, stockbrokers, Feb. 17 at 11, District Court of Bankruptcy, Kingston-upon-Hull.—*Alfred John Francis* and *Alfred Percival*, Liverpool, slate merchants, Feb. 16 at 12, District Court of Bankruptcy, Liverpool.—*John Julian Jackson*, Liverpool, and *Birkenhead*, Cheshire, wine merchant, Feb. 16 at 12, District Court of Bankruptcy, Liverpool.—*George Lewis*, Wrexham, Denbighshire, apothecary, Feb. 16 at 12, District Court of Bankruptcy, Liverpool.—*S. G. Burton*, Sidmouth, Devonshire, gas manufacturer, Feb. 16 at 11, District Court of Bankruptcy, Exeter.—*Geo. Robotham*, Stafford, carrier, May 4 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Feb. 16.

*Richard Gaunt*, Ingmanthorpe, Kirk Deighton, Yorkshire, rape dust merchant.—*Henry James Palmer*, Wantage, Berkshire, grocer.—*John Shaw*, Bolton-le-Moors, Lancashire, joiner.—*Thomas Morris*, Newcastle in Emyln, Carmarthen-shire, linendraper.—*Thomas Thompson*, Brighton, Sussex, grocer.—*John Churchyard*, Sunderland-terrace, Cole Harbour-lane, Brixton, Surrey, carpenter.

## FIATS ANNULLED.

*John Cramp*, Garlinge, Margate, Kent, dockkeeper.—*Patrick O'Hanlon*, Liverpool, draper.—*James Dale* the younger, Sumner-street, Southwark, Surrey, town carman.

## PARTNERSHIPS DISSOLVED.

*Wm. Prout* and *George Bridgman*, Dartmouth, Devonshire, attorneys and solicitors.—*David Williams* and *Daniel Breeze*, Portmadoc, Carnarvonshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Samuel Young*, Glasgow, builder.—*Dawson & Scott*, Glasgow, woollen drapers.—*Alexander Hume*, Glasgow, share dealer.—*Francis Rae*, Glasgow, hat manufacturer.

## INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Cox*, Church-road, Camberwell, Surrey, potter, Feb. 4 at 12, Court of Bankruptcy, London.—*Peter Allen*, Little Stanmore, Middlesex, beer-shop keeper, Feb. 4 at 1, Court of Bankruptcy, London.—*John Speller Alger*, Heath-street, Twickenham, Middlesex, surgeon, Feb. 4 at 12, Court of Bankruptcy, London.—*Henry Neave*, Colchester, Essex, cabinet maker, Feb. 4 at 11, Court of Bankruptcy, London.—*George Tesse*, Priory-road, Wandsworth, Surrey, grocer, Feb.

4 at 11, Court of Bankruptcy, London.—*Robt. Mason*, Shoreham, Essex, butcher, Feb. 4 at 11, Court of Bankruptcy, London.—*David M'Kinnell*, Clarence-place, Stockwell, Surrey, dealer in wines, Feb. 10 at 11, Court of Bankruptcy, London.—*Thomas Bray*, Fetter-lane, London, out of business, Jan. 30 at half-past 2, Court of Bankruptcy, London.—*R. Scott*, Portsea, Hampshire, Feb. 3 at 11, Court of Bankruptcy, London.—*Charles H. P. Wright*, Chancery-lane, Middlesex, attorney at law, Feb. 3 at 11, Court of Bankruptcy, London.—*Fred. Blume*, Upper Dorset-street, Bryanstone-sq., Middlesex, stamper in the Stamp-office, Somerset-house, Strand, Middlesex, Feb. 3 at half-past 1, Court of Bankruptcy, London.—*A. Davis*, Hebrew-place, Middlesex-street, White-chapel, general dealer, Feb. 3 at half-past 11, Court of Bankruptcy, London.—*Charles Bampton*, Green's-end, Woolwich, Kent, retailer of ale, Feb. 3 at half-past 11, Court of Bankruptcy, London.—*Daniel Warren*, Hatfield-street, Blackfriars-road, Surrey, attorney, Feb. 3 at half-past 1, Court of Bankruptcy, London.—*Isaac Scott*, Birkenshaw, near Bradford, Yorkshire, stonemason, Feb. 2 at 11, District Court of Bankruptcy, Leeds.—*Wm. Shepherd*, Bradford, Yorkshire, stonemason, Feb. 2 at 11, District Court of Bankruptcy, Leeds.—*Ann Camotta*, Halifax, Yorkshire, carver, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*Edw. Hirst*, Leeds, Yorkshire, woodman in a dyeing establishment, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*John Lownds*, Bradford, Yorkshire, licensed hawk, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*Thos. Margerison*, Blackburn, Lancashire, clogger, Feb. 5 at 12, District Court of Bankruptcy, Manchester.—*Thos. Tilley*, Bath, draper's assistant, Feb. 5 at half-past 12, District Court of Bankruptcy, Bristol.—*James Frewin*, Chester, publican, Feb. 2 at 12, District Court of Bankruptcy, Liverpool.

Saturday, Jan. 23.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Edward R. Clark*, Leeds, Yorkshire, cigar merchant, No. 37,938 C.; *Moss Davis*, assignee.—*Sam. Martin*, Hentrull, Acton, near Nantwich, Cheshire, farmer, No. 67,675 C.; *Chas. Green*, assignee.

Saturday, Jan. 23.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

*Matt. J. Y. Puddy*, Judd-st., Brunswick-sq., Middlesex, dealer in china and glass: in the Debtors Prison for London and Middlesex.—*Julius Singer*, Panton-street, Haymarket, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Charles Kirkham*, Great Chart-street, Hoxton, Middlesex, cabinet maker: in the Debtors Prison for London and Middlesex.—*Wm. Cutmore*, Queen-street, King-street, Goswell-street, Clerkenwell, Middlesex, beer-shop keeper: in the Debtors Prison for London and Middlesex.—*Wm. Poile*, Mitcham-common, Mitcham, Surrey, retail dealer in beer: in the Gaol of Surrey.—*Isabella Hodkinson*, widow, William-street, Lowndes-square, Middlesex, out of business: in the Queen's Prison.—*Geo. Wallder*, Landport, Portsea, Hampshire, stone mason: in the Gaol of Winchester.—*Robert Horlock*, Ashford, Kent, assistant to a grocer: in the Gaol of Maidstone.—*John Henderson*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Alex. Young*, Liverpool, landscape gardener: in the Gaol of Lancaster.—*Geo. Haigh*, Almondbury, near Huddersfield, Yorkshire, out of business: in York Castle.—*Wm. Nicholson*, York, builder: in York Castle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, Feb. 10, at 9.

*Solomon Isaacs*, Henry-st., Pentonville, Middlesex, out of business.—*Chas. Rogers*, Shore-place-row South, Hackney, Middlesex, out of business.—*Wm. Marshall*, Mary-street, Stangate, Lambeth, Surrey, ironmonger.

Adjourned.

*John Climensov*, Little Russell-street, Bloomsbury-square, Middlesex, veterinary surgeon.

## INSOLVENT DEBTORS' DIVIDEND.

*Thos. Pountain* and *Geo. Pountain*, Dean-street, Soho, saddlers, *Allen & Nicol's*, 88, Queen-st., Cheapside: 5s. 2½d. in the pound.

FRIDAY, JAN. 29.

## BANKRUPTS.

**JOSEPH JARMAN**, Brighton, Sussex, toyman and jeweller, dealer and chapman, Feb. 12 at half-past 11, and March 12 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. J. and T. Gole, 49, Lime-street, Leadenhall-street, London.—Fiat dated Jan. 27.

**THOMAS HAMMOND FISKE**, Portsmouth, Hampshire, ironmonger, dealer and chapman, Feb. 5 at 11, and March 8 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Taylor & Co., Great James-street, Bedford-row, London.—Fiat dated Dec. 21.

**WILLIAM CLEVERLEY**, Cumberland-place, Old Kent-road, Surrey, floor cloth and table cover manufacturer, and paper stainer, dealer and chapman, Feb. 8 at 12, and March 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Lewis, 9, Gray's-inn-square.—Fiat dated Jan. 25.

**WILLIAM QUINCEY**, Old-street, St. Luke's, Middlesex, tin plate worker, dealer and chapman, (trading under the firm of Robert Howard & Co.), Feb. 12 at half-past 1, and March 16 at half-past 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Bevan, Old Jewry, London.—Fiat dated Jan. 19.

**LAVENDER SHELTON**, Hitchin, Hertfordshire, licensed hawk, shoe dealer, milliner, and chapman, Feb. 5 at half-past 12, and March 20 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Bentley, Hitchin; Chappell, 25, Golden-square.—Fiat dated Jan. 13.

**ROBERT BROWN**, Milner-place, Lower-marsh, Lambeth, Surrey, baker, Feb. 5 at 1, and March 20 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Southes, 16, Ely-place, Holborn.—Fiat dated Jan. 28.

**JAMES FLOWER the younger**, Stonehouse, Devonshire, brewer, Feb. 11 and March 4 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Wery, Plymouth; Blake, Blackfriars-rd., London.—Fiat dated Jan. 18.

**ROBERT HILL IRELAND**, Nottingham, licensed victualler, Feb. 12 at half-past 12, and March 5 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sol. Brown, Nottingham.—Fiat dated Jan. 15.

**JAMES OGDEN**, Reddish, Lancashire, cotton spinner, Feb. 9 and March 8 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Cunliffe & Co., Manchester; Keightley & Co., 43, Chancery-lane, London.—Fiat dated Jan. 23.

**THOMAS HOLMES PULLAN**, Sheffield, Yorkshire, hosier, dealer and chapman, Feb. 12 and March 5 at 11, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Broadbent, Sheffield; Tatterhall, Great James-street, Bedford-row, London.—Fiat dated Jan. 8.

**THOMAS HELLIWELL**, Halifax, Yorkshire, stock and share broker, auctioneer, dealer and chapman, Feb. 9 and March 2 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Wavell, Halifax; Gregory & Co., Bedford-row, London.—Fiat dated Jan. 9.

**JOHN ASPINALL**, Manchester, cotton manufacturer, dealer and chapman, (surviving partner of Charles Cheetham, late of the same place, deceased, and which said John Aspinall and Charles Cheetham carried on business as cotton manufacturers under the firm of Cheetham & Aspinall), Feb. 11 and March 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater & Heald, Manchester; Milne & Co., Temple, London.—Fiat dated Jan. 20.

**JOHN DAVIS**, Wedmore, Somersetshire, tailor and draper, dealer and chapman, Feb. 12 and March 12 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Sheppard, Wells.—Fiat dated Jan. 23.

**JAMES M'CREIDIE**, Stroud, Gloucestershire, tea dealer, Feb. 12 at 1, and March 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Smallbridge, Gloucester.—Fiat dated Jan. 25.

**WILLIAM FREDERICK COWPER, BENJAMIN FARRER COWPER, and PAUL EDWIN COOPER**, Darlington, Durham, linendrapers, dealers and chapmen, Feb. 9 at half-past 10, and March 15 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Allison, Darlington; Phillips, Newcastle-upon-Tyne; Tilson & Co., 29, Coleman-st., London.—Fiat dated Jan. 19.

**JOHANN LEIPOLD**, Birmingham, music seller, dealer and chapman, Feb. 13 and March 6 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Turlington, Birmingham.—Fiat dated Jan. 22.

**JOHN BRILLABLETT**, Merthyr Tiddy, Glamorganshire, South Wales, linendraper, dealer and chapman, Feb. 16 and March 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Bush, Bristol; Buchanan, Basinghall-street, London.—Fiat dated Jan. 25.

## MARRIAGES.

*Paul Garbanati*, Newman-st., Oxford-street, Middlesex, carver, Feb. 12 at 12, Court of Bankruptcy, London, ch. ass.—*Robert Hamilton and Wm. Graham*, Liverpool, merchants, Feb. 9 at 11, District Court of Bankruptcy, Liverpool, ch. ass.—*Geo. Luck Harvey*, Rood-lane, London, wine merchant, Feb. 11 at 12, Court of Bankruptcy, London, last ex.—*Matthew Burton and Benj. Shaen*, Manchester, cotton spinners, Feb. 15 at 12, District Court of Bankruptcy, Manchester, last ex.—*Jas. Barrow Rodway*, Birmingham, commission agent, Feb. 9 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Robert Mann*, Huntingdon, chemist, Feb. 23 at 11, Court of Bankruptcy, London, and ac.—*Jos. Keed Bullen*, Peterborough, Northampton, tailor, Feb. 23 at 12, Court of Bankruptcy, London, and ac.—*Wm. James Danford*, Bristol, surgeon, Feb. 19 at 11, District Court of Bankruptcy, Bristol, and ac.; Feb. 23 at 11, div.—*John Weston*, Liverpool, merchant, Feb. 19 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Henry Cowie and James Clark*, Liverpool, merchants, Feb. 19 at 11, District Court of Bankruptcy, Liverpool, and ac. sep. est. of *Henry Cowie*.—*Owen Evans*, Liverpool, innkeeper, Feb. 19 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Jas. Colquhoun Kemp*, Liverpool, merchant, Feb. 19 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Thos. Wilson, Chas. Kirkman Wilson, and Wm. Wilson*, Liverpool, linendrapers, Feb. 19 at 11, District Court of Bankruptcy, Liverpool, and ac. sep. est. of *Wm. Wilson*, and div. joint est.—*Wm. Homefield*, Manchester, commission merchant, Feb. 22 at 12, District Court of Bankruptcy, Manchester, and ac.; Feb. 23 at 12, div.—*Horatio Reiss*, Newton, Cheshire, boiler maker, Feb. 22 at 12, District Court of Bankruptcy, Manchester, and ac.; Feb. 24 at 12, div.—*Wm. Collins*, Bagby, Warwickshire, tailor, Feb. 19 at 1, Court of Bankruptcy, London, div.—*Jas. Challen*, Odiam, Southampton, brewer, Feb. 23 at 11, Court of Bankruptcy, London, div.—*John Spence*, Queen-st., Charles-square, Hoxton, Middlesex, dealer in china, Feb. 22 at half-past 11, Court of Bankruptcy, London, div.—*Thos. Wyatt*, Oxford-terrace, King's-road, Chelsea, Middlesex, builder, Feb. 19 at 2, Court of Bankruptcy, London, div.—*Wm. Louis Collins*, Wood-st., Westminster, Middlesex, brewer, Feb. 19 at half-past 1, Court of Bankruptcy, London, div.—*Jos. Coles*, Strand, Middlesex, tobacconist, Feb. 19 at 1, Court of Bankruptcy, London, div.—*George C. Crafts*, Liverpool, corn merchant, Feb. 19 at 12, District Court of Bankruptcy, Liverpool, div.—*Mary Dent*, York, widow, bookseller, March 5 at 11, District Court of Bankruptcy, Leeds, div.—*Richard Dunn and Richard Dacre Dunn*, Wakefield, Yorkshire, corn factors, Feb. 19 at 11, District Court of Bankruptcy, Leeds, first and fin. div. sep. est. of *Richard Dunn*.

## CANCELLATIONS.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Robert Glover*, Mitcham and Morden, Surrey, miller, Feb. 20 at 11, Court of Bankruptcy, London.—*James Dixon*, Providence-place, Willow-walk, and Spa-road, Bermondsey, Surrey, millwright, Feb. 19 at 12, Court of Bankruptcy, London.—*Joseph Keed Bullen*, Peterborough, Northamptonshire, tailor, Feb. 23 at 12, Court of Bankruptcy, London.—*Gerard Polden*, Gould-square, Crutched Friars, London, ship owner, Feb. 20 at 12, Court of Bankruptcy, London.—*Mary Dent*, York, widow, bookseller, March 2 at 11, District Court of Bankruptcy, Leeds.—*Wm. Bottle*, Dover, Kent, grocer, Feb. 26 at 1, Court of Bankruptcy, London.—*Wm. Luke Prattman*, Batterknowle-lodge, Durham, timber merchant, Feb. 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Blackmoor*, Rotherham, Yorkshire, builder, Feb. 26 at 11, Town-hall, Sheffield.—*H. Peere*, Birkenhead, Cheshire, stone mason, Feb. 19 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Wilson, Ch. Kirkman Wilson, and Wm. Wilson*, Liverpool, linendrapers, Feb. 19 at 12, District Court

of Bankruptcy, Liverpool.—*Edward Pipes*, Derby, plasterer, Feb. 19 at 11, Exchange-rooms, Nottingham.—*R. Mallam*, Newcastle-under-Lyme, Staffordshire, grocer, March 2 at 11, District Court of Bankruptcy, Birmingham.—*Edward Thos. Bradshaw*, Manchester, stock and share broker, Feb. 23 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 19.

*Henry Gouldsbrough*, Manchester, sharebroker.—*James May*, Redruth, Cornwall, stationer.—*Wm. Lee*, Brampton, Southampton, brickmaker.—*John Brown*, Bubwith, near Howden, and *Thos. Brown*, Newport, Beastrington, both in Yorkshires, brickmakers.—*G. F. Town Fowler*, Lillington-st., Fimlico, Middlesex, printer.—*H. Ayres*, Liverpool, jeweller.—*Charles Darrington*, Digswell-mill, Digswell-hill, near Welwyn, Herefordshire, miller.—*Wm. Hopeful Lewer*, Upper Norton-street, Fitzroy-square, Middlesex, apothecary.—*Thos. Little*, Kingston-upon-Hull, tobacco manufacturer.

## FIAT ANNULLLED.

*Denial Harford*, Birmingham, victualler.

## PARTNERSHIP DISSOLVED.

*J. Holden & J. L. Clarke*, Liverpool, attorneys and notaries.

## SCOTCH SEQUESTRATIONS.

*James Clark*, Oudenard, Perthshire, farmer.—*R. Cruickshank*, Aberdeen, merchant, deceased.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James Beasley*, South Conduit, Bethnal-green, Middlesex, horse hair manufacturer, Feb. 11 at 11, Court of Bankruptcy, London.—*John Shedd*, Springfield, Essex, dealer and jobber, Feb. 11 at 11, Court of Bankruptcy, London.—*John Cobb*, Northumberland-street, Charing-cross, Middlesex, and Bargeyard, Backlebury, London, attorney at law, Feb. 11 at 11, Court of Bankruptcy, London.—*George Levy*, Lamb's Conduit-street, Foundling Hospital, Middlesex, assistant to an auctioneer, Feb. 11 at 11, Court of Bankruptcy, London.—*Thomas Crisp*, Acton, Middlesex, harness maker, Feb. 11 at 11, Court of Bankruptcy, London.—*Thomas Gill*, Sheffield, blade forger, Feb. 5 at 10, Town-hall, Sheffield.—*John Lee*, Sheffield, Yorkshire, author, Feb. 5 at 10, Town-hall, Sheffield.—*John Barter*, Bath, Somersetshire, brewer, Feb. 16 at 11, District Court of Bankruptcy, Bristol.—*Edw. Bartlett*, Bristol, publican, Feb. 12 at 11, District Court of Bankruptcy, Bristol.—*John Hamling* the younger, Plymouth, Devonshire, out of business, Feb. 9 at 11, District Court of Bankruptcy, Exeter.—*Henry Lamb* the younger, Plymouth, Devonshire, out of business, Feb. 4 at 1, District Court of Bankruptcy, Exeter.—*Charles Wright*, Nottingham, lace machine builder, Feb. 12 at 11, Exchange-rooms, Nottingham.—*Wm. Kington*, Birmingham, builder, Feb. 9 at half-past 10, District Court of Bankruptcy, Birmingham.—*Wm. Booth*, Tickhill, Yorkshire, tinner, Feb. 12 at 10, Town-hall, Sheffield.—*John Robinson*, Liverpool, porter, Feb. 3 at 11, District Court of Bankruptcy, Liverpool.—*Alexander Love*, Birkenhead, Cheshire, retailer of coals, Feb. 3 at 11, District Court of Bankruptcy, Liverpool.—*J. Gomm Bird*, Birkenhead, Cheshire, bookkeeper, Feb. 5 at 11, District Court of Bankruptcy, Liverpool.—*June Bickerstaff*, Liverpool, licensed victualler, Feb. 4 at 11, District Court of Bankruptcy, Liverpool.

Wednesday, Jan. 27.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*James Woods*, Little Chapel-st., Westminster, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*James C. Mayo*, Peckford-place, Brixton-wayway, Surrey, carman: in the Gaol of Surrey.—*Wm. Harris*, Horsell, Sarney, baker: in the Gaol of Surrey.— *Jas. Tait*, Bury-street, Bloomsbury, Middlesex, tin plate worker: in the Debtors Prison for London and Middlesex.—*Robert Carlisle*, Chandos-street, Covent-garden, Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*Jos. Ackerman* the younger, Hayes-court, Soho-square, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*J. Stevens*, Banker's Pond-wharf, Ann's-place, Hackney-road, Middlesex, dust contractor: in the Queen's Prison.—*Sir Henry C. Oudenard*, Bart., Birmingham; in the Queen's Prison.—

*Geo. G. Sherwood*, Park-road, Stockwell, Surrey, baker: in the Queen's Prison.—*Wm. Charlton*, Haddon-on-the-Wall, Northumberland, merchant tailor: in the Gaol of Newcastle-upon-Tyne.—*Geo. Blackburn*, Kingston-upon-Hull, draper: in the Gaol of Kingston-upon-Hull.—*Henry B. Harris*, Bootle-village, near Liverpool, master in her Majesty's royal navy: in Lancaster Castle.—*John James Buttle*, St. Martin's-st-Palace, Norwich, out of business: in the Gaol of Norwich.—*Jos. Wheeler*, Dorchester, Oxfordshire, tea dealer: in Oxford Castle.—*John Moss*, Long Eaton, Derbyshire, labourer: in the Gaol of Derby.—*Matt. Thompson*, Scarborough, Yorkshire, out of business: in the Gaol of York.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, Feb. 12, at 9.

*James Alexander*, Hill-st., Walworth, Surrey, baker.—*T. H. Bryant*, Teddington, Middlesex, out of business.—*Samuel Rose*, White Horse-st., Ratcliff, Middlesex, schoolmaster.

Feb. 15, at the same hour and place.

*Edw. Fache*, Grosvenor-terrace, Horseferry-road, Westminster, Middlesex, messenger to the Parliamentary Office.—*Moses Burton*, Southampton-street, Pentonville, Middlesex, statuery.—*Geo. Fairbrass*, Richard-street, Limehouse-fields, Middlesex, leather seller.—*Mich. J. Haines*, Great Suffolk-street, Southwark, Surrey, carrier.—*Sam. George*, Lizard-street, St. Bartholomew-sq., St. Luke's, Middlesex, dock labourer.—*George Skinner*, York-place, Westminster-road, Lambeth, Surrey, dyer.

Court-house, WAKEFIELD, Yorkshire, Feb. 12 at 10.

*Alex. Brown*, Holmfirth, labourer.—*Edw. Davies*, Wakefield, manager to worsted spinners.—*Alex. Milner*, Sheffield, clerk to a stove manufacturer.—*Betty Eastwood*, Milnsbridge, near Huddersfield, never in any business.—*Wm. Mitchell*, Penistone, labourer.—*Jos. Mitchell*, Penistone, out of business.—*Joshua Cloughton*, Fendon, near Leeds, out of business.—*Robt. Kaye*, Dalton, near Huddersfield, out of business.

Feb. 13, at the same hour and place.

*Jane Walker*, widow, Gomersall, out of business.—*Wm. Bress*, Bradford, out of business.—*Joseph Ashworth*, Greatland, retailer of beer.—*Jas. Priestley*, Bradford, ironmonger.—*Wm. Adamson*, Leeds, artist.—*Wm. Mawson*, Calverley, near Leeds, cloth weaver.—*John Priestley*, Ovenden, near Halifax, butcher.—*Robert Hebblethwaite*, Garforth, near Leeds, no trade.—*Abraham Stangfeld*, Idle, near Bradford, out of business.—*Thomas Knowles*, Rotherham, and Masborough, near Rotherham, out of business.—*James Hodgson*, Bradford, out of business.—*Geo. Haigh*, Lepton, out of business.

## INSOLVENT DEBTOR'S DIVIDEND.

*Jonathan Tilley*, Waterloo-place, Albany-road, Camberwell, Surrey, coal meter, Smith's, Dock-head, Surrey: 8s. 6d. in the pound.

## MEETINGS.

*John William Dumas*, Ramsgate, Kent, lieutenant in the royal navy on half-pay, Feb. 13 at 11, Mercier's, Albion Inn, Ramsgate, Kent, sp. aff.—*Wm. Hore*, Saltaah, Cornwall, gentleman, Globe Hotel, Plymouth, Feb. 15 at 2, sp. aff.

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# The Jurist

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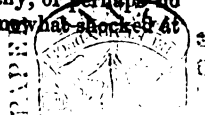
It is singular, that, amongst the efforts of modern legislation for facilitating the conveyance of land, and otherwise for increasing its transferable properties, none should have been made, in the way of removing from titles the difficulties so continually felt, arising from the rule, that the Statute of Limitations does not begin to run against a remainderman whose estate is expectant on the termination of a preceding life estate, until the termination of such life estate,—a rule which completely neutralises, in a great many instances, and in almost all, materially interferes with, the beneficent intention of the 2 & 3 Will. 4, c. 71.

It was for some time, as our readers are aware, a contest among the learned, whether the length of title which a purchaser may require since the 2 & 3 Will. 4, c. 71, is forty or sixty years; Sir E. Sugden contending, that the statute reduced the term of a marketable title to forty years, as that is the period when, under the statute, an adverse possession will confer an indefeasible title, (2 Sugd. Vend. 132, 10th ed.); and two other eminent conveyancers, Mr. Brodie and Mr. Hayes, contending, that the old period of sixty years would still be the length of title a purchaser would be entitled to require. The question, as is well known, was set at rest by Lord Lyndhurst, in *Cooper v. Emery*, (1 Phil. 388), and, as we think, upon rational grounds, so far as rational grounds can be assigned for any such rule.

The principle, or at least one principle, of the rule requiring a title of sixty years, is, that, having regard to the supposed chances of the duration of human life, it is supposed that sixty years are likely to cover the probable duration of a life estate, and of the time during which the remainderman, after the accrual of his right, is allowed to remain inert, without injury to his power of asserting such right. It is manifest,

however, that the result of acting upon any such rule is, after all, to give but a sort of chance to a purchaser; a probability of safety, depending upon the average duration of human life, and not anything approaching a certainty. And though it may be true, that, in general, a sixty years' title does sufficiently in practice protect the purchaser in his enjoyment, it must be clear that the absence of certainty that it will do so, must affect the general marketability of titles, and, consequently, if one may use the expression, the negotiability of land, as well as its value.

It is beyond question, also, that the necessity of calling for a sixty years' title in every case, must materially increase the expense of investigating titles, and, in a great many cases, of the deeds of conveyance; and hence it operates in fact as a land-tax of no small magnitude. At this day, when property is becoming more and more divided, and when, whether it be more divided or not, men of all grades are, by the attraction of commercial investments, becoming continually more and more anxious to be able cheaply and quickly to conduct the buying and selling of land, it would certainly be desirable that this difficulty attending titles should be removed; and it is not easy to see any good reason why a compulsory bar of some sort should not be set up against the claims of a remainderman, irrespectively to some extent of the duration of the life estate on which his remainder depends, as well as against his claim, irrespectively of his disability by infancy or absence. In fact, it would be less harsh and unjust,—if, indeed, there can be such a thing as injustice in laws purely conventional,—to make the bar of a man's estate independent of the duration of the life of a person who is a stranger to him, and dependent upon acts of his own, than to make it independent of an incapacity over which he has scarcely any, or perhaps no control. The moral perception is somewhat stretched at



finding that one man has a given number of years during which his right to an estate is endowed with actual vitality, however much he himself may neglect it, while another, because he happens during half of the period to be under legal incapacity, has but the remaining half of actual vitality for his right. But there would be nothing shocking to the moral perception, in requiring of an adult remainderman, to maintain his right from time to time, during the life of a preceding tenant for life, by acts of his own, manifesting to the public the existence of such a right.

In this view, the exploded doctrine of *continual claim*, might, perhaps, in a more modern form, and under regulations suited to modern habits, be revived with advantage. A person being adult and sui juris, is bound to be aware of his right to an estate in remainder. In only a few cases is it probable that he will be de facto unaware of it; and it would, we conceive, by no means be a harsh rule to say, that he must be held to know of the existence of his right, whether he does so in fact or not. Wherever he does actually know of its existence, there could not be even the shadow of a hardship in requiring of him from time to time to do some acts of public notoriety making known his claim. For, supposing that the doing of such acts entails upon him some trouble, or inconvenience, or expense, a man can hardly complain that he is called upon to take some pains to preserve that, which he thinks sufficiently valuable to covet its enjoyment. The only difficulty is with reference to those cases where a remainderman is actually not cognizant of his rights during the existence of the prior life estate. Such instances, as we have observed, are necessarily rare; but when they do occur, there seems some hardship in barring the right of a man, because he has not done acts to preserve a title, of his claims to which he had no knowledge. This hardship is, however, one that is to be found at the very root of every statute of limitations; and the principle on which it is permitted, namely, that it is better that now and then one should be deprived of a right, of the existence of which he was ignorant, than that titles should never be questioned, needs at this day neither explanation nor comment.

What we suggest, then, is, that the principle of the limitation of suits should be applied, at any rate, to the case of remainders expectant upon prior life estates; and that some fixed term should be a peremptory bar, where there has been uninterrupted adverse possession, unless the remainderman has made, during the existence of the prior estate, from time to time, some demonstration of right, of a nature to be capable of being easily ascertained by a purchaser. He might, for instance, be required from time to time, during the existence of the life estate, to register his claim as remainderman in some public registry, which a purchaser should be bound to search; so that a purchaser should not, when he has purchased under a forty, or fifty, or sixty years' title, as the case may be, be turned round, and put out of possession, by finding that some extraordinary instance of longevity had caused a right, long unknown or forgotten, to spring up into existence just in time to defeat him. This, or some other expedient easy to be devised, if the principle were once adopted, would, we are satisfi-

ed, be found to work with advantage in facilitating the transfer of landed property; and by it, no prejudice could be shocked, and but few cases of any real hardship would be produced.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 20).

And if, in any city, borough, or town corporate in England, Wales, and Berwick-upon-Tweed, no election shall be made of the mayor, bailiff, or other chief officer upon the day or within the time appointed by charter or usage for that purpose, and no election of such officer shall be made pursuant to the directions hereinbefore prescribed, or, such election being made, shall afterwards become void as aforesaid; in every such case, his Majesty's Court of King's Bench may, upon motion, award a writ of mandamus, requiring the members or persons entitled to vote at or to do any act necessary to be done in order to such election respectively, to assemble themselves at such a time prefixed in the writ, and to proceed to the election of a mayor, bailiff, or other chief officer, as the case shall require, and to do every act necessary to be done in order to such election, or to signify to the court good cause to the contrary, and thereupon to cause such proceedings to be had as in any other cases of mandamus for election of officers of corporations; and of the time appointed by such writ of mandamus for holding such assembly, public notice in writing shall, by such person as the court shall appoint, be affixed in the market-place, or some other public place within such city, borough, or town corporate six days before the day so appointed; and such officer or other person respectively shall preside in such assembly as ought to have presided in case the same had been made upon the day hereinbefore prescribed for that purpose. (Sect. 2).

In boroughs and towns corporate in England and Wales, and Berwick-upon-Tweed, where the mayor, bailiff, or other chief officer is to be nominated or sworn at a court leet or view of frankpledge, or some other court, and by reason of the contrivance or default of the lord or his steward, or such other officer by or before whom such court ought to be held, in not holding the same, or by some accident no due nomination, election, or swearing hath been had, the Court of King's Bench, upon motion, may award a mandamus, requiring the lord or his steward, or other officer, to hold such court leet, or other court, and to do every other act necessary in order to such nomination, election, or swearing at such time as shall be for that purpose judged proper by the court. (Sect. 3).

The mayor, bailiff, or other chief officer elected in pursuance of the act, are to take the oaths required upon admission, before the officer presiding at such election, who is authorised to administer them. (Sect. 4).

It was held necessary, where the election was under this statute, that the officer elected should be sworn in before the "presiding officer;" and where the bailiff elected was the "nearest then present in place and office to the bailiffs of the borough," and he alleged taking the oath "before A., B., and C., three other senior aldermen," &c., the election was held void. (*Re v. Malden*, 4 Burr. 2122; *Re v. Phillips*, 1 Burr. 292; but see 7 Will. 4 & 1 Viet. c. 78, s. 1). But the election would not be valid, unless as great a number of persons were present at and concurred in the election as in case the same had taken place on the day appointed by the charter or usage of the city, &c. (Sect. 5).

Mayors, &c. voluntarily absenting themselves from, or knowingly and designedly preventing the election

of any other mayor, &c. upon the charter-day, &c., shall, upon conviction, suffer six months' imprisonment, and be for ever disabled from taking any office. (Sect. 6).

Lastly, the person to whom the writ of mandamus is directed, is to make return to the first writ. (Sect. 8).

By a recent statute, (5 & 6 Will. 4, c. 76), the municipal corporations throughout England and Wales have undergone a revision, whereby they are much increased, extended, and remodelled; the corporate body must now be elected by burgesses of full age, who, on the last day of August in any year, have occupied houses, &c. rated for three years to the relief of the poor, and resident within seven miles of the borough. Sect. 1 enacts, that all laws, statutes, usages, charters, grants, and letters-patent in force relating to the several boroughs mentioned in the Schedules A. and B. as are inconsistent to the provisions of the act, shall be repealed.

By sect. 15, on the 5th September in every year, the owners of the poor of every parish are to make out a list, to be called "The Burgess List," according to the form in the schedule, of persons entitled to be enrolled in the burgess-roll of the year; and the same shall be delivered to the town-clerk to be perused by any person, without payment of fee, at reasonable times, printed copies of which may be had on payment of a reasonable sum.

By sect. 25 it is enacted, that in every borough shall be elected a mayor, aldermen, and councillors, who shall constitute the council of the borough. On the 9th November in every third succeeding year from the passing of the act, (1835), the council for the time being of every borough shall elect from the councillors, or persons qualified to be councillors, the aldermen of the borough, or so many as shall be needed to supply the places of those who shall go out of office; and, upon the 9th November, 1836, and every three succeeding years, one half of the number appointed shall go out of office.

By sect. 27, whenever a vacancy shall take place in the office of aldermen, the council of the borough shall, within ten days, on a day to be fixed by the mayor, elect some person to fill such vacancy, either from the councillors or persons qualified to be such.

By sect. 36, if the mayor of any borough shall, at the time when it is necessary to execute the duties with respect to elections, be dead, absent, or incapable of acting, the council of the borough shall elect one of the aldermen to execute such duties in the place of the mayor.

By sect. 49 it is enacted, that, on the 9th November in every year, the council of the borough shall elect, out of the aldermen or councillors of the borough, a fit person to be mayor of such borough, who shall continue in office for one whole year; and, in case a vacancy shall be occasioned by reason of the person elected not accepting the same, or of his death, the council shall, within ten days after such vacancy, elect another fit person to be the mayor for the remainder of the current year.

By sect. 50, no person elected a mayor, alderman, or councillor, &c., shall be capable of acting as such, until he shall have made and subscribed a declaration of acceptance of office.

By an act of 6 & 7 Will. 4, c. 105, for the better administration of justice in certain boroughs, reciting the last-mentioned act of 5 & 6 Will. 4, c. 76, it is enacted, that the mayor of every borough shall continue in his office for one whole year, and until his successor shall have accepted the office of mayor, and shall have made and subscribed the declaration required by that act. (Sect. 4).

The Municipal Corporation Act has undergone another amendment by the stat. 7 Will. 4 & 1 Vict. c. 78, by sect. 1. of which it is enacted, that no election of any person into a corporate office, to take place after

the passing of the act, shall be questioned, by reason of any defect in the title of the person before whom the election may have been had, provided the person before whom the election shall have been had be in actual possession, or acting in the office giving the right to preside at such election. And by sect. 24, any person whose claim shall have been rejected or name expunged at the revision of the burgess-roll, may apply, before the end of the term next following, to the Court of King's Bench for a mandamus to the mayor of the borough to insert his name upon the burgess-roll, upon which the Court may inquire into the title of the applicant to be so enrolled; and, if the Court shall award the mandamus, the mayor shall insert the name upon the burgess-roll, and shall add, "by order of the Court of King's Bench," and subscribe his name; the person whose name shall be so added to be deemed a Burgess, and entitled to vote and act as a Burgess in all respects. And by sect. 25, in case no election be made of the mayor, &c. upon the day appointed by the 5 & 6 Will. 4, c. 76, or by this act, or, such election being made, shall afterwards become void, whether through default of the officer who ought to preside at such election, or other means whatsoever, the corporation shall not be dissolved, or disabled from electing such mayor, &c.; but the election for such mayor, &c. may be had upon the day next after the day on which such election ought to have been made. Every act necessary for completing such election shall be as valid as if the election had been made on the proper day. And by sect. 26, all powers and authorities given by the stat. 11 Geo. 1, c. 4, to the Court of King's Bench are extended to all cases in which no election shall be made of any mayor, &c. on the day appointed for such election, under the provisions of the act of 5 & 6 Will. 4, c. 76, or of this act; and the Court of King's Bench is empowered to award a mandamus, and do all other matters and things in respect thereof, as fully and effectually as the Court is now by law authorised, in cases of mandamus for the election of officers of corporations; and the election under such mandamus shall be conducted under the like regulations as are contained in the said act of 11 Geo. 1, c. 4.

Thus, it appears from the enactments of the foregoing statutes, that a material alteration has been effected in the common law with regard to the remedy by writ of mandamus, in enforcing corporate rights, the provisions of which have had considerable influence in checking the abuses arising from the limited jurisdiction which the Court formerly possessed in granting the writ. Now, should no election of the mayor or other chief officer take place upon the charter-day, the corporation will not, (7 Will. 4 & 1 Vict. c. 78, s. 25), as we have already seen it would at common law, become dissolved (4 Burr. 2009); but the members of the corporation may meet on the day after, and proceed to the election; and if no election take place on the charter-day, nor in pursuance of the statute, (11 Geo. 1, c. 4, s. 1), or, being made, should afterwards become void, the Court of Queen's Bench will grant a mandamus requiring an election to be made.

This being a remedial law for the subject, the Court will give a liberal construction to the words of the act. (*Res v. Poole*, Cas. temp. Hardw. 27). "This," says Lord Hardwicke, in *Res v. Poole*, "is a remedial law to prevent inconveniences arising from new elections of annual officers on the charter-day, if the words of the act 11 Geo. 1, c. 4, are large and general enough to comprehend the continuing of elections begun on the charter-day, but not completed within that time. As the mischief is the same, the Court ought to give a liberal construction to them. Therefore the Court, under this statute, will grant a mandamus to compel



the members of a corporation to proceed to the election of a mayor, although there had been no regular election for several years preceding. (*Rez v. Burgesses of Oxford, M.*, 9 Geo. 2; Bull. N. P. 201 a, 7th ed.). So, where there was a mayor de facto at the time, it appearing that there had been no due election, a mere de facto election is not sufficient to prevent the Court from issuing a mandamus. The meaning of the statute is, "where no due legal valid election has been made upon the charter or usage-day," the writ may issue; a mere colourable election being void, and no election at all. (*Rez v. Mayor of Cambridge*, 4 Burr. 2011). But if it appears at all doubtful whether the prior election be not legal, the Court will not grant a mandamus till its validity has been tried in a proper manner. (*Rez v. Borough of Tintagel*, 9 Geo. 2; 2 Bull. N. P. 201; S. C., 2 Stra. 1003).

It appears the statute is not confined to the election of annual officers; for where, by the charter of a borough, it was directed, that, when any burgess should die or be removed from his office, it should be lawful for the mayor and burgesses, within eight days next following the death or removal, to meet and nominate an inhabitant of the borough to be a burgess during life;—A vacancy having occurred, and more than eight days elapsed without filling up the same, it was holden by the Court, upon consideration of the statute, that, although the burgesses were appointed for life, yet it was not alone confined to annual officers, and that they were authorised to grant a mandamus. (*Rez v. Mayor of Thatford*, 8 East, 270; *Case of the Corporation of Scarborough*, 2 Stra. 1180; *Hicks v. The Town of Launceston*, 1 Roll. Abr. 513, 514). It was held by two judges, that if the king create a corporation, consisting of a mayor and eight aldermen, with a clause, that, upon the death or amotion of an alderman, it shall be lawful for the mayor and the other aldermen, within eight days after such death or amotion, to elect another alderman in the place of the other &c. Although there be no election within the eight days after the death, &c., yet they may elect an alderman at any time afterwards by the power incident to them as a corporation: and this affirmative power to elect within eight days does not toll their incidental power. The writ was granted accordingly. (Edw. 8, c. 1, B. R.).

All other officers who are necessary constituent parts of the corporation, are equally within the meaning of the statute; therefore, the Court will grant a mandamus for their election as well as that of the head officer. (*Corporation of Scarborough*, 2 Stra. 1180).

The words "no elections," in the 1st section of the statute, (11 Geo. 1, c. 4), are to be taken as signifying "no legal election," and although there may have been an election de facto, the Court will exercise its discretionary power, upon consideration of the particular circumstances, whether or not they will award a mandamus, as the justice of the case may require. (*Rez v. Newsham*, Say. 211). If the fact of the legality be doubtful, and fit to be tried upon an information in the nature of a quo warranto, the Court will not grant a mandamus. (*Rez v. Bankes*, 3 Burr. 1462; *Rez v. The Mayor of Colchester*, 2 T. R. 252). But if, on the other hand, it clearly appears that the election was illegal or merely colourable, the Court will grant the writ. (*Rez v. The Mayor of Bossiney, alias Tintagel, H.*, 8 Geo. 2; Stra. 1008; Bull. N. P. 201, cited in *Rez v. Bankes*, 3 Burr. 1464; *Case of Aberystwith, T.*, 14 Geo. 2; Stra. 1157; *Corporation of Scarborough, H.*, 16 Geo. 2; Stra. 1180; *Rez v. Newsham, (Borough of Carmarthen)*, E., 28 Geo. 2; Say. 211; *Rez v. The Mayor of Cambridge, H.*, 7 Geo. 3; 4 Burr. 2006). As in the case where the person elected mayor was an officer in the army, who had just left the country for America with his regiment, and likely to continue there for some years: Lord Mans-

field there said, "The corporation has a right to a new annual officer every year; and he ought to be duly chosen. The Court are to judge whether such an officer be duly chosen or not. If an officer is actually sworn in, they may, perhaps, think it proper that his right should be tried first, or if the election be doubtful or questionable; but if they see clear that there is only a colourable election, it is void; he has no estate in the office, and the Court will not keep the corporation without a head, but will grant a mandamus to go to election." (*Rez v. The Mayor of Cambridge*, 4 Burr. 2010; and see *Rez v. Bankes*, ubi sup.; *Rez v. Carter*, Cowp. 226). The construction of the statute of 11 Geo. 1, c. 4, underwent considerable discussion in *Rez v. Nance*, (B. R., T. T., 14 & 15 Geo. 2, cited by Aston, J., in *Rez v. Malden*, 4 Burr. 2132).

If the election were completed after the departure of the presiding officer, who formed an integral part of the elective assembly, it is void. (*Rez v. Buller*, 8 East, 389; see 7 Will. 4 & 1 Vict. c. 78, s. 25). An assembly was regularly convened for the purpose of nominating and electing a new mayor, over which the then mayor presided; he declared that the persons with whom the nomination rested were equally divided, and consequently that no election could be made; and thereupon he directed proclamation to be made for dissolving the assembly: no objection was made to this, nor did any person give notice that they meant to proceed to make an election; but when the mayor was gone away, and a number of the burgesses also departed, considering the assembly as dissolved, the rest proceeded to make an election:—it was holden that this election was void; for, assuming it to be clear (though the point has never yet been judicially decided) that an election begun under one presiding officer could be completed under another after the departure of the first, yet this was not a continuation of the business begun before the mayor, but an attempt to continue that which had been concluded. Then, considering the case upon the statute, that if the mayor absent himself the next in place may preside, yet here the mayor did not absent himself, but did preside, and, as presiding officer, determined upon the validity of the votes—that they were equal, and that no election could be had; and then dissolved the assembly, and all this without any objection made at the time; and in consequence of such dissolution of the assembly, unobjected to, as it appeared, many of the freemen went away, and then the rest of them made the election in question. This was not an election within the aid of the statute, which never meant to protect elections made by surprise and fraud. (*Rez v. Gaborian*, 11 East, 77).

The Court will grant a mandamus to compel the admission or restoration of the party applying, to any office or franchise of a public nature, whether spiritual or temporal,—to academical degrees,—to the use of a meeting-house, &c.,—for the production, inspection, or delivery of public books and papers,—for the surrender of the regalia of a corporation,—to oblige bodies corporate to affix their common seal,—to compel the holding of a court,—and for an infinite number of other purposes, which will be more particularly noticed hereafter. But at present we are more particularly to remark, that it issues to the judges of inferior courts, commanding them to do justice according to the powers of their office, whenever the same is delayed; for it is the peculiar business of the Court of Queen's Bench to superintend all inferior tribunals, and therein to enforce the due exercise of those judicial or ministerial powers with which the Crown or Legislature have invested them; and this not only by restraining their excesses, but also by quickening their negligence and obviating their denial of justice. A mandamus may therefore be had to the courts of the city of London to enter up judgment; to the spiritual courts to grant ad-



**Court Papers.**

**EQUITY SITTINGS AFTER HILARY TERM,  
10 VICT. 1847.**

**Court of Chancery.**

*Before the LORD CHANCELLOR, at Lincoln's Inn.*

Monday .....	Feb. 8	First Seal.—Appeal Motions.
Tuesday .....	9	
Wednesday .....	10	} Appeals.
Thursday .....	11	
Friday .....	12	} (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	13	
Monday .....	15	} Appeals.
Tuesday .....	16	
Wednesday .....	17	} (Petition-day).—Unopposed Petitions and Appeals.
Thursday .....	18	
Friday .....	19	} Appeals.
Saturday .....	20	
Monday .....	22	} Second Seal.—Appeal Motions.
Tuesday .....	23	
Wednesday .....	24	} Appeals.
Thursday .....	25	
Friday .....	26	} (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	27	
Monday .....	March 1	} Appeals.
Tuesday .....	2	
Wednesday .....	3	} (Petition-day).—Unopposed Petitions and Appeals.
Thursday .....	4	
Friday .....	5	} Appeals.
Saturday .....	6	
Monday .....	8	} Third Seal.—Appeal Motions.
Tuesday .....	9	
Wednesday .....	10	} Appeals.
Thursday .....	11	
Friday .....	12	} (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	13	
Monday .....	15	} Appeals.
Tuesday .....	16	
Wednesday .....	17	} (Petition-day).—Unopposed Petitions and Appeals.
Thursday .....	18	
Friday .....	19	} Appeals.
Saturday .....	20	
Monday .....	22	} Fourth Seal.—Appeal Motions.
Tuesday .....	23	
Wednesday .....	24	} General Petition-day.
Thursday .....	25	

Such days as his Lordship is occupied in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Monday .....	Feb. 8	Motions.
<i>At the Judicial Committee.</i>		
Tuesday .....	9	
Wednesday .....	10	
Thursday .....	11	
Friday .....	12	
Saturday .....	13	
Monday .....	15	
Tuesday .....	16	
Wednesday .....	17	
Thursday .....	18	
Friday .....	19	
<i>At the Rolls.</i>		
Saturday .....	20	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Monday .....	22	
Tuesday .....	23	} Motions.
Wednesday .....	24	

Thursday .....	25	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Friday .....	26	
Saturday .....	27	} Motions.
Monday .....	March 1	
Tuesday .....	2	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Wednesday .....	3	
Thursday .....	4	} Motions.
Friday .....	5	
Saturday .....	6	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Monday .....	8	
Tuesday .....	9	} Motions.
Wednesday .....	10	
Thursday .....	11	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Friday .....	12	
Saturday .....	13	} Motions.
Monday .....	15	
Tuesday .....	16	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Wednesday .....	17	
Thursday .....	18	} Motions.
Friday .....	19	
Saturday .....	20	} Petitions in General Paper.
Monday .....	22	
Tuesday .....	23	} Short Causes, Consent Causes, and Consent Petitions every Saturday at the sitting of the court.
Wednesday .....	24	
Thursday .....	25	} Notices.—Consent Petitions must be presented, and copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.
Friday .....	26	

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Monday .....	Feb. 8	First Seal.—Motions.
Tuesday .....	9	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	10	
Thursday .....	11	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Friday .....	12	
Saturday .....	13	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	15	
Tuesday .....	16	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Wednesday .....	17	
Thursday .....	18	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	19	
Saturday .....	20	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	22	
Tuesday .....	23	} Second Seal.—Motions.
Wednesday .....	24	
Thursday .....	25	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	26	
Saturday .....	27	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Monday .....	March 1	
Tuesday .....	2	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	3	
Thursday .....	4	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Friday .....	5	
Saturday .....	6	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	8	
Tuesday .....	9	} Third Seal.—Motions.
Wednesday .....	10	
Thursday .....	11	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	12	
Saturday .....	13	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Monday .....	15	
Tuesday .....	16	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	17	
Thursday .....	18	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Friday .....	19	
Saturday .....	20	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	22	
Tuesday .....	23	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Wednesday .....	24	

Wednesday . . . . . 24 Fourth Seal.—Motions.  
 Thursday . . . . . 25 General Petition-day.  
 Friday . . . . . 26 Short Causes and Petitions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Monday . . . . . Feb. 9 First Seal.—Motions and Causes.  
 Tuesday . . . . . 9 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 10 Bankrupt Petitions and Ditto.  
 Thursday . . . . . 11 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 12 (Petition-day).—Petitions and Ditto.  
 Saturday . . . . . 13 Short Causes and Causes.  
 Monday . . . . . 15 Bankrupt Petitions and Causes.  
 Tuesday . . . . . 16 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 17 Bankrupt Petitions and Ditto.  
 Thursday . . . . . 18 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 19 (Petition-day).—Petitions and Ditto.  
 Saturday . . . . . 20 Short Causes and Causes.  
 Monday . . . . . 22 Bankrupt Petitions and Ditto.  
 Tuesday . . . . . 23 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 24 Second Seal.—Motions and Causes.  
 Thursday . . . . . 25 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 26 (Petition-day).—Petitions and Ditto.  
 Saturday . . . . . 27 Short Causes and Causes.  
 Monday . . . . . March 1 Bankrupt Petitions and Causes.  
 Tuesday . . . . . 2 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 3 Bankrupt Petitions and Ditto.  
 Thursday . . . . . 4 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 5 (Petition-day).—Petitions and Ditto.  
 Saturday . . . . . 6 Short Causes and Causes.  
 Monday . . . . . 8 Bankrupt Petitions and Causes.  
 Tuesday . . . . . 9 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 10 Third Seal.—Motions and Causes.  
 Thursday . . . . . 11 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 12 (Petition-day).—Petitions and Ditto.  
 Saturday . . . . . 13 Short Causes and Causes.  
 Monday . . . . . 15 Bankrupt Petitions and Causes.  
 Tuesday . . . . . 16 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 17 Bankrupt Petitions and Ditto.  
 Thursday . . . . . 18 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 19 (Petition-day).—Petitions and Causes.  
 Saturday . . . . . 20 Short Causes and Causes.  
 Monday . . . . . 22 Bankrupt Petitions and Causes.  
 Tuesday . . . . . 23 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Wednesday . . . . . 24 Fourth Seal.—Motions.  
 Thursday . . . . . 25 General Petition-day.  
 Friday . . . . . 26 Short Causes and Bankrupt Petitions.

*Before VICE-CHANCELLOR WEBBAM, at Lincoln's Inn.*

Monday . . . . . Feb. 8 First Seal.—Motions and Causes.  
 Tuesday . . . . . 9  
 Wednesday . . . . . 10 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Thursday . . . . . 11  
 Friday . . . . . 12  
 Saturday . . . . . 13 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . 15  
 Tuesday . . . . . 16  
 Wednesday . . . . . 17 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Thursday . . . . . 18  
 Friday . . . . . 19  
 Saturday . . . . . 20 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . 22 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Tuesday . . . . . 23  
 Wednesday . . . . . 24 Second Seal.—Motions and Causes.

Thursday . . . . . 25 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 26  
 Saturday . . . . . 27 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . March 1  
 Tuesday . . . . . 2  
 Wednesday . . . . . 3 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Thursday . . . . . 4  
 Friday . . . . . 5  
 Saturday . . . . . 6 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . 8 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Tuesday . . . . . 9  
 Wednesday . . . . . 10 Third Seal.—Motions.  
 Thursday . . . . . 11 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Friday . . . . . 12  
 Saturday . . . . . 13 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . 15  
 Tuesday . . . . . 16  
 Wednesday . . . . . 17 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Thursday . . . . . 18  
 Friday . . . . . 19  
 Saturday . . . . . 20 Short Causes, Petitions, (unopposed first), and Causes.  
 Monday . . . . . 22 Pleas, Demurrers, Exceptions, Causes, and Further Directions.  
 Tuesday . . . . . 23  
 Wednesday . . . . . 24 Fourth Seal.—Motions and Causes.  
 Thursday . . . . . 25 General Petition-day.  
 Friday . . . . . 26 Short Causes, and Petitions.

COURT OF QUEEN'S BENCH.

Feb. 1.—The Court refused a rule in the following cases:—

- Pollock v. Stacey.
- Lemond v. Davall.
- Smith v. Hill.

Feb. 3.—Lord Denman, C. J., delivered the judgment of the Court in—

- Scadding v. Lorant—Judgment for plaintiff.
- Reg. v. Cook—Rule discharged.
- Reg. v. Little Marlow—Order of sessions confirmed.

Feb. 5.—The Court will, on Monday, Feb. 8, give judgment in the following cases:—

- Goaling v. Valey.
- Emerson v. Musgrove.
- Wright v. Greenacre.
- Doe d. Jenkins v. Davies.
- Reg. v. Upton.

COURT OF EXCHEQUER CHAMBER.

HILARY VACATION.

Feb. 2.—Parke, B., delivered the judgment of the Court in—

- Howard v. Gosset—Judgment reversed.

Feb. 5.

- De Medina v. Grove—Judgment affirmed.

COURT OF COMMON PLEAS.

HILARY TERM.—10 VICTORIA.—Feb. 1.

This Court will, on Monday the 15th day of February instant, hold a sitting, and will proceed to give judgment in certain of the matters standing over for the consideration of the Court.

THO. WILDE.

## GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been admitted to the degree of Barrister at Law:—

**LINCOLN'S INN.**—*Jan. 28.*—John George Forbes, Esq.; Joseph Bateman, Esq., LL.D.; Edward Allfrey, Esq.; Lindsay B. Lawford, Esq.; The Hon. George F. S. Elliot; John K. Fitzherbert, Esq.; and Patrick M. Leonard, Esq.

**INNER TEMPLE.**—*Jan. 29.*—Frederick William Meymott, Esq.; Richard R. Rothwell, Esq.; John Thompson, Esq.; Frederic Philip Maude, Esq.; Henry Pelly Hinde, Esq.; Joseph Hardcastle, Esq.; John Edward Wallis, Esq.; Fred. E. Marshall, Esq.; John Townend, Esq.; Charles Edward Pollock, Esq.; William Swinborne Chalk, Esq.; Ralph Ludlow Lopes, Esq.; Edward Owen Hornby, Esq.; Henry Cope Caulfeild, Esq.; James B. R. Bulwer, Esq.; Clayton William F. Glyn, Esq.; John Barff Charlesworth, Esq.; Theodore Howard Galton, Esq.; William Mills, Esq.; Thomas Leslie, Esq.; John Blosset Maule, Esq.

**MIDDLE TEMPLE.**—*Jan. 15.*—Thomas Edward Clarke, Esq.; Anthony Austin, Esq.; John Whitbread, Esq.; Richard Whitehouse, Esq. *Jan. 29.*—Thomas Sier, Esq.; Thomas Smith Badger, Esq.; John William Badger, Esq.; Charles Cecil de Trafford, Esq.; Boddam Castle, Esq.; David Burton, Esq.; William John Bovill, Esq.; William Henry Stewart, Esq.; Christopher William Richmond, Esq.; John James Calman, Esq.; Charles William Dare, Esq.; Patrick Stewart, Esq.; John Smith, Esq.; John Henry Proctor Leresche, Esq.; Albert Jenkin, Esq.; Morgan Lloyd, Esq.; Thomas Oldfield, Esq.; Charles Owen Snow, Esq.

**GRAY'S INN.**—*Jan. 13.*—Samuel Simpson Toulmin, Esq. *Jan. 27.*—John Worsley, Esq.; Samuel Rolls Ewen, Esq.

## London Gazettes.

TUESDAY, FEBRUARY 2.

## BANKRUPTS.

**LEAH MOSS**, Liverpool-buildings, Liverpool-st., Bishopsgate, London, out of business, (lately carrying on the business of a tobacconist and manufacturer of cigars, under the name, style, and firm of L. Moss & Co.), Feb. 10 at 1, and March 16 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Carpenter, Union-court, Broad-st., City.—Fiat dated Jan. 28.

**CHARLES FREDERICK SMYRK**, Lavina-grove, Wharf-road, Middlesex, builder, Feb. 12 and March 16 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Pocock & Poole, Bartholomew-close.—Fiat dated Jan. 25.

**JOHN PRIOR**, Saint Blazey, Cornwall, tailor, and dealer and chapman, Feb. 18 and March 11 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Gidley, Exeter; Carlyon, St. Austell; Bell & Co., Lincoln's-inn-fields, London.—Fiat dated Jan. 26.

**THOMAS BAILEY**, Wolverhampton, Staffordshire, printer, dealer and chapman, Feb. 11 and March 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Foster & Gough, Wolverhampton.—Fiat dated Jan. 25.

**JOHN KIRKMAN**, Nottingham, wine merchant, Feb. 19 and March 5 at 11, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Brown, Nottingham.—Fiat dated Jan. 29.

**THOMAS SKIPWORTH**, Belton, Lincolnshire, clerk, miller, brickmaker, dealer and chapman, Feb. 17 and March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Kynaston; Sols. Blackburn, Leeds; Bell, Bedford-row, London.—Fiat dated Jan. 25.

**HENRY JOHNSON**, Sheffield, Yorkshire, merchant and manufacturer, dealer and chapman, Feb. 12 and March 5 at 11, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Unwin, Sheffield; Duncan, Featherstone-buildings, Holborn, London.—Fiat dated Jan. 25.

**EDWARD SMITH**, Dursley, Gloucestershire, apothecary, dealer and chapman, Feb. 16 at 12, and March 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hendersson, Bristol; Bishop, Lincoln's-inn-fields, London.—Fiat dated Jan. 29.

## MEETINGS.

*Robert Weir*, Harley-street, Cavendish-square, Middlesex, bookseller, Feb. 4 at 12, Court of Bankruptcy, London, last ex.—*Jonathan Clarkson*, King's-road, Chelsea, Middlesex, grocer's shopman, Feb. 15 at half-past 11, Court of Bankruptcy, London, last ex.—*John Hallowell*, Newcastle-upon-Tyne, maltster, Feb. 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Alex. Russell*, Ashford, Kent, saddler, Feb. 24 at 12, Court of Bankruptcy, London, aud. ac.—*John Fayer* and *Wm. Fayer*, Nutford-place, Edgware-road, Marylebone, Middlesex, cabinet makers, Feb. 24 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Jos. Birnie Allen*, Clifton-cottages, Loughborough-road, Brixton, Surrey, and Hatton-garden, London, brick merchant, Feb. 24 at 12, Court of Bankruptcy, London, aud. ac.—*Servais Jamar*, Frith-st., Soho, Middlesex, cabinet-maker, Feb. 24 at 11, Court of Bankruptcy, London, aud. ac.—*Hen. Newton*, Northumberland-st., Strand, Middlesex, chemist, Feb. 23 at 12, Court of Bankruptcy, London, aud. ac.—*R. Hamilton* and *Wm. Graham*, Liverpool, merchants, Feb. 23 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*John B. Donkerley*, Manchester, draper, Feb. 25 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Henry Fowkes*, Manchester, sharebroker, Feb. 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Looney*, Whitehaven, Cumberland, cooper, Feb. 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 25 at 12, fin. div.—*Joseph Hall*, Carlisle, Cumberland, victualler, Feb. 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Feb. 25 at 11, div.—*Leopold A. V. Rudolphi*, Sunderland, Durham, general merchant, Feb. 25 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*W. Clay* and *Jas. Clay*, Halifax, Yorkshire, woollen manufacturers, Feb. 23 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Feb. 25 at 11, div.—*John Webb*, Birmingham, tailor, March 3 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John Hiley*, Bordesley, Aston-juxta-Birmingham, builder, March 3 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; March 4 at 11, fin. div.—*Benjamin Breedon*, Wellesbourne Mountford, Warwickshire, tailor, March 3 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Benj. Gardner*, Leigh, Worcestershire, farmer, March 2 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Edw. Philpot*, Ludlow, Shropshire, timber dealer, Feb. 23 at 1, District Court of Bankruptcy, Birmingham, aud. ac.—*John Humphrey*, Hockley, Packwood and Tamworth, Warwickshire, coal dealer, Feb. 23 at 1, District Court of Bankruptcy, Birmingham, aud. ac.; March 2 at 12, div.—*Charles Deane*, Southampton, coach builder, Feb. 25 at 2, Court of Bankruptcy, London, div.—*Jos. H. Nail*, John-st., Tottenham-court-road, Middlesex, builder, Feb. 25 at half-past 1, Court of Bankruptcy, London, div.—*John Weston*, Liverpool, merchant, Feb. 23 at 12, District Court of Bankruptcy, Liverpool, div.—*Hen. Cowie* and *Jas. Clark*, Liverpool, merchants, Feb. 23 at 11, District Court of Bankruptcy, Liverpool, div. sep. est. of *H. Cowie*.—*Jas. C. Kemp*, Liverpool, merchants, Feb. 23 at 11, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John Morris*, Crown-street, Finsbury, and Old-street, St. Luke's, Middlesex, leather seller, Feb. 24 at 1, Court of Bankruptcy, London.—*John Rumsey*, Dean-street, Shadwell, Middlesex, glue piece maker, Feb. 25 at half-past 11, Court of Bankruptcy, London.—*John King*, Kingaland-road, Middlesex, soap maker, Feb. 23 at 12, Court of Bankruptcy, London.—*Wm. Carpendale*, Kingston-upon-Hull, jeweller, Feb. 24 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Broadbent*, Delph, Yorkshire, cloth merchant, March 2 at 11, District Court of Bankruptcy, Leeds.—*Abraham Huddleston*, Boston, Bramham, Yorkshire, corn miller, Feb. 25 at 11, District Court of Bankruptcy, Leeds.—*Wm. Hayes*, Liverpool, shipwright, Feb. 23 at 12, District Court of Bankruptcy, Liverpool.—*Joseph Hindmarsh*, Liverpool, woollen draper, Feb. 23 at 12, District Court of Bankruptcy,

Liverpool.—*Chas. Thomas*, Llivior, Montgomeryshire, grocer, Feb. 23 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Tamms*, Nottingham, tobacco dealer, March 5 at 11, District Court of Bankruptcy, Nottingham.—*Rich. Nicholls* the younger, March 16 at half-past 10, District Court of Bankruptcy, Birmingham.—*Hen. Bartlett*, Redditch, Worcestershire, builder, March 16 at 12, District Court of Bankruptcy, Birmingham.—*Hen. Cochrane*, Manchester, warehouseman, Feb. 25 at 12, District Court of Bankruptcy, Manchester.—*Wm. Barker*, Royton, near Oldham, Lancashire, millwright, Feb. 22 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 22.

*John Henry Bedford*, Bristol, artists' colourman.—*Thomas Thomas*, Ibstock, Leicestershire, draper.—*James Hare*, New-street, Dorset-square, Middlesex, linendraper.—*Rich. Cripps Lloyds*, Liverpool, painter.—*Ebenezer Hodgson*, Richmond, Yorkshire, ironmonger.

## FIAT ANNULLED.

*John Hardy* and *George Hardy*, Wisbech St. Peter's, Cambridgeshire, grocers.

## SCOTCH SEQUESTRATIONS.

*Mrs. Ann Scott*, Inschbryock-cottage, near Montrose, Forfarshire, deceased.—*Wm. Landell*, Fleurs, Coldingham, Berwick, farmer, deceased.—*J. R. Hood*, Edinburgh, draper.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Spurgeon*, Cross-street, Hatton-garden, and Hatton-yard, Middlesex, wheelwright, Feb. 18 at 11, Court of Bankruptcy, London.—*Henry Chas. Edwards*, Little Queen-st., Cheap-side, not in business, Feb. 12 at half-past 11, Court of Bankruptcy, London.—*Samuel Locke*, Brighton, Sussex, boarding-house keeper, Feb. 18 at 12, Court of Bankruptcy, London.—*George Barker*, Tillingham, Essex, grocer, Feb. 18 at 1, Court of Bankruptcy, London.—*Peter Andrews*, Moneyers-street, New North-road, Hoxton, Middlesex, compositor, Feb. 18 at 12, Court of Bankruptcy, London.—*Jas. Owen*, Penlington-place, Hercules-buildings, Lambeth, Surrey, upholsterer, Feb. 18 at half-past 12, Court of Bankruptcy, London.—*Samuel Coates*, Halsted, Essex, plumber, Feb. 18 at half-past 11, Court of Bankruptcy, London.—*James Miller Smithson*, Herne-bay, Kent, licensed victualler, Feb. 18 at half-past 11, Court of Bankruptcy, London.—*John Springer*, Milton-street, Dorset-square, St. Mary-le-bone, Middlesex, carpenter, Feb. 18 at half-past 12, Court of Bankruptcy, London.—*Isaac Dodd*, Stucley-terrace, Camden-town, Middlesex, haberdasher, Feb. 11 at 11, Court of Bankruptcy, London.—*Charles Thrøder*, Brunswick-street, Dover-road, Newington, Surrey, boot maker, Feb. 18 at half-past 12, Court of Bankruptcy, London.—*George Slade*, Northwood, West Cowes, Southampton, butcher, Feb. 18 at 12, Court of Bankruptcy, London.—*Joseph Smith*, Snow's-fields, Bermondsey, Surrey, statuary, Feb. 9 at half-past 11, Court of Bankruptcy, London.—*Wm. Brown*, King-square, Goswell-street road, and 27 Wharf, City-road-basin, Middlesex, commission agent, Feb. 9 at 12, Court of Bankruptcy, London.—*George Baker*, King David-lane, Shadwell, Middlesex, cheese-monger, Feb. 9 at half-past 12, Court of Bankruptcy, London.—*George Tolfree* the elder, Camden-street, Islington, Middlesex, supernannated assistant excise officer, Feb. 9 at 12, Court of Bankruptcy, London.—*Henry Bell*, Royal st., Stangate, Lambeth, Surrey, out of business, Feb. 9 at half-past 11, Court of Bankruptcy, London.—*Ambrose Sired*, Seymour-place, Camden-town, St. Pancras, Middlesex, greengrocer, Feb. 9 at 12, Court of Bankruptcy, London.—*P. F. Faucher*, Park-row, Mills-buildings, Knightsbridge, Westminster, Middlesex, teacher of dancing, Feb. 9 at 11, Court of Bankruptcy, London.—*Henry Long*, City-road, Middlesex, architectural modeller, Feb. 9 at 12, Court of Bankruptcy, London.—*Wm. Holland*, Brighton, Sussex, waiter, Feb. 9 at half-past 11, Court of Bankruptcy, London.—*James Hackney*, Great Suffolk-street, Southwark, Surrey, agent for the sale of bricks, Feb. 11 at 11, Court of Bankruptcy, London.—*Peter Ralph*, Vale-place, North-end, Fulham, Middlesex, carpenter, Feb. 18 at 11, Court of Bankruptcy, London.—*Charles Martin*, Reading, Berkshire, boot and shoemaker, Feb. 18 at half-

past 11, Court of Bankruptcy, London.—*Robert Whetton*, Birmingham, grocer, Feb. 10 at 12, District Court of Bankruptcy, Birmingham.—*James Taylor*, Killamarsh, Derbyshire, huckster and farmer, Feb. 9 at 12, District Court of Bankruptcy, Manchester.—*Joseph Lord*, Moorside, Bury, Lancashire, boiler maker, Feb. 12 at 12, District Court of Bankruptcy, Manchester.—*Richard Boulton*, Stone, Staffordshire, grocer, Feb. 27 at 1, District Court of Bankruptcy, Birmingham.

Saturday, Jan. 30.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Henry Bourchier*, Plymouth, Devonshire, captain in the Navy on half-pay, No. 40,200 C.; *Samuel Sturgis*, gentleman, new assignee, in place of *Thomas Sleeman*, deceased.—*Wm. Henry Chapman*, Somerset-place, Havil-street, Camberwell, Surrey, tea dealer, No. 58,551 T.; *Edward Yffe*, assignee.—*Francis Wall*, Stockwell-place, Stockwell, Surrey, commission agent, No. 58,610 T.; *Edward Laforest*, assignee.—*Daniel Clark*, Brett's-buildings, Camberwell-road, Surrey, house decorator, No. 58,632 T.; *Richard Cooper*, assignee.—*William Cayzer*, St. Columb Major, Cornwall, hat manufacturer, No. 67,302 C.; *James Veisey*, assignee.

Saturday, Jan. 30.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Thomas Smyth*, Chapel-place, Vere-street, Oxford-street, Middlesex, deputy purveyor to the forces on the Medical Staff on half-pay: in the Debtors Prison for London and Middlesex.—*Henry Tibbury*, Grafton-street, and Cleveland-street, Fitzroy-square, Middlesex, gas fitter: in the Debtors Prison for London and Middlesex.—*C. Cooling Hearnden*, Diamond-row, Stepney-green, Middlesex, general dealer: in the Debtors Prison for London and Middlesex.—*James Hopkins*, Middle-mall, Hammersmith, Middlesex, journeyman carpenter: in the Debtors Prison for London and Middlesex.—*Edward Woods*, Charles-street, Camberwell New-road, Surrey, surveyor: in the Queen's Prison.—*George Ebenezer Knight* the elder, Wolverhampton, Staffordshire, commission agent for the sale of hops: in the Gaol of Stafford.—*John Carpenter*, Canterbury, bootmaker: in the Gaol of Canterbury.—*Nath. Dodson*, Hound's-gate, Nottinghamshire, lace manufacturer's assistant: in the Gaol of Nottingham.—*A. Forster Barron*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.—*Sarah Dodson*, Castle-gate, Nottingham, lodging-house keeper: in the Gaol of Nottingham.—*John Cooper*, Kingston-upon-Hull, builder: in the Gaol of Kingston-upon-Hull.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, Feb. 17, at 9.

*Rich. Elkanah Hoyle*, Trigon-road, Kennington, Surrey, surgeon.—*Henry Stanbrough*, Seymour-place, Bryanston-square, Middlesex, out of business.—*Ch. Christopher Cusack Geary*, Upper North-street, King's-cross, Middlesex, out of business.—*Philip Summers*, Elizabeth-terrace, Liverpool-rd., Islington, Middlesex, fancy paper printer.—*George Longmore*, Landsdowne-place, Brunswick-square, Middlesex, out of business.—*John Kymer* the elder, Westbourne-place, Eaton-sq., Pimlico, Middlesex, out of business.

Adjourned.

*Christopher Irving*, York-road, Lambeth, Surrey, civil engineer.

Court-house, KINGSTON-UPON-HULL, Feb. 18 at 10.

*George Dodds*, Kingston-upon-Hull, out of business.—*J. Wheatley*, Hull, out of business.—*J. Fieldhouse* the younger, Drypool, Hull, painter.—*George Blackburn*, Hull, out of business.—*John Cooper*, Kingston-upon-Hull, bricklayer.

INSOLVENT DEBTOR'S DIVIDEND.

*Anna Norton*, Congresbury, Somersetshire, widow, farmer, Manchee's, Kingsdown, Bristol: 1s. 8d. in the pound.

FRIDAY, FEB. 5.

BANKRUPTS.

SAMUEL BRADLEY, Mark-lane, London, corn and malt factor, Feb. 12 and March 19 at 1, Court of Bankruptcy, London: Off. As. Belcher; Sols. Husband & Wyatt, 1, Moorgate, London.—Fiat dated Jan. 25.

**CHARLES HALLETT and CHARLES PARKER**, Thornton-street, Dockhead, Bournemouth, Surrey, and Minories, London, linendrapers, (under the firm of Parker & Hallett), Feb. 15 at half-past 12, and March 15 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrence & Phewa, Old Jewry-chambers, London.—Fiat dated Feb. 2.

**ALEXANDER FLETCHER**, Shaftesbury-terrace, Finsley, Middlesex, bookseller and stationer, Feb. 15 at 12, and March 15 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Baylis & Co., Basinghall-street, London.—Fiat dated Feb. 2.

**JOSEPH ELAM**, Etham-place, Kent-street, Surrey, rug manufacturer, dealer and chapman, Feb. 12 at 11, and March 19 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Wilson, 3, Aldermanbury.—Fiat dated Jan. 28.

**GEORGE MESSENGER**, Uxbridge, Middlesex, dealer, dealer and chapman, Feb. 17 at 2, and March 18 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Reed & Langford, Friday-street, Chancery.—Fiat dated Feb. 2.

**JOHN TITLEY**, High-street, Southwark, Surrey, woollen draper, dealer and chapman, (trading under the style or firm of John Titley & Co.), Feb. 13 at 2, and March 11 at half-past 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Sole & Turner, Aldermanbury, London.—Fiat dated Feb. 1.

**JOHN FABRY**, Stratfieldsaya, Hants, grocer and general dealer, dealer and chapman, Feb. 18 at 2, and March 18 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Holmes & Co., Bedford-row, London.—Fiat dated Jan. 27.

**THOMAS YOUNG**, Canterbury, Kent, leather seller, dealer and chapman, Feb. 16 at 2, and March 19 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Ford, 5, Bloomsbury-square.—Fiat dated Jan. 30.

**WILLIAM FRÉDERICK COWPER, BENJAMIN FARRER COWPER, and PAUL EDWIN COWPER**, (and not Paul Edwin Cooper, as advertised in the Gazette of Friday last), Darlington, Durham, linendrapers, dealers and chapmen, Feb. 9 at half-past 10, and March 15 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Allison, Darlington; Philipson, Newcastle-upon-Tyne; Tilson & Co., 29, Coleman-street, London.—Fiat dated Jan. 19.

**JOHN HASKINS GANDELL and JOHN BRUNTON**, Birkenhead, Cheshire, commission agents, dealers and chapmen, Feb. 23 and March 12 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Reada & Searle, Birkenhead; Parker & Co., Gray's-inn, London.—Fiat dated Jan. 25.

**THOMAS BROWN FAIRHURST**, Liverpool, painter, plumber, and glazier, Feb. 19 and March 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Atherton, Liverpool; Vincent, Temple, London.—Fiat dated Feb. 2.

**JOHN ROSS**, Henderby, near Leicester, woollen draper, dealer and chapman, Feb. 18 and March 19 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Vahpy; Sol. Smith, Birmingham.—Fiat dated Feb. 1.

#### MERCHANTS.

*Francis Henry Bourquin*, Northampton-square, Chancery-well, Middlesex, watch manufacturer, Feb. 13 at half-past 11, Court of Bankruptcy, London, ch. ass.—*Wm. Luke Prattman*, Butter Knowle-lodge, and *Michael Forster, Copley*, Durham, timber merchants, Feb. 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, ch. ass.—*James Bicherton*, Castle-st., Southwark, Surrey, hat manufacturer, Feb. 12 at 1, Court of Bankruptcy, London, last ex.—*Thos. Harris Beal*, Wingham, Kent, grocer, Feb. 17 at half-past 1, Court of Bankruptcy, London, last ex.—*Sam. York*, Cambridge, upholsterer, Feb. 26 at half-past 12, Court of Bankruptcy, London, and ac.—*Charles Borer*, Elliot's-row, Lower-road, Islington, Middlesex, grocer, Feb. 26 at 1, Court of Bankruptcy, London, and ac.—*R. Glover*, Mitcham and Morden, Surrey, miller, Feb. 26 at 1, Court of Bankruptcy, London, and ac.—*Daniel Baseley*, Botolph-claydon-row, Walsworth, Surrey, cheesemonger, Feb. 26 at 1, Court of Bankruptcy, London, and ac.—*Thos. Wilkinson*, Quadrant, Regent-street, and Bathurst-st., Sussex-square, Middlesex, ironmonger, Feb. 26 at 1, Court of Bankruptcy, London, and ac.—*Wm.*

*Palmer*, Strand, Middlesex, hosiery, Feb. 26 at 11, Court of Bankruptcy, London, and ac.; March 1 at 1, div.—*James Jeffs*, Margaret-st., Cavendish-square, Middlesex, saddler, Feb. 26 at 11, Court of Bankruptcy, London, and ac.—*T. Ball*, Remye Extra, Southampton, common brewer, March 4 at 12, Court of Bankruptcy, London, and ac.—*Richard Satchell the younger*, Winsley-street, Oxford-st., and Hyde, near Hendon, Middlesex, cooper, March 4 at 1, Court of Bankruptcy, London, and ac.—*Jos. Ullathorne*, Spence-place, Briston-road, Surrey, builder, March 10 at 12, Court of Bankruptcy, London, and ac.—*Wm. Morison*, Cannon-st.-road, Commercial-road, Middlesex, draper, March 11 at 12, Court of Bankruptcy, London, and ac.—*John King*, Buckingham, scrivener, March 11 at 1, Court of Bankruptcy, London, and ac.—*Wm. Crooking*, Billerica, Essex, linendrapery, March 11 at 2, Court of Bankruptcy, London, and ac.—*Wm. Bradley*, Leeds, Yorkshire, flax spinner, Feb. 26 at 11, District Court of Bankruptcy, Leeds, and ac.; Feb. 27 at 11, div.—*John Alex. Lee*, Ed. Hall, Thos. Bell, and *Wm. Bookless*, Liverpool, engineers, Feb. 26 at 11, District Court of Bankruptcy, Liverpool, and ac.; March 1 at 11, div. sep. est. of *J. Alex. Lee*.—*Jas. Haigh*, Hogley, Almond-bury, Yorkshire, clothier, March 1 at 11, District Court of Bankruptcy, Leeds, and ac.; March 2 at 11, div.—*John Whitley*, Liverpool, surgeon, Feb. 26 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Jos. John Meak Mann Scott*, Liverpool, flour merchant, Feb. 26 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Charles Taylor*, Birmingham, brush manufacturer, Feb. 27 at 12, District Court of Bankruptcy, Birmingham, and ac.; March 1 at 12, div.—*Geo. Mint*, Tamworth, Warwickshire and Staffordshire, paper manufacturer, Feb. 27 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Sims*, Tolland Royal, Wiltshire, wheelwright, Feb. 26 at 1, Court of Bankruptcy, London, div.—*Benj. Louis Meyer Rothschild*, Great Queen-st., Lincoln's-inn-fields, Middlesex, diamond merchant, Feb. 26 at 1, Court of Bankruptcy, London, div.—*Thos. Lambert Powell*, Romsey, Hampshire, cabinet maker, Feb. 26 at 2, Court of Bankruptcy, London, div.—*John Batt* and *T. Batt*, Old Broad-st., London, dealers in silk, Feb. 26 at half-past 1, Court of Bankruptcy, London, div.—*Francis Kirkman Powell* and *Bernard Thos. Crawford*, Boulogne-sur-Mer, and Piccadilly, Middlesex, wine merchants, Feb. 26 at 11, Court of Bankruptcy, London, div. sep. est. of *Frederick Kirkman Powell*.—*Jas. Bewes*, Charles-st., Berkeley-square, Middlesex, auctioneer, Feb. 26 at 12, Court of Bankruptcy, London, div.—*Jos. Keed Duden*, Peterborough, Northampton, tailor, Feb. 26 at 2, Court of Bankruptcy, London, div.—*Parquhar Masey*, Leadenhall-street, London, merchant, Feb. 26 at 1, Court of Bankruptcy, London, div.—*Sam. York*, Cambridge, upholsterer, Feb. 26 at half-past 12, Court of Bankruptcy, London, div.—*R. T. Fletcher*, Brentford, Middlesex, money scrivener, Feb. 26 at 12, Court of Bankruptcy, London, div.—*Wm. Ransom*, Stowmarket, Suffolk, corn merchant, Feb. 26 at half-past 11, Court of Bankruptcy, London, div.—*Timothy Abraham Curtis*, Tokenhouse-yard, London, merchant, Feb. 26 at 12, Court of Bankruptcy, London, div. sep. est. of *Timothy Abraham Curtis*.—*Jos. Outdert* and *Michael Clarke* the younger, Colchester-st., Savage-gardens, London, wine merchants, Feb. 26 at 11, Court of Bankruptcy, London, div.—*Benj. Lawrence*, Crown-court, Old Broad-street, London, merchant, Feb. 26 at 11, Court of Bankruptcy, London, div.—*Robert Clarke* and *John Burgess*, Coal Exchange, London, coal factors, Feb. 26 at half-past 11, Court of Bankruptcy, London, div.—*Hannibal Sandys*, *Wm. Sandys*, and *Hannibal Sandys* the younger, Crane-court, Fleet-st., London, scriveners, dealers and chapmen, Feb. 26 at 11, Court of Bankruptcy, London, div. sep. est. of *Hannibal Sandys* the elder.—*Charles Harris*, Sheffield, Yorkshire, tailor, March 5 at 11, Town-hall, Sheffield, div.—*FR. W. Hobhouse*, *Johnson Philbott*, and *Chas. Lowder*, Bath, Somersetshire, bankers, March 2 at 12, District Court of Bankruptcy, Bristol, div. sep. est. of *H. W. Hobhouse*; March 9 at 12, div. joint est.—*Robt. Hamilton* and *Wm. Graham*, Liverpool, merchants, Feb. 26 at 12, District Court of Bankruptcy, Liverpool, div.—*John B. Dunberley*, Chorlton-upon-Medlock, Manchester, draper, Feb. 26 at 12, District Court of Bankruptcy, Manchester, div.—*Wm. Barker*, Tottington Higher-end, Lancashire, cotton spinner, March 4 at 12, District Court of Bankruptcy, Manchester, div.

## COMMERCIAL.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Charles Burrell*, Northumberland-place, Commercial-road, Middlesex, cheesemonger, Feb. 27 at half-past 2, Court of Bankruptcy, London.—*John Lamont*, Wellclose-sq., Middlesex, ship owner, Feb. 26 at 11, Court of Bankruptcy, London.—*Philip Howard*, Hingham, Norfolk, wine merchant, Feb. 24 at 11, Court of Bankruptcy, London.—*John Mowley*, Holland-terrace, Millbrook-road, North Brixton, Surrey, builder, March 1 at half-past 1, Court of Bankruptcy, London.—*Thos. March*, Camomile-st., Bishopsgate-st., London, cabinet manufacturer, March 1 at 1, Court of Bankruptcy, London.—*Chas. Borer*, Elliot's-row, Lower-road, Islington, Middlesex, grocer, Feb. 26 at 1, Court of Bankruptcy, London.—*Wm. Trice*, High-st., Stepney, Middlesex, grocer, March 1 at half-past 12, Court of Bankruptcy, London.—*John Mears*, Bedminster, Bristol, builder, Feb. 26 at 12, District Court of Bankruptcy, Bristol.—*Jos. Firth* the elder, Staniland, *Jos. Firth* the younger, Booth-town, *Jos. Dugdale*, Soyland, and *Wm. Stott*, Soyland, Yorkshire, cotton spinners, March 2 at 11, District Court of Bankruptcy, Leeds.—*Jas. Sutcliffe*, Habergama Eaves, near Burnley, Whalley, Lancashire, cotton spinner, March 1 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Feb. 26.

*Arthur Burton*, Ranelagh-wharf, Fimlico, Middlesex, coal merchant.—*Thos. Broadly*, Chester, chemist.—*John Lester*, Pen-y-gelle-lodge, near Wrexham, Denbighshire, farmer.—*John Hubbard*, Ramsgate, Kent, auctioneer.—*John George Riford*, Holloway, Middlesex, common brewer.

## PARTNERSHIP DISSOLVED.

*Francis Carter* and *Alfred Carter*, Coventry, Warwickshire, and Oldbury, Worcestershire, attorneys and solicitors.

## SCOTCH SQUADREMASTERS.

*John Callum*, Glasgow, contractor.—*Alex. Turner*, Glasgow, joiner.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Calver* the younger, Norwood, Surrey, stonemason, Feb. 6 at 1, Court of Bankruptcy, London.—*James Lewer*, Chapel-st. and Bell-st., Edgeware-road, Middlesex, beer-shop keeper, Feb. 13 at 2, Court of Bankruptcy, London.—*Wm. Linsell*, Albion-st., Wandsworth-road, Surrey, law writer, Feb. 18 at 12, Court of Bankruptcy, London.—*S. Young*, Aston Clinton, Buckinghamshire, bookseller, Feb. 18 at 12, Court of Bankruptcy, London.—*Richard French*, King's Kerwill, Devonshire, innkeeper, Feb. 18 at 1, District Court of Bankruptcy, Exeter.—*Wm. Hewer* the younger, Halford-terrace, Kennington-road, Surrey, draper's assistant, Feb. 18 at 1, Court of Bankruptcy, London.—*Wm. Gibbins*, Skinners-st., Snow-hill, London, tobacconist, Feb. 18 at 1, Court of Bankruptcy, London.—*Jas. Hyphus*, Birefields, Handsworth, Staffordshire, journeyman brassfounder, Feb. 11 at half-past 10, District Court of Bankruptcy, Birmingham.—*John Woodell*, Snettinton Hermitage, Snettinton, Nottingham, joiner, Feb. 26 at 11, Exchange-rooms, Nottingham.—*Noah Harrison*, St. Mary, Nottingham, out of business, Feb. 26 at 11, Exchange-rooms, Nottingham.—*John Royle*, Wrangle, Holland, Lincolnshire, carpenter, Feb. 26 at 11, Exchange-rooms, Nottingham.—*Thos. Buckley*, Hixon-heath, Colwich, Staffordshire, farmer, Feb. 16 at 11, District Court of Bankruptcy, Birmingham.—*John H. R. Bayley*, Wolverhampton, Staffordshire, schoolmaster, Feb. 23 at 12, District Court of Bankruptcy, Birmingham.—*Jas. Sephton*, Ancoats, Manchester, provision dealer, Feb. 12 at 12, District Court of Bankruptcy, Manchester.—*Richard Davies*, Liverpool, poultryer, Feb. 11 at 12, District Court of Bankruptcy, Liverpool.—*Henry Mollenhauer*, Liverpool, accountant, Feb. 11 at 12, District Court of Bankruptcy, Liverpool.

Wednesday, Feb. 3.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. J. Grinsell*, Lower Thames-st., London, eating-house

keeper: in the Debtors Prison for London and Middlesex.—*John Bond*, Oxford-st., Middlesex, shawman: in the Queen's Prison.—*Wm. J. Bennett*, Mount-street, Lambeth, Surrey, blind maker: in the Debtors Prison for London and Middlesex.—*Stephen Sanderson*, Charrington-street, Somers-town, Middlesex, smith: in the Debtors Prison for London and Middlesex.—*Lois A. Leger*, Lowthendall-buildings, Aldersgate-street, London, pasteboard box maker: in the Debtors Prison for London and Middlesex.—*Thomas Bullwinkle*, Windsor-terrace, Canal-road, Mile-end, Middlesex, blood dryer's labourer: in the Debtors Prison for London and Middlesex.—*John Baker*, Hounslow-beath, Hounslow, Middlesex, coal dealer: in the Debtors Prison for London and Middlesex.—*James West* the younger, Little Cowarne, Herefordshire, small farmer: in the Gaol of Worcester.—*Thos. Watson*, Honey-pot, near Darlington, Durham, farmer: in the Gaol of Durham.—*Wm. Dodds*, Monkwearmouth, Durham, out of business: in the Gaol of Durham.—*Nath. Smith*, Barton St. Mary, Gloucestershire, gardener: in the Gaol of Gloucester.—*Jas. C. Knight*, High-bridge, Newcastle-upon-Tyne, waiter to a licensed victualler: in the Gaol of Newcastle-upon-Tyne.—*Dan. Bail*, Dagnall, near Hemel Hempstead, Buckinghamshire, ointment maker: in the Gaol of Aylesbury.—*Jas. Burgess*, Merthyr Tydvil, Glamorganshire, grocer: in the Gaol of Cardiff.—*Jas. Pentland*, Newcastle-upon-Tyne, auctioneer: in the Gaol of Newcastle-upon-Tyne.—*William Stephenson*, Liverpool, coal merchant: in Lancaster Castle.—*T. Wellings*, Lancaster, out of employ: in Lancaster Castle.—*Joseph Walker*, Salford, Lancashire, greengrocer: in Lancaster Castle.—*Joseph Dobson*, Colne, Lancashire, licensed hawk: in Lancaster Castle.—*Samuel Harris*, Hereford, tailor: in the Gaol of Hereford.—*Wm. Davison*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle.—*John Davies*, Llandowry Strademy, Radnor, wheelwright: in the Gaol of Presteigne.—*Henry Barnett*, Newcastle-upon-Tyne, grocer: in the Gaol of Newcastle-upon-Tyne.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, Feb. 19, at 9.

*George Boyd* the elder, Staining-lane, Gresham-st. West, London, goffer.—*Thomas Davis*, Parker-street, Drury-lane, Middlesex, dealer in cane.—*James Smith Pittman*, Notting-ham-terrace, York-gate, Regent's-park, Middlesex, clerk to a cigar manufacturer.—*Isabella Hodgkinson*, William-street, Lowndes-square, Knightsbridge, Middlesex, widow, out of business.—*Wm. Collins*, Cranford-bridge, near Hounslow, Middlesex, cheesemonger.—*Thos. Parkins*, Fleet-street, London, tailor.—*Daniel Elliott*, Britannia-row, Islington, Middlesex, baker.—*Ch. Kirkham*, Great Chart-street, Hoxton, Middlesex, cabinet maker.

Feb. 22, at the same hour and place.

*James Tail*, Bury-street, Bloomsbury, Middlesex, tin-plate worker.—*Wm. Harris*, Horsall, Surrey, baker.—*Wm. Poile*, Mitcham-common, Mitcham, Surrey, licensed retail dealer in beer.—*Alexander Lewis*, Smith-street, Stepney, Middlesex, master in the Royal Navy on half-pay.—*Stephen Hagan*, Blenheim-street, New Bond-street, Oxford-street, Middlesex, out of business.—*Matthew J. Young Puddy*, Judd-street, Brunswick-square, Middlesex, out of business.—*Henry Fred. Holmes*, Providence-place, Canal-road, Mile-end, Middlesex, milkman.—*Richard Davies*, Elizabeth-place, Bell's-pond-rd., Kingsland, Middlesex, dealer in linen drapery.

Court-house, Reading, Berkshire, Feb. 19 at 10.

*Henry Wilson*, Shrivensham, near Farringdon, baker.—*D. Bexley*, Abingdon, coach builder.—*W. Heatrell Douce*, Lee, Kent, barrister at law.

Court-house, Oxford, (County), Feb. 22 at 10.

*Thos. Townsend*, Bicester, wheelwright.—*Joseph Wheeler*, Dorchester, grocer.

Court-house, York, (County), Feb. 20 at 10.

*Henry Mason*, West Rounton, out of business.—*G. Nicholson* the younger, Pocklington, coal dealer.—*Wm. Nicholson*, York, bricklayer.—*Thos. Joseph Hart*, York, bootmaker.—*John Mason*, West Rounton, near Northallerton, out of business.—*George Burnett*, Egton, inspector of railway works.—*Matt. Thompson*, Halifax, porter merchant.—*Lawrence Eyre*, Dalby Rectory, near Terrington, clerk in holy orders.



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LONDON, FEBRUARY 13, 1847.

It has been the taste of the public press, for some time, to seize every opportunity of attacking the Bar, and making it responsible, not only for its own errors, of which, in common with every other class of men, it has doubtless enough, but for the errors and faults of its own clients, and its clients' clients. The offence most recently and most vehemently charged upon the Bar, is, accepting briefs with the fees thereon, and not attending upon such briefs; and this, which we at once admit, does, with eminent counsel, both within and behind the Bar, frequently occur, is designated by the polite terms of "swindling," "dishonest," &c. These are the terms that are applied, by way of comparison at least, by a public writer, who, we are satisfied, could only have done so under a misapprehension of the real bearings of the case.

If a barrister accepted a brief upon an express or implied contract or undertaking, that he should with positive *certainty* attend the court upon that brief, there would be no injustice in designating his conduct as dishonorable, if he departed from his contract. But what is the fact? Is it true that *any* barrister accepts a brief upon such implied undertaking; or that, in general, he is asked to accept it upon an express undertaking? The members of the junior branch of the Profession know perfectly well, and we believe the public also know, though they wilfully shut their eyes to the fact, that there never is any such implied contract, and very rarely any express one. The reason that there never is any such implied undertaking is, that it would be totally inconsistent with the nature of a barrister's business; and the reason that there is rarely an express one is, that in the only case in which it could be of advantage, viz. in that of a barrister in full practice, no

such barrister would, except under very particular circumstances, accept a brief upon such terms\*.

If causes came on to be heard strictly and invariably in the order in which they are set down; if all causes took the same time, or, what would come to the same thing, if every cause had, in its turn, a certain time, and only a certain time, allotted to it; and if arrangements were made between the several Courts, so that there should thus be a constant succession of causes, but never the chance of two causes going on concurrently in Westminster Hall; if, in fine, business were done as it never has been, and certainly, at this day, is not done, so that a barrister could know exactly that at ten he should be heard in cause A, and at twelve in cause B, and so on; then it might be practicable for a barrister in full business, never to be in the position of having taken two briefs, and being prevented by the physical impossibility of self-division from attending to one of them. But, as the business of the Courts is managed, with causes taken in and out of the paper, or called on in or out of their order in the paper, and that not for the convenience of the Court, and still less of the Bar, but for the convenience of suitors, no counsel can know, of his own knowledge, or form even a guess, nor can his client inform him, whether, when he accepts a brief, the matter will be disposed of the next day or the next month. Unless, therefore, he were, whenever a brief in any one cause is delivered, to refuse all others until that cause is heard, it would be impossible for him to guard against the possibility of his being required at one and the same time in two places.

\* There have been a few instances in which counsel have been retained in a particular cause, with an express arrangement that they should give up all others for it; and we never heard that, in any such instances, counsel have broken their engagements. We believe something of this sort occurred in the important case of *Small and Afford*.



It is, therefore, the distribution and arrangement of business, over which the barrister has not the slightest control, that produce the possibility of a barrister, who accepts briefs as they are delivered, being sometimes compelled to omit attending upon some of them. We think we have shewn, that, to destroy this possibility is impracticable, except, as we observed, by counsel never receiving but one brief in his chambers at a time. To explain seriously why such a practice would be out of the question, almost passes our powers of gravity. But the matter may be stated thus shortly: that, of course, if the practice were good for anything, it should be general; and, as no one counsel could, on an average, hold more than one brief in a month, one result would be, that, in a few years, there could be no such thing as an experienced counsel, if a Bar existed at all; but the still more probable result would be, that no men of education would be found willing to practise.

But then it is said, when the client pays his fee, he intends to have the services of his counsel, and pays for them, and expects to have them. This is the false assumption on which the whole argument against the Bar is based. The client does no such thing. He, or at least his attorney for him, who ought to inform him if he does not, knows full well, that, when he retains a barrister in full practice, he does so, subject to the possibility, the existence of which we have shewn to result from arrangements beyond the barrister's control. He knows that numbers besides himself are seeking for the assistance of the particular individual whom he retains. He retains him expressly because he is eminent,—because he is much sought,—because, from the general estimation in which he is held, it is inferred, and in most cases correctly inferred, that his reputation is justified by his talents. The suitor, or his attorney, knows full well, that Mr. A. or Mr. B. is retained in so many causes, that, if all or any two or more of them happen to come on together, Mr. A. or Mr. B. must be lost to somebody. But he hopes that unfortunate somebody will not be himself; he speculates upon that chance, and he knows perfectly, when he does retain the favourite counsel, that he is purchasing a chance. The fact is, that an attorney, when he delivers a brief, never asks whether the counsel will undertake to be certain to attend; and he does not ask, because he knows that counsel never can nor will undertake any such thing, and would refuse the brief rather than do so.

We have said more than once in this Journal, and we say it again, the cure of the evil complained of, if it be an evil, is in the hands of the public and of those who represent them, standing between them and the Bar. If those who, in point of form, retain, or those who in the end pay for retaining barristers, do not like to purchase the chance of an eminent man's services, nothing prevents them from obtaining, with a close approximation to certainty, the services of persons not so eminent as to be torn in pieces by a crowd of eager clients. The public may have mediocrity with certainty, or pre-eminence with uncertainty. They usually prefer the latter, and perhaps in general wisely; but when they have made their choice, let them not cast censure upon the Bar, because they do not have that certainty for which they never bargained,—that cer-

tainly which was never in the slightest degree guaranteed to them,—that certainty, which, if they asked it at the hands of a barrister in full practice, would unquestionably be refused.

On the 4th February the Lords of the Committee of Council advised her Majesty to make an order in council for putting in force the Small Debts Act, on the 15th March next, in every county throughout England and Wales; and by the same order to fix the towns in each county in which the courts are to be held, and the districts and parishes over which the jurisdiction of each court is to extend, and to give notice pursuant to the act of her Majesty's intention to take into consideration the propriety of making the said orders; and her Majesty was thereupon pleased, by and with the advice of her Privy Council, to order, and it was thereby ordered, that notice be, and the same was, thereby given, that, after the expiration of one calendar month from the date of the publication of that order, and notice in The London Gazette, her Majesty, with the advice of her Privy Council, would take into consideration the propriety of making the said two several orders for the purposes of the said act.

#### A GENERAL REGISTER OF TITLES.

Two years ago, when we devoted some space in this Journal to the advocacy of the principle of registration, (ante, vol. 9, p. 207), we believed we were advocating the unpopular side of the question. Since then, public opinion, or rather, the opinion of the influential class of landowners, has taken a decided turn in favour of a general register, and there can be little doubt, that, at no very distant period, the experiment, which, in the reign of Anne, was tried and signally failed in Middlesex and Yorkshire, will be repeated more advisedly and under better auspices. The Society for promoting the Amendment of the Law has devoted much attention to the subject, and is, we believe, still engaged in investigating some questions of detail. Two reports, which have emanated from one of the committees of that learned body, will be found in the ninth number of the Law Review. The first of those reports is devoted to the same topics which formed the subject of our article of 1845, already alluded to; namely, the general policy of a register of title in the abstract, and the details of the plan proposed by the late Mr. Duval, a plan founded on the existing system of retrospective deduction of title. That report concludes with the following remarks:—"The plan of registration which we have been considering involves no direct interference with the present system of conveyancing beyond the imposition of the ceremony of registration, as an additional requisite to the validity of transfers of real property. But, as Mr. Hayes has shewn, (2nd Real Prop. Rep. Append. p. 446), the probable effect of a perfect register on the proposed plan would be ultimately to establish a universal system of trusts, and to render the legal title wholly unimportant. Another scheme for a register of a directly opposite nature has been proposed; its essential characteristic being to render notice of trusts unimportant in all dealings with estates for the purpose of alienation or incumbrance, and to provide for the production, in every case, of a clear legal title, unincumbered with any trust or any derivative legal title other than that of a mortgagee, judgment creditor, lessee, or the like; so that every vendor or mortgagor, however limited his beneficial interest may be, will, on the face of the transaction, appear to be the absolute owner, subject only to any such simple derivative legal title as may be admitted on the register, in the same manner as, on the Stock Exchange, a trustee appears to be absolutely entitled to the stock which he transfers. See

Mr. R. Wilson's 'Outlines of a Plan for adapting the Machinery of the Public Funds to the Transfer of Real Property.' This plan is now under our consideration, and we propose to make it the subject of a separate report."

We were favoured with a copy of Mr. Wilson's pamphlet some years ago; but, we confess, we were so startled by his bold proposal to do away with all retrospective deduction of title in transactions of sale and mortgage, that we did not think it necessary to occupy our readers' attention with what seemed to be a utopian scheme. We were not blind to the commercial advantages of a system which would provide at all times and for all estates a trustee or trustees invested with absolute dominion and power of alienation, but we saw, or fancied we saw, in such unreserved confidence, more risk and instability than would be endured in this country. Further reflection has convinced us that we were wrong, and we now regard Mr. Wilson's ingenious plan in a light more favourable even than that in which he himself and the committee of the Law Amendment Society have ventured to place it. It is true, that the machinery by which he proposes to work out his principle differs as strikingly from those recondit arrangements which are now managed with so much art in Lincoln's Inn, as Liebig's laboratory does from that of Van Helmont; but the principle is one which was invented by the conveyancers themselves, and has long been applied, as a matter of course, in dealing with the principal estates in the country—applied, that is to say, in an imperfect manner, and so as to secure but a small portion of the advantages offered by Mr. Wilson's plan, and to occasion much more risk than it involves. In short, Mr. Wilson's scheme is nothing more than an improvement and amplification of that contrivance, which is now universally adopted in well-drawn settlements of real estate—the power to sell and give discharges. The policy of this usual clause in settlements is well understood. No one can say that it may not, at some time, be advantageous for all the objects of the settlement, that the estate, or a part of it, should be sold; and as the parties beneficially interested may not then be competent to act for themselves, absolute dominion over the estate is conferred on a body of trustees, and provision is made for supplying vacancies among the members of that body. By these powers the estate and the produce of any sale are placed at the absolute mercy of the trustees, and this is daily done without hesitation in settling the largest estates in the country. Mr. Wilson proposes to do no more—or rather, not to do so much; for his plan provides checks and safeguards, which the present system wants.

The plan is shortly this:—To provide a register for the purposes of alienation only, being the only register to which a purchaser of the fee simple need look; wholly distinct from the register of subordinate or equitable interests, (if it should be deemed expedient to have such a register), just as the title derived from the trustees for sale under a settlement is distinct from, and independent of, the titles of the various persons beneficially interested under the settlement. On this register, at its commencement, the estate will be entered as belonging absolutely to a single owner, or to several joint owners; all reference to subordinate interests, except such simple interests as mortgage leases, &c., being excluded. On the death of one of several owners, the title will (for the purposes of the register) vest in the survivors; on the death of a sole owner, the title (i. e. the power of disposition) will vest in his executor or administrator. The alienation by the registered owner or owners will confer an indefeasible title; and on the instrument of transfer being presented to the registrar, the entry of the title of the alienor will be cancelled, and an entry of the alienee's title will be substituted.

Thus there will at all times be an owner on the register competent to act, and his title will be conclusively manifested by a single entry in the register. By means of apt provisions for caveats, stop-orders, &c., sufficient protection against the abuse of the large disposing power thus entrusted to the parties on the register may be provided.

Thus much by way of introduction to the following detailed explanation of the scheme, taken from the report above alluded to:—

"The necessity of deducing a retrospective title seems to be the one great obstruction which at present impedes the alienation of real property. For whatever increased facilities of transfer may be afforded by the removal of the cumbrous technicalities of attendant terms; or by curtailing the verbiage of legal instruments; or again by recording the elements of the abstract of title—it is in their tendency to simplify the long detail of retrospective history that such reforms must be principally beneficial. The mere instrument of transfer might be left to simplify itself if the title were made simple. Now, is retrospective deduction of title a necessary evil or not?

"There are several general considerations which point towards a negative answer to this important inquiry. For instance, it seems absurd to require more evidence in an amicable transfer than in a hostile litigation. The mere possession of the ostensible owner is a title against all the world till affirmatively impeached on specific grounds, but the most willing purchaser pleads the general issue to his vendor's title, and puts him upon the proof of the whole of it.

"Again, it seems a waste of labour to require the same thing to be done several times over. An estate is sold, the purchaser first inquiring into its adventures for the previous sixty years. Presently it is resold, and the same tedious narrative of undisputed facts is subjected to the critical acuteness of a second conveyancing counsel. However, the second purchaser is satisfied, we will suppose, and wishes to raise money on mortgage. The mortgagee goes into the inquiry again. Every fact, though undisputed, must be affirmatively proved; and the proof must be repeated every time the estate is dealt with.

"If this were some remnant of ancient forms, inconvenient at the moment, but gradually wearing itself out, it might be tolerated; but, on the contrary, our system of titles seems to progress only in complication. The more frequently real property is dealt with, the more laborious it becomes to deal with it. Every transaction which is occasioned by increased commercial activity, or promoted by judicious amendments of the law, adds a new chapter to the future abstract of title; and it is usually found that the last twenty years of a modern title fill as many sheets of the abstract as the first forty years.

"The committee have thought it right to mention some of the antecedent considerations which have led them to entertain so great an innovation as the abolition of retrospective deduction of title. If a further reason for this were wanted, they would dwell on the effect of retrospective titles on the transfer of small properties. It has been justly observed by a recent writer, that 'the time is fast approaching when the expense of any dealing with real property will be so great as utterly to preclude the poorer classes from the acquisition of land.' Practically speaking, small properties cannot be dealt with, except as articles of luxury—the large proprietor is debarred from selling, and the poor man from buying, by the expense of the transfer. Retrospective titles, then, are not merely a legal inconvenience, but a great social evil.

"The next point to be considered is, how are these titles to be got rid of? They have been dispensed with in Prussia and other parts of Germany, but only by means

of a degree of government interference, which would scarcely be tolerated in England, nor would, indeed, be easily applicable to the complicated limitations of English settlements. But we have a class of non-retrospective titles within our own observation and experience in the instance of personal property; and more particularly of that description of personal property, which has been already referred to, namely, stock in the public funds.

"This large mass of property is held under titles deduced through a regular series of recorded instruments of transfer. Moreover, it is very frequently the subject of settlements and other special dispositions: and yet it is transferred without any retrospective inquiries whatever. Now the cause of this remarkable facility of transfer seems to be that the legal ownership of funded property, instead of being cut up into fractional portions, or '*estates*,' when effect is to be given to derivative interests, is always vested in some recognised person or persons as an entire thing, however much ordinary or presumptive right of the legal owner to the enjoyment of the property vested in him, may in some cases be controlled or modified by trusts or personal duties contracted by him for the benefit of others.

"Thus, the distinction between the title to land and the title of stock seems to arise from a difference in the modes adopted in the two cases for giving effect to derivative interests common to both. And if this be so, it is at least deserving of the most mature consideration, whether, as retrospective titles have been dispensed with in the one case, they might not be got rid of in the other.

"The most prominent feature in the title to stock is, as has been mentioned, the registration of the ownership as an entire thing in the name of the actual proprietor, and the transmission of the registered ownership, in its entirety, from hand to hand. Now, in proceeding to apply this principle to real property, it is obvious to remark, that it might admit of some considerable development. The ownership of the land might be registered subject to a derivative interest, such as a mortgage, a lease, or the like; and the derivative interest itself might form the subject of a subordinate registered ownership. An estate might stand in the name of A. as owner, subject to a mortgage standing in the name of B., to a lease in the name of C., and even to a settlement in the name of D. And the estate, the mortgage, the lease, and the settlement would be transferable like funded property, because all would stand registered, in like manner, in the names of their respective owners.

"Moreover, it would seem that this kind of registered ownership might, if it were thought desirable, extend to every derivative interest belonging to a person in being. But interests limited in favour of unborn descendants would have to be registered in the names of trustees. And here the committee arrive at a point which they are anxious to consider at the outset, namely, the bearing of such a trusteeship on the security of contingent interests.

"Efficient precautions against forgery being for the present assumed, contingent interests could not, at any rate, be placed in a greater peril than that to which a large class of them were subject under the common trust to preserve contingent remainders. And if it be said that this latter risk is now removed, it may be answered that the power of selling and exchanging, which is still a common form in every settlement, involves a risk of exactly the same kind. If such a power is only to be exercised with the consent of some person in being, a similar restriction may be provided by the plan of registration which the committee are about to consider; and if without consent, then the estate is already placed in the power of trustees.

"It may be concluded, then, that contingent interests would not be placed in any new peril by their proposed

dependence on trustees. And when it is considered how large a mass of funded property is held under trusts, and how well (speaking generally) such trusts are administered, it is not unreasonable to assume, that the occasional and cautious interposition of similar machinery, as applied to a description of property which can seldom be made the subject of a fraudulent sale without immediate detection, would not form an objection to a comprehensive plan for extricating land from the labyrinth of complication, in which its titles are in a manner lost: even though it were thought probable that a trusteeship would be voluntarily resorted to in many cases, as a convenient method of giving effect to derivative interests in favour of persons in being.

"For it must not be supposed that derivative interests belonging to persons in being would necessarily be registered in the names of their proprietors, immediately against the ownership of the property affected by them. On the contrary, the scheme under consideration provides ample machinery for the registration and protection of trust estates.

"There would in fact be two registers, the one comprising what may be called the legal estate, namely, the ownership of the land and that of each derivative interest registered in its proprietor's name as above mentioned; and the other being a subordinate and dependent register of equitable interests or trusts.

"And the practical difference between the two classes of registered interests would be, that the registered proprietor of every legal interest would be a necessary party to an unincumbered transfer of the land, so that a transfer, if made without his concurrence, would be subject to his interest; whereas the registration of an equitable interest would only suspend the completion, or rather the complete effect of a transfer, not concurred in by its proprietor, until after the expiration of a notice transmitted by the registrar to be registered equitable proprietor; that is to say, the legal proprietor would have to concur actively, the equitable proprietor passively, if it were intended to discharge his interest. The legal register would, as has been mentioned, be an adaptation and development of the present register of funded property; the equitable register would be an application and extension of the protection afforded to the owners of equitable interests in such property by the writ of *distringas*.

"Having disposed of the question of security, the committee will now proceed to a more particular description of the plan of registration, which has been brought before them for abolishing retrospective deduction of title: premising that although described for the sake of greater clearness as a comprehensive machinery extending over the whole of England and Wales, the plan in question might, in the first instance, be tried on a small scale and at a trifling cost in any district possessing a tithe commutation map of the first class, and afterwards be extended by degrees to the rest of the country.

"Let it be supposed, however, that we have a national map on the scale of a tithe commutation of the first class, divided into parishes, and engraved for sale in small compartments.

"Let each material unit of real property (such as a field or a house) situate within a given parish be distinguished by a number on the appropriate division of the national map.

"Let each parish have its register of the properties contained in it, founded on the map, and provided with two blank columns, one for the value of each unit of property, and the other for the date of the first registration of the ownership of it, as presently mentioned.

"Let the properties in the parish be separately valued at periodical intervals of time for all purposes of general and local taxation, and let their values be

entered in the appropriate column of the register of properties.

"When the legal ownership of the properties in the parish has been ascertained in the manner presently proposed, let the date of the first registration of such ownership be inserted in the remaining column of the register of properties, and then let the whole of the statistical information collected as above mentioned be printed.

"The register office would be a central one, situate in London. A parish would be placed under this office, on its own application, signified by a resolution at a vestry meeting.

"One of the parochial officers would thenceforth be constituted the local agent or servant of the central office. His duties as local registrar would be extremely simple, as will appear in the sequel.

"A commissioner from London would hold a meeting on the spot, as if he were about to enclose a common. He would have before him at the meeting the engraved map of the locality, and the statistics of the properties delineated upon it. He would call for and receive statements, in writing, of the names and addresses of persons claiming to be registered as the legal owners of the respective properties. In very many cases these claims would be undisputed. In many other cases the parties interested would readily concur in the nomination of one or more of themselves or their friends to the legal ownership. In disputed cases the commissioner would register the name and address of the person in actual possession or receipt of the rents; who, by being thus invested with the legal estate as the representative of all persons concerned, would be restored to the position of the ancient freeholder. In some few extreme cases of disputed and very confused titles, the commissioner might be unable to discover who was in possession or receipt of the rents, and then the property would remain registered in the name of a public officer till the parties claiming to be interested in it could settle their differences amicably or judicially.

"By these means the legal estate in the properties contained in the parish would become vested in a body of registered proprietors; and conveyances would thenceforth be effected upon short printed forms like those used for the transfer of funded property.

"The registered title would be subject to the risk of concealed equitable claims for a period long enough to allow ample time for their registration. The committee would propose five years, with a moderate extension in favour of persons under disabilities, limited to an extreme period of twenty years from the date of the first registration of the legal ownership.

"Existing derivative interests, such as mortgages, leases, and the like, would be admitted to the legal register on the application of the person claiming to represent them, at the peril of an action for slander of title, if registered without reasonable and probable cause. And a derivative interest so registered would be transferable like the registered legal ownership of the land itself.

"The proposed system of registration might thus be started without any investigation of existing titles. After the lapse of a few years, every unregistered interest would be invalidated, and the whole title would appear upon the register; and the machinery would then work as follows:—

"The registered landowner would be the holder of a certificate or certificates expressive of his ownership. The certificate would, in fact, be an office copy of a page in each of two duplicate-books kept at the central and local register offices, and the issued certificate would be distinguished by the number of the page of the recorded certificates. And as the certificate would be surrendered and replaced by a new one, on the occasion of each dealing with the property, (as explained

in the sequel), its distinguishing number would be subject to continual change; and forgery would thus be prevented by a precaution similar to that which prevents (speaking generally) the forgery of transfers of funded property, namely, by the concealment from an intending forger of the number of the certificate in the one case, as of the amount of the stock in the other.

"Joint owners would hold duplicate copies of the issued certificate, but would be guarded against the forgery of each other by private marks or numbers upon their respective copies.

"Any information contained in the register would be furnished at a moderate fee to any applicant, always excepting the number of the current certificate, which would be kept secret, inquiries being made by reference to the numbers of the properties on the published map.

"The landowner might have arranged his registered units of property in his certificates, according to his discretion, combining or separating his titles at pleasure; and he might change the arrangement as often as he pleased by surrendering the existing certificates and taking out new ones.

"If a registered unit of property were to be divided, it would be surveyed at its owner's expense; a map shewing the divisions of it would be registered and lithographed; and one of the lithographs would be annexed to each successive certificate issued for any of the divided portions of it.

"An entire parish might be re-surveyed at any time at its own expense, if the properties contained in it had been much changed by building or otherwise.

#### "A SALE

would be effected by surrendering the current certificate of ownership, with a short transfer indorsed upon it. The surrender might be made by sending the indorsed certificate to the central register office, or depositing it with any local registrar for transmission to London. And new certificates would be issued from the London office in the purchaser's name, and delivered out to him either in London or at any local office, according to his convenience.

#### "AN EQUITABLE MORTGAGE

would be effected by a mere deposit of the certificate, accompanied by an unregistered memorandum of deposit.

#### "A LEGAL MORTGAGE

would be effected by surrendering the current certificate of ownership, properly indorsed, and taking out a certificate of mortgage in favour of the mortgagee, and a new certificate of ownership, subject to the mortgage, in favour of the mortgagor. The mortgage would be transferred by indorsing and surrendering the certificate of mortgage, and taking out a new one in the transferee's name; and it would be discharged by indorsing and surrendering the certificate of mortgage, and cancelling the recorded entry of it.

#### "A LEASE

would be effected by a deed, as at present. It would be deposited at the register office. The landlord's certificate of ownership would be surrendered and replaced by a new certificate of ownership, subject to the lease. The lessee would receive a certificate of lease. The lease might be assigned by indorsing and surrendering the certificate of lease, and taking out a new one in the assignee's name. It might be surrendered by being transmitted to the registrar with a proper indorsement upon it. On the expiration of the term, the recorded certificate of lease would be cancelled.

#### "A JUDGMENT

would be registered by entering the particulars of it at the creditor's peril against any properties standing in

the debtor's name. The judgment creditor would receive a certificate importing the registration of the judgment, and his lien would be discharged by indorsing and surrendering the certificate of judgment.

"We proceed now to the

#### "EQUITABLE REGISTER.

"Suppose an estate to have been transferred by the means above described into the names of the trustees of a settlement. The trustees would thus have become the holders of duplicate certificates, distinguished from other certificates by a common number, and guarded, as between themselves, by distinct private marks or numbers. It is further desired to give the beneficiaries a direct control over the trustees. For this purpose the recorded and issued certificates of legal ownership would express that the property was under trust, and would contain a reference to a page in the equitable register; and the same notification and reference would be continued in any substituted certificates for the trust property, so long as it remained such.

"The settlement, or a duplicate of it, would be deposited at the register-office, and conveniently bound up in a book.

"The page of the equitable register, referred to as above mentioned by the certificates of legal ownership, would form an index to the roots of equitable titles arising under the registered settlement.

"Any person claiming an equitable interest under the settlement, whether existing at its date or arising afterwards, would be entitled to register his name and address as those of the owner of such equitable interest. He would receive an official certificate of equitable registration, authenticated by a distinguishing number, and entitling the person named in it to a moderate notice previous to the passing of a legal transfer.

"The registered equitable title would be assignable by deeds registered according to Lord Campbell's plan; and, on the occasion of every registration of an assignment, the current certificate of equitable registration would be surrendered, and a new one taken out in favour of the assignee.

"Let it now be supposed, that the trustees, as registered legal owners, propose to transfer the property. Before allowing the transfer, the registrar turns to the appropriate page of the equitable register, where he finds entries of several subsisting equitable titles, each standing registered in the name of its owner, whose address is also entered. Notices are sent accordingly, by post, from the register-office. If the registered equitable proprietors are cognizant of the intended transfer by the trustees, and consenting to it, they fill up and sign a printed form of consent, indorsed on their certificates of equitable registration, and transmit them by post to the registrar. Otherwise the transfer is either delayed for perhaps a month, to afford to the equitable proprietors an opportunity of interfering to prevent it, or else made subject to their registered interests.

"It has been suggested that difficulties might arise in case of the accidental loss of certificates. The committee do not, however, entertain any apprehension on this point, for it is not found in practice that persons lose their certificates of shares or their title-deeds. The proposed certificates would be instruments of some bulk made out on sheets of demy paper, with large official seals upon them. Forms of this kind have been under the attentive consideration of the committee, and will be laid before the society.

"The question of expense has been already sufficiently considered by the committee in their first report. The principal item would be the cost of the original survey and map, which would not exceed 1s. an acre, and might be greatly reduced, if not altogether saved, wherever a tithe communication map of the first class already exists.

"On the whole, the committee, after having bestowed much time and attention upon the plan before them, see no reason to doubt that it might be rendered perfectly efficient for the purposes for which it is designed; and they are of opinion that its adoption would raise the market value of landed property without diminishing its security."

### Court Papers.

#### EQUITY CAUSE LISTS, AFTER HILARY TERM, 1847.

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjudged—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

#### Court of Chancery.

Before the LORD CHANCELLOR.

##### APPEALS.

Att.-General v. Masters and Wardens, &c. of the City of Bristol (Ap) *S O G*  
Black v. Chaytor (Ap) *S O*  
Johnson v. Reynolds (F D by order) *S O*  
Watts v. Hyde (Ap) *S O*  
Brighton v. North (Ap, part heard)  
Penny v. Turner (Ap)  
Caton v. Rideout (Ap)  
Peacock v. Kernot (Ap)  
Willink v. Bentinck } (Ap)  
Same v. Same }  
Chambers v. Smith } (Ap)  
Case v. Same }  
Thorncroft v. Warren (Ap)

Sowden v. Marriott } (Ap)  
Flight v. Same }  
Heath v. Chadwick (Ap)  
Chappell v. Purday (Ap)  
Aperley v. Page (Ap)  
The Co. of Proprietors of the Grand Junction Canal v. Dimes (Ap)  
Jones v. Rose (Ap)  
Henderson v. Eason (Ap)  
Mason v. Wakeman (Ap)  
Dean of Ely v. Cash (Ap)  
Cooper v. Webb (Ap)  
Lewis v. Cooper (Ap)  
Perry v. Meddowcroft (3 ca., Ap)  
Blair v. Bromley (Ap)  
Rawlins v. Moss (Ap)

#### Before the VICE-CHANCELLOR OF ENGLAND.

##### PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.

Van Sandau v. Cook (D)  
Wigginton v. Pateman (as to parties)  
Stert v. Cooke *Easter Term*  
Wilson v. Wilson (E, 2 sets, part heard)  
Hickson v. Smith (at def. request) *Easter Term*  
Hemming v. Spiers (E)  
Chambers v. Waters (E)  
Foster v. Vernon (F D, C)  
Vale v. Sherwood (7 causes, F D, C)  
Haffenden v. Wood (E)  
Branscomb v. Branscombe (F D, C)  
Stammers v. Halliby (3 ca., F D)  
Same v. Battye (by order) }  
Dorville v. Wolf (F D, C)  
Richards v. Patterson (F D, C)  
Woodman v. Madgen (F D, C)  
Att.-Gen. v. Pearson (E, F D)  
Wait v. Horton (F D, C)  
Groom v. Stinton (4 causes)  
Baxter v. Abbott (F D, C)  
De Beauvoir v. De Beauvoir (F D, C)  
Beale v. Warder (Re-hearing)  
Turner v. Sinscock (F D, C)  
Booth v. Lightfoot (F D, C)  
Ludlow v. Guilleband (F D, C)  
Same v. Fenoulhet (Cause) }

Howell v. Saer  
Att.-Gen. v. East India Co.  
Roberts v. Cardell (E)  
Warwick v. Richardson (E, F D)  
Morgan v. Kingdon (F D, C)  
Lewis v. Hinton (F D, C)  
Wilson v. Williams  
Robotham v. Amphlett (E)  
Ellison v. Clark  
Baillif, &c. of Bridgnorth v. Collins (F D, C)  
Gaches v. Warner (2 causes)  
Birch v. Joy (F D, C)  
Wilson v. Jones (E)  
Green v. Bailey  
Staker v. Wilson  
White v. Briggs (E, 3 sets, F D)  
Damer v. Portarlington (2 ca.)  
Greenham v. Greenham (F D, C)  
Burrow v. Hardey (F D, C)  
Middleton v. Elliot (F D, C)  
Hyde v. Noste (E, F D)  
Bownass v. Abbott (E)  
Mapp v. Elcock (E)  
Myers v. Macdonald (2 causes) *S O G*  
Garratt v. Lanosfield (F D)  
Amey v. Walker (2 causes)  
Jones v. Woods *SA*  
Ewart v. Phillips (F D, C)  
Belcher v. Lockett (2 causes) *SA*

Woodfall v. Bagster (F D, C)  
 Gervis v. Gervis (F D, C)  
 Fairfax v. Drought SA  
 Grant v. Hutchinson (F D, C)  
 Thompson v. Day (F D, C)  
 Attorney-Gen. v. Wilson  
 Rawlins v. Berkett (F D, C)  
 Lewis v. Lewis  
 Warner v. Lett (2 causes)  
 Harris v. Green (2 causes)  
 Richards v. Griffiths (F D)  
 Spires v. Spires (F D, C)  
 Ward v. Gardiner (F D, C)  
 Sewell v. Murray (3 causes)  
 Whitehall v. Sanders (2 caus.)  
 Burton v. Taylor (F D) SA  
 Grundy v. Newbold  
 Cleaver v. Sloan (F D, C)  
 Brandon v. Brandon (9 caus., E)  
 Johnstone v. Ure  
 Jackson v. Cook SA  
 Green v. Gieves  
 Cutto v. Bank of England  
 Feltham v. Clark  
 Thynne v. Tooke  
 Winnal v. Featherstonhaugh

Allen v. Williams  
 Anstia v. Dutton  
 Bowden v. Brown  
 Scholefield v. Froggart  
 Horrabuckle v. Horrabuckle (F D, C)  
 Mole v. Shaw  
 Shore v. Shore (F D, C)  
 Att.-Gen. v. Wright (F D, C)  
 Comber v. Sadler  
 Nightingale v. Smith (F D, C)  
 Fanson v. Vaughan (F D, C)  
 Haggard v. Anderson (F D, C)  
 Trafford v. Brooks (E, F D, C)  
 Billingham v. Beasley  
 Sturgis v. Birch  
 Smith v. Bury and Ipswich Railway Co.  
 Bayden v. Watson (F D, C)  
 Joynson v. Bushby  
 Fallofield v. Cross  
 Clare v. Clare (2 causes)  
 Wells v. Eyles SA  
 Goodbody v. Shuter  
 Allen v. Hurrell SA  
 Gilchrist v. Cator  
 Hitch v. Hitch

Williams v. Teale (3 causes)  
 Symes v. Eyre  
 Att.-Gen. v. Croome (F D, C)  
 Shallers v. Groves (F D, C)  
 Kempton v. Abbott (F D, C)  
 Newton v. Sadler (F D, C)  
 Turner v. Baker  
 Morrall v. Pritchard  
 Black v. Leicester  
 Myers v. Myers  
 Parsons v. Middleton  
 Tovey v. Tovey (F D, C)  
 Payne v. Coles  
 Chard v. Chard (F D, C)  
 Whitbread v. Sanger  
 Lechmere v. Pennell  
 Thompson v. Maddy  
 Dowle v. Lucy (F D, C)

Roobester v. Kirsopp (F D, C)  
 Chambers v. White  
 Impey v. Impey (F D, C)  
 Massey v. Moss (3 causes, F D, C)  
 Wallis v. Urquhart  
 Mullings v. Hook (F D, C)  
 Moody v. Hebbard (F D, C)  
 Att.-Gen. v. Mayor of Exeter  
 Batchelor (pauper) v. Middleton  
 Davenport v. James  
 Scott v. French  
 Humble v. Shore (5 causes, F D, C)  
 Sober v. Kemp  
 Grenville v. Shadwell  
 Bursay v. St. Barbe (F D, C)

Causes transferred by Lord Chancellor's Order 29th Jan., 1847, to V. C. Wigram.

Day v. Slade (F D, C)  
 Luffkins v. Luffkins (F D, C)  
 Nightingale v. Goulbourn (F D, C)  
 Atkins v. Hatton (F D)  
 Milne v. Leo (F D, Ptn)  
 Langston v. Cozens (F D, C)  
 Ashhurst v. Mill  
 Kennett v. Tytherleigh  
 Lovett v. Soames  
 Skinner v. Manser  
 Attorney-Gen. v. Stone  
 Skey v. Ody (F D, C)  
 Wall v. Wall (F D, C)  
 Simpson v. Earles  
 Abram v. Ward  
 Elliott v. Lyne  
 Norton v. Hepworth  
 Kensit v. Crescy (3 causes)  
 Costobadie v. Costobadie (2 causes)  
 Jackson v. Nottidge  
 Odell v. Lockett

Wright v. Lilley  
 Hall v. Hall  
 Calvert v. Richards  
 Field v. Beatley  
 Muston v. Bradshaw  
 Bond v. Harvey  
 Smith v. Walters  
 Hicks v. Graham  
 Williams v. Powell (2 causes)  
 Stakechmidt v. Self  
 Same v. Lett  
 Jennings v. Bonser  
 Gray v. Seabrook  
 Attorney-Gen. v. Ward  
 Axe v. Andrews  
 Lea v. Smith  
 M'Farlane v. Underwood  
 Field v. Brown  
 Hatchard v. Hatchard  
 Stanbury v. Dunning  
 Hoare v. Shaw  
 Parlabean v. Wickham

Before the Vice-Chancellor KNIGHT BRUCE.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Sibson v. Edgworth (2 Ds)  
 To fix a day  
 Petty v. Atherley (part heard)  
 S O  
 Baddeley v. Carwen (part hd.)  
 S O  
 Smith v. Wilkinson (3 causes)  
 Dowsing v. Churchyard  
 Habershon v. Burton  
 Butterfield v. Rayner  
 Tarte v. Phillips  
 Atkinson v. Glover Easter T.  
 Mayor, &c. of Rochester v. Leo  
 Glascott v. Long  
 Bradley v. Teale  
 Smith v. Smith (3 causes)  
 Easter Term  
 Parken v. Taylor  
 Hemming v. Dingwall  
 Kortwright v. M'Queen } E.  
 Same v. Barlow } T.  
 Allen v. Snelling  
 Johnson v. Corrie  
 Evett v. Greatwood  
 Fenton v. Nalder  
 Daubuz v. Peel (2 causes)  
 Vanzellar v. Doorman (F D, C) To be fixed  
 Brazier v. Piper  
 Hore v. Smith (2 causes)  
 Stikeman v. Dawson  
 Garbett v. Whitehead  
 Shellwell v. Preedy

Bowmer v. Parkenson (F D, C)  
 Craven v. Stabbins (2 causes)  
 Burton v. Mount  
 Stooke v. Vincent  
 Hughes v. Griffith  
 Burchett v. Howett  
 Okill v. Whittaker  
 Sargent v. Roberts  
 Beeston v. Beeston  
 Munday v. Guyer  
 Knight v. Jenkins (F D, C)  
 Court v. James  
 Collis v. Robins  
 Davis v. Lord Huntingtower } (F D, C)  
 Same v. Pennell }  
 Barnett v. Barnett (E, F D)  
 Wood v. Anderson (E, F D)  
 Brazier v. Legg  
 Seager v. Hawkes (F D, C)  
 Seale v. Buller  
 Green v. Green  
 Burnie v. Burnie SA  
 Rutherford v. M'Collum  
 Gregory v. Wade  
 Tullock v. M'Clellan  
 Wilson v. Wilson  
 Morgan v. Pritchard  
 Tinker v. Cunningham (F D, C)  
 Ellice v. Cannan  
 Haldyard v. Field (F D, C) SA

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Curwen v. Daniel (D)  
 Plowden v. Thorpe  
 Tolson v. Dykes (3 causes)  
 Stephenson v. Everatt (F D, C)  
 Sharp v. Taylor (F D, C)  
 Butlin v. Masters (F D, C)  
 Att.-Gen. v. Florence (Supp. bill)  
 Dawson v. Paver (part heard)  
 Manser v. Jenner } Feb. 13  
 Jenner v. Manser }  
 Tipping v. Clark

Matthews v. Bowler  
 Spencer v. Church  
 Malcolm v. Scott (2 causes)  
 Evans v. Cave  
 Hicks v. Hough (F D, C)  
 Lancaster v. King  
 Attorney-Gen. v. Governors of Harrow School  
 Hughes v. Yearaley (2 caus.)  
 Yeagles v. Steale (F D, C)  
 Thirby v. Holloway  
 Beisham v. Percival (at def. request)

COURT OF QUEEN'S BENCH.

Feb. 8.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

- Goaling v. Veley—Judgment for defendants.
- Doe d. Jenkins v. Davis—Rule discharged.
- Wrightup v. Greenacre—Judgment for plaintiff.
- Mugrove v. Emerson—Rule discharged.
- Reg. v. The Inhabitants of Upton St. Leonard's—Rule absolute.

Feb. 12.—The Court will, on Saturday, the 13th instant, give judgment in the following cases:—

- Reg. v. The Recorder of Leeds.
- Reg. v. The Dean and Chapter of Chester.
- Turner v. Ambler.
- Bond v. Nurse.

London Chasettes.

TUESDAY, FEBRUARY 9.

INSOLVENT.

JOSEPH HILL SMITH, Merthyr Tydvil, Glamorganshire, grocer.

BANKRUPTS.

THOMAS SPRATT, Sloane-terrace, Sloane-square, Chelsea, Middlesex, coach maker, dealer and chapman, Feb. 19 at half-past 11, and March 26 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Feb. 5.

WILLIAM BLENKARN, Stockwell-park-road, Surrey, builder, Feb. 15 at 1, and March 22 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Hall, Aldermanbury.—Fiat dated Feb. 6.



**TAMAZIN SARAH BUTTIFANT**, Norwich, haberdasher and perfumer, Feb. 16 at half-past 11, and March 23 at 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Winter, Norwich; Shearman, 8, John-street, Adelphi, London.—Fiat dated Feb. 6.

**WILLIAM GROSSMITH**, Portsmouth, Southampton, baker, Feb. 16 and March 23 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Binstead, Portsmouth; Smith & Sons, 16, Southampton-street, Bloomsbury.—Fiat dated Feb. 8.

**JOHN HENRY PAYNE**, High-street, Camberwell, Surrey, licensed beer retailer, Feb. 19 and March 27 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Piercy & Co., Three Crown-square, Southwark.—Fiat dated Feb. 5.

**JOSIAH HAINES**, Chipping Barnet, Hertfordshire, victualler, dealer and chapman, Feb. 23 at 1, and March 26 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Weymouth, 89, Chancery-lane, London.—Fiat dated Feb. 8.

**WILLIAM HITCHCOCK**, Hogston, Buckinghamshire, victualler and farmer, Feb. 19 at 1, and March 23 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hatten, Aylebury; Jones & Co., Bedford-row, London.—Fiat dated Feb. 5.

**NATHANIEL THOMPSON**, Liverpool, factor, dealer and chapman, Feb. 19 and March 19 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Dodge, Liverpool; Bridger & Co., London-wall, London.—Fiat dated Feb. 1.

**MARY GRIMES**, Cheltenham, Gloucestershire, saddler and harness maker, dealer and chapwoman, Feb. 23 at 12, and March 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Chesshyre, Cheltenham; Brownley & Co., South-square, Gray's-inn.—Fiat dated Feb. 4.

**JOHN SPENCER**, Sneinton, Nottinghamshire, nurseryman and seedsman, Feb. 26 and March 26 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Shilton, Nottingham.—Fiat dated Feb. 1.

**JAMES DODGSON**, Wakefield, Yorkshire, innkeeper, dealer and chapman, Feb. 20 and March 12 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Ramsden, Wakefield; Cariss, Leeds; Clarke, Chancery-lane, London.—Fiat dated Feb. 2.

**GEORGE HOLE**, Watchet, Somersetshire, coal merchant, Feb. 18 at 1, and March 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Warden, Bardon, near Taunton; Stogdon, Exeter; Boyle, 17, Clement's-inn, London.—Fiat dated Jan. 25.

**RICHARD DEAN**, Clitheroe, Lancashire, grocer and provision dealer, butcher, dealer and chapman, Feb. 23 and March 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Bailey, Clitheroe; Johnson & Co., Temple, London.—Fiat dated Jan. 26.

#### MEETINGS.

*Thos. Wm. G. Stevens*, Bampton, Oxfordshire, hackney master, Feb. 20 at 11, Court of Bankruptcy, London, last ex.—*Sam. Cunningham*, Minerva-st., Hackney-road, Middlesex, proprietor of saw mills, Feb. 27 at 11, Court of Bankruptcy, London, last ex. and aud. ac.—*Gerard Polden* and *Antonio Hipolito Lafargue*, Gould-sq., Crutched-friars, London, ship owners, Feb. 19 at 12, Court of Bankruptcy, London, last ex.—*John Verney*, Clement's-inn-passage, Clare-market, Middlesex, grocer, March 3 at 11, Court of Bankruptcy, London, aud. ac.—*Sidney Nelson*, New Bond-st., Middlesex, music seller, March 3 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Hunter*, Gray's-inn-lane, Middlesex, coach manufacturer, March 3 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Philip Howard*, Hingham, Norfolk, wine merchant, March 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Th. Tappenden*, Friendly-place, Old Kent-road, Surrey, tailor, March 4 at 12, Court of Bankruptcy, London, aud. ac. and div.—*F. Clark*, George-st., Adelphi, Middlesex, jeweller, Feb. 27 at 11, Court of Bankruptcy, London, aud. ac.—*Hen. Wilkinson*, Watford, Hertfordshire, cabinet maker, March 3 at half-past 1, Court of Bankruptcy, London, aud. ac.—*John Griffiths*, Liverpool, wholesale stationer, March 2 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 5 at 11, div.—*Jos. Fearnley*, Windsor-terrace, City-road, Middlesex, worsted stuff manufacturer, March 15

at 11, District Court of Bankruptcy, Leeds, aud. ac.; March 16 at 11, div.—*Saint John Cartwright*, Worksop, Nottinghamshire, grocer, March 5 at 11, District Court of Bankruptcy, Sheffield, aud. ac. and div.—*John Dodgson* and *Geo. Bradbury*, Bishopgate-street-without and Moor-lane, Fore-street, London, ironmongers, March 2 at 12, Court of Bankruptcy, London, div. sep. est. of *Geo. Bradbury*.—*William Bottle*, Dover, Kent, grocer, March 2 at half-past 11, Court of Bankruptcy, London, div.—*Robert Mann*, Huntingdon, chemist, March 2 at 11, Court of Bankruptcy, London, div.—*Alex. Robertson* and *Lewis H. Folger*, High-st., Shore-ditch, Middlesex, cabinet makers, March 3 at half-past 12, Court of Bankruptcy, London, div.—*Thos. Roberts*, Holbeck Steam-mills, near Leeds, Yorkshire, corn miller, March 2 at 11, District Court of Bankruptcy, Leeds, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Thomas L. Powell*, Romsey, Hampshire, cabinet maker, March 3 at 1, Court of Bankruptcy, London.—*John Garatt*, Islington, Middlesex, licensed victualler, March 3 at 1, Court of Bankruptcy, London.—*Robert Weir*, Harley-street, Cavendish-sq., Middlesex, bookseller, March 4 at 1, Court of Bankruptcy, London.—*Thomas Tappenden*, Friendly-place, Old Kent-road, Surrey, tailor, March 4 at 12, Court of Bankruptcy, London.—*Jas. S. Herring*, Cecilia-place, Spa-road, Bermondsey, Surrey, builder, Feb. 27 at 2, Court of Bankruptcy, London.—*John Burbidge* and *John Burbidge* the younger, Tysoe-st., Clerkenwell, Middlesex, cabinet makers, Feb. 27 at half-past 1, Court of Bankruptcy, London.—*Hen. Parratt*, Hotwells, Clifton, Bristol, coach builder, March 4 at 11, District Court of Bankruptcy, Bristol.—*John Beddleton Morris*, Kingston-upon-Hull, shoe maker, March 3 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Isaac Morris*, Mayfield, Staffordshire, cattle dealer, March 11 at 12, District Court of Bankruptcy, Birmingham.—*Thomas Norton*, Birmingham, builder, March 4 at 11, District Court of Bankruptcy, Birmingham.—*Benj. P. Mitchell*, Liverpool, victualler, March 2 at 12, District Court of Bankruptcy, Liverpool.—*John P. Moore*, Plymouth, Devonshire, chemist, March 3 at 11, District Court of Bankruptcy, Exeter.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 2.*

*David Levi*, Birmingham, licensed victualler.—*Robert M. Jermyn*, Bocking, Essex, chemist.—*George Fielding*, Thame, Oxfordshire, ironmonger.—*Sally Budd*, Newton Abbott, Devonshire, grocer.—*John Eckstein*, High-street, Notting-hill, Kensington, Middlesex, ironmonger.—*John Howard*, Triff-dreith, Anglessea, brick maker.—*Alex. Alexander* and *John Alexander*, Exeter, opticians.—*Wm. Barker*, Nottingham, hosier.—*Jos. Coles*, Strand, Middlesex, tobacconist.

#### SCOTCH SEQUESTRATIONS.

*Templeton, Fulton, & Co.*, Drumore, near Campbeltown, distillers.—*Thos. Gardner*, Tradeston, Glasgow, builder.—*Geo. Bridges*, North Berwick, builder.—*Donald Forbes*, Invergordon, innkeeper.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thomas Charles Boone*, Kensworth, Hertfordshire, clerk, Feb. 18 at 11, Court of Bankruptcy, London.—*John Lloyd*, Cotton-street, All Saints, Poplar, Middlesex, captain's steward, Feb. 16 at half-past 12, Court of Bankruptcy, London.—*R. Bohlen*, Hanover-court, Milton-street, Cripplegate, London, undertaker, Feb. 13 at 12, Court of Bankruptcy, London.—*Charles Lowe*, Grosvenor-street, Commercial-road East, Middlesex, line and twine spinner, Feb. 13 at 2, Court of Bankruptcy, London.—*John Baker*, Long Stratton, Norfolk, blacksmith, Feb. 13 at half-past 11, Court of Bankruptcy, London.—*George Russell*, George-court, Strand, Middlesex, smith, Feb. 13 at half-past 12, Court of Bankruptcy, London.—*Thos. Millington*, Balham, Cambridgeshire, retailer of beer, Feb. 13 at half-past 1, Court of Bankruptcy, London.—*Joseph Ellis*, Ellis's-yard, Church-street, Manor-place, Walworth, Surrey, foreman to a nightman, Feb. 18 at 11, Court of Bankruptcy, London.—*Thos. H. Burton Piercy*, Cullum-street, London, wine cooper, Feb. 18 at 11, Court of Bankruptcy, London.—*Charles Courant Bailey*, St. Edward, Cam-

bridgeshire, lieutenant (retired list) in Her Majesty's service, Feb. 18 at 11, Court of Bankruptcy, London.—*Anne Smith*, Avenue-terrace, King's-road, Chelsea, Middlesex, lodging-house keeper, Feb. 18 at 11, Court of Bankruptcy, London.—*George Decombe*, Walcot, Bath, Somersetshire, carpenter, Feb. 26 at 12, District Court of Bankruptcy, Bristol.—*Robt. Cannings Collins*, Bath, sheriff's officer, March 5 at 12, District Court of Bankruptcy, Bristol.—*Henry Day*, Portishead, Somersetshire, attorney at law, Feb. 22 at 12, District Court of Bankruptcy, Bristol.—*John Henry Shepherd*, White Hart Inn-yard, Southwark, Surrey, farrier, Feb. 25 at 11, Court of Bankruptcy, London.—*Robert Davis* the younger, Westminster-bridge-road, Surrey, umbrella manufacturer, Feb. 18 at 11, Court of Bankruptcy, London.—*Ch. Frederick Blagrove*, Chipstone-street, Fitzroy-square, Middlesex, professor of music, Feb. 18 at 11, Court of Bankruptcy, London.—*J. Palmer*, Little Moorfields, London, bootmaker, Feb. 18 at 2, Court of Bankruptcy, London.—*Daniel Warren*, Hatfield-street, Blackfriars-road, Surrey, conveyancing clerk, Feb. 25 at 1, Court of Bankruptcy, London.—*Robt. Myers*, Padiham, Lancashire, rope maker, Feb. 16 at 12, District Court of Bankruptcy, Manchester.—*Jas. Walker*, Liverpool, butcher, Feb. 17 at 11, District Court of Bankruptcy, Liverpool.—*T. Thomas*, Newton, Glamorganhire, mason, March 2 at 11, District Court of Bankruptcy, Bristol.—*Wm. Forgie*, Nottingham, lace cap maker, Feb. 19 at 11, Exchange-rooms, Nottingham.—*Thomas Allen*, Bridgewater, Somersetshire, master of the poor-law union-house, Feb. 17 at 11, District Court of Bankruptcy, Exeter.—*Wm. Garra*, Leeds, Yorkshire, hay dealer, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*John Farrar*, Southgate, Halifax, Yorkshire, perfumer, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*John Hodgson*, Lennerton, Sberburn, Yorkshire, licensed victualler, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*Edmund Stone*, St. Philip and Jacob, Bristol, journeyman carpenter, March 2 at 12, District Court of Bankruptcy, Bristol.—*James Moore*, Kingsdown, Bristol, carpenter, Feb. 23 at 11, District Court of Bankruptcy, Bristol.—*William Bentley* the elder, St. Werburg, Derbyshire, shoeing smith, Feb. 19 at 11, Exchange-rooms, Nottingham.—*Leonard Radford*, Nottingham, lace maker, Feb. 19 at 11, Exchange-rooms, Nottingham.—*James Farmer*, Bellbroughton, Worcestershire, beer seller, Feb. 16 at 11, District Court of Bankruptcy, Birmingham.—*Johanna Wassell*, Bromley, Kingswinford, Staffordshire, out of business, Feb. 16 at 11, District Court of Bankruptcy, Birmingham.—*Alfred Brown*, Leeds, Yorkshire, out of business, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*Francis Dewe*, Flathouse, Linthwaite, Almondbury, Yorkshire, out of business, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*S. Newbould*, Dalton, near Thirk, Yorkshire, butcher, Feb. 16 at 11, District Court of Bankruptcy, Leeds.—*Thomas M'Knight*, Everton, Walton, Lancashire, joiner, Feb. 16 at half-past 11, District Court of Bankruptcy, Liverpool.—*John Busby*, Torteth-park, Liverpool, out of business, Feb. 16 at 12, District Court of Bankruptcy, Liverpool.

Saturday, Feb. 4.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Fred. Michael Winter*, Swansea-place, Kennington, Surrey, linen-draper, No. 51,738 T.; *Sam. Baker Morris*, assignee.—*Wm. Barr*, Nassau-st., Middlesex-hospital, Middlesex, brick-layer, No. 58,615 T.; *Thomas James Lowley*, assignee.—*W. Harry*, Llanfihangel, Aberbythick gate, Carmarthenshire, gatekeeper, No. 26,325 C.; *Richard Rees*, assignee.—*Thos. Williams*, Wern, Lantarnam, Monmouthshire, farmer, No. 47,469 C.; *Richard Whittaker*, assignee.—*Wm. Williams*, Wern, Lantarnam, Monmouthshire, agricultural labourer, No. 47,470 C.; *Richard Whittaker*, assignee.—*John Wilson Anderson*, Halifax, Yorkshire, artist, No. 67,671 C.; *Wm. Ellam* the younger, assignee.—*Dan. Kinsman*, East Stonehouse, Devonshire, labourer, No. 67,834 C.; *Thos. Hockin Kingdon*, assignee.

Saturday, Feb. 6.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*James Stewart*, Oxford-st., Middlesex, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*Henry*

*Higgs*, Arthur-st. East, near London-bridge, London, clerk to a print publisher: in the Debtors Prison for London and Middlesex.—*Chas. Amos*, Trafalgar-cottages, Blucher-road, Camberwell, Surrey, out of employ: in the Queen's Prison.—*Jan. Reding*, Northampton-square, Goswell-st.-road, Middlesex, printer: in the Debtors Prison for London and Middlesex.—*Chas. Hen. Weston*, New Oxford-st., London-hospital, Mile-end, Middlesex, clerk in the Bank of England: in the Debtors Prison for London and Middlesex.—*Samuel Younger*, South-terrace, Grosvenor-park, Camberwell, Surrey, and Great Tower-st., London, general commission agent: in the Debtors Prison for London and Middlesex.—*Mary Rhodes*, widow, Rough Lee, near Colne, Lancashire, out of business: in the Gaol of Lancaster.—*Wm. Keineh*, Little Bolton, Bolton-le-Moors, Lancashire, out of business: in the Gaol of Lancaster.—*George Hancock*, Lea Farm, Astbury, near Congleton, Cheshire, miner: in the Gaol of Stafford.—*Geo. Glover*, Norwich, architect: in the Gaol of Norwich.—*Thos. Mant*, Winsley, near Bradford, Wiltshire, physician: in the Gaol of Fisherton Anger.—*Ed. Parkinson*, Bolton-le-Moors, Lancashire, waiter: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, Feb. 24, at 9.

*Jabez Edwards*, Pomeroy-st., New-cross, Old Kent-road, Surrey, carpenter.—*Jas. Hopkins*, Middle-mall, near the Suspension-bridge, Hammersmith, Middlesex, carpenter.—*Chas. Squires*, Spencer-st., Islington, Middlesex, plumber.—*Jas. Hide*, Compton-mews, Compton-st., Brunwick-square, Middlesex, farrier.—*Ed. Oldrey*, Surrey-terrace, Battersea, Surrey, master plasterer.—*W. Thos. Purkiss*, Mill-pond-st., Bermondsey, Surrey, assistant to a booth keeper at fairs and races.

Court-house, WORCESTER, (County), Feb. 24 at 10.

*Benj. Woodall*, Dudley, fire-iron maker.—*Mary Allree*, Bradley Forest, Rock, out of business.—*Ann Turner*, Great Malvern, domestic servant.—*James West* the younger, Little Cowharne, small farmer.

Court-house, DURHAM, (County), Feb. 24 at 10.

*Thos. Maxfield*, Sunderland-juxta-Mare, joiner.—*George Laws* the younger, Stephen's-hall, near Ryton, husbandman.—*Thos. Watson*, Honey Pot, near Darlington, farmer.—*W. Dodds*, Monkwearmouth, grocer.

INSOLVENT DEBTORS' DIVIDENDS.

*Jas. LAYTON*, Verandah-cottage, Shooter's-hill, Kent, clerk in the General Post Office: 4s. 8d. in the pound.—*Jas. CRAIGIE MAYO*, Peckford-place, Brixton-washway, Surrey, carman: 0½d. in the pound.—*Jos. Foss DESSION*, Cannon-street-road, Middlesex, superannuated master in the royal navy: 4s. 1½d. in the pound.—*John WAITE COLLINWOOD*, Bishopsgate-street Without, London, grocer: 6s. 10d. in the pound.—*William GILBERT HAWKINS*, Marlborough-road, Chelsea, Middlesex, coal merchant: 1s. 4½d. in the pound.—*Philip YENDALL*, Taunton, Somersetshire, victualler: 2s. 9½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

FRIDAY, FEB. 12.

BANKRUPTS.

**JOHN BOND** and **EDWARD MORGAN**, Oxford-street, Middlesex, shawl manufacturers and furriers, dealers and chapmen, Feb. 20 and March 26 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Lloyd, Milk-street.—Fiat dated Feb. 3.

**JOHN CLARKE**, Great Castle-street, Regent-street, Middlesex, painter, glazier, house decorator, dealer and chapman, Feb. 20 at 1, and March 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Coome & Co., 13, Bedford-row.—Fiat dated Feb. 10.

**FREDERICK HATCH**, St. John-square, Clerkenwell, Middlesex, iron-plate worker, dealer and chapman, Feb. 24 at 1, and April 1 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Richardson, 36, Coleman-street.—Fiat dated Feb. 11.

**WILLIAM LOVETT** and **GEORGE WOOLLARD LOVETT**, Barrossa-terrace, Cambridge-heath, Hackney, Middlesex, builders, dealers and chapmen, Feb. 26 at half-past 11, and March 26 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Overton & Co., Old Jewry.—Fiat dated Feb. 8.

**BENJAMIN BROMLY**, Great Bromley, Essex, dealer in cattle, Feb. 23 at half-past 1, and March 26 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wire & Child, St. Swithin's-lane, London.—Fiat dated Feb. 6.

**THOMAS GILLETT**, Gutter-lane, Cheapside, London, warehouseman, dealer and chapman, Feb. 18 at half-past 2, and March 25 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Teague, Crown-court, Cheapside.—Fiat dated Feb. 3.

**ROBERT GREIG** and **WILLIAM RAWLINGS**, Maiden-lane, King's-cross, Middlesex, timber merchants, dealers and chapmen, Feb. 24 at 12 and April 1 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Wootton, Tokenhouse-yard.—Fiat dated Feb. 11.

**FRANCIS HOPKINS**, Cambridge, brewer, dealer and chapman, Feb. 25 at 2, and March 25 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Cooper, Cambridge; Ravenscroft, Guildford-street.—Fiat dated Feb. 4.

**GEORGE DAVID PAYNE**, Saville-row, Regent-street, St. James, Westminster, Middlesex, tailor, dealer and chapman, Feb. 25 at 12, and March 20 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Hensman, Basing-lane.—Fiat dated Feb. 9.

**JOHN ROUSE**, Exeter, plumber, dealer and chapman, Feb. 22 and March 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Terrill, Exeter; Terrill, 14, Gray's-inn-square, London.—Fiat dated Feb. 9.

**STEPHEN BENTLEY**, Birkenhead, Cheshire, innkeeper, dealer and chapman, Feb. 19 and March 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Feb. 5.

**JAMES MONK**, Manchester, merchant and commission agent, dealer and chapman, Feb. 25 and March 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Langford, Friday-street, Cheapside, London.—Fiat dated Feb. 4.

**RICHARD VINCENT FURLONG**, Chepstow, Monmouthshire, wine and spirit merchant, dealer and chapman, Feb. 26 and March 26 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Chesahyre, Cheltenham.—Fiat dated Feb. 5.

#### MEETINGS.

*W. Aston*, Lapley, Staffordshire, maltster, Feb. 23, District Court of Bankruptcy, Birmingham, pr. d.—*T. Morley*, Oxford-st., Middlesex, jeweller, Feb. 19 at 12, Court of Bankruptcy, London, last ex.—*Henry Godfrey*, Milton next Gravesend, Kent, builder, Feb. 23 at 2, Court of Bankruptcy, London, last ex.—*Wm. Hodges*, Kingsgate-st., Holborn, Middlesex, cloth worker, Feb. 19 at 1, Court of Bankruptcy, London, last ex.—*Joseph Birnie Allen*, Clifton-cottages, Loughborough-road, Brixton, Surrey, and Hatton-garden, London, brick merchant, Feb. 19 at 11, Court of Bankruptcy, London, last ex.—*Alexander Henderson*, Burlington-street, Middlesex, tailor, March 5 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Bond*, Holborn-hill, London, victualler, March 5 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Lamb*, Oxford-street, Middlesex, haberdasher, March 6 at 1, Court of Bankruptcy, London, aud. ac.—*James Bussey*, Bear-st., Leicester-square, Middlesex, brassfounder, March 9 at 11, Court of Bankruptcy, London, aud. ac.—*Charles Turner*, Lowestoff, Suffolk, grocer, March 9 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Whitley*, Liverpool, merchant, March 5 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*James Willson*, Liverpool, wine merchant, March 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 9 at 11, div.—*Joseph Phillips*, *Wm. Hague*, and *Samuel Hague*, Manchester, cotton spinners, March 8 at 11, District Court of Bankruptcy, Manchester, div. sep. est. *William Hague*; at 12, aud. ac. joint est.—*Thomas Beresford*, Lincoln, boat owner, March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Simon Puckering* and *Wm. Thomas Makins*, Kingston-upon-Hull, woollen merchants, March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and div.—*Jas. Walton*, Leeds, tailor, March 6 at 11, District Court of Bankruptcy, Leeds, aud. ac. and div.—*Charles Bartlett*, Southampton, merchant, March 5 at 11, Court of Bankruptcy, London, fin. div.—*W. H. Osborn* the younger, St. James's-street, Piccadilly, Middlesex, silversmith, March 8 at 12, Court of Bankruptcy, London, div.—*Charles Wm. Graham*, King's Arms-yard,

Coleman-street, London, merchant, March 5 at 12, Court of Bankruptcy, London, div.—*Thomas Peirson*, Pickering, Yorkshire, money scrivener, March 5 at 12, Court of Bankruptcy, London, div.—*Wm. Kitson*, White-street, Southwark, Surrey, soap manufacturer, March 9 at 11, Court of Bankruptcy, London, div.—*Wm. T. Gooding*, Old Brentford, Middlesex, glass cutter, Feb. 23 at 1, Court of Bankruptcy, London, last ex.—*Alexander Russell*, Ashford, Kent, saddle, Feb. 23 at 11, Court of Bankruptcy, London, last ex.—*F. Clerk*, George-street, Adelphi, Middlesex, jewel-case maker, Feb. 27 at 11, Court of Bankruptcy, London, last ex.—*Rich. White*, Thorney-close and Sunderland, Durham, merchant, Feb. 22 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Cornelius Starks* the younger, Southampton, builder, March 5 at 11, Court of Bankruptcy, London, aud. ac.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*Charles Turner*, Lowestoff, Suffolk, grocer, March 9 at 11, Court of Bankruptcy, London.—*H. Tattersall*, New Wharf-road, Battle-bridge, Middlesex, common brewer, March 5 at 1, Court of Bankruptcy, London.—*James Bussey*, Bear-st., Leicester-square, Middlesex, ironmonger, March 9 at 11, Court of Bankruptcy, London.—*John Lamb*, Oxford-st., Middlesex, haberdasher, March 6 at 1, Court of Bankruptcy, London.—*Benjamin Edward Walker*, Upper Fitzroy-street, Fitzroy-square, Middlesex, publican, March 8 at 1, Court of Bankruptcy, London.—*John Boyd* and *Jas. Boyd*, Wellington-chambers, Southwark, Surrey, hop merchants, March 8 at half-past 12, Court of Bankruptcy, London.—*J. Walton*, Leeds, tailor, March 6 at 11, District Court of Bankruptcy, Leeds.—*Wm. Jones* and *George Clay*, Liverpool, boiler makers, March 5 at 11, District Court of Bankruptcy, Liverpool.—*James B. Rodway*, Birmingham, commission agent, March 16 at 1, District Court of Bankruptcy, Birmingham.—*Thomas Yates*, Bolton-le-Moors, Lancashire, cotton manufacturer, March 6 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 5.*

*Thos. Wyatt*, Oxford-terrace, King's-road, Chelsea, Middlesex, builder.—*George Flint*, Tamworth, Warwickshire and Staffordshire, paper manufacturer.—*Wm. Henry Fitzhugh* and *Robert Edwards Walker*, Liverpool, ship brokers.—*J. Payne*, Weymouth and Melcombe Regis, Dorsetshire, tailor.—*Fred. Wm. Farley*, Liverpool, hatter.—*Leopold Anton Victor Rudolphi*, Sunderland, Durham, general merchant.—*Geo. Chesterton* and *Jas. Woodall*, Birmingham, glass manufacturers.—*Jas. Ford*, Birmingham, hosier.

#### FIAT ANNULLED.

*Joseph Moore*, Camden-town, Middlesex, builder.

#### SCOTCH SEQUESTRATION.

*John Cameron*, deceased, Tain, merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Adams*, Priory-st., Camden New-town, Middlesex, journeyman carpenter, March 18 at 11, Court of Bankruptcy, London.—*John Ellis*, jun., Beresford-square, Woolwich, Kent, bootmaker, March 18 at 11, Court of Bankruptcy, London.—*Henry Slater*, High-street, Shadwell, Middlesex, lodging-house keeper, March 4 at 1, Court of Bankruptcy, London.—*Wm. Alfred Johnson*, Wokingham, Berkshire, tin plate worker, March 18 at 11, Court of Bankruptcy, London.—*Wm. Key Brechley*, Streatham-place, Brixton-hill, Surrey, clerk to sherry shippers, March 18 at 11, Court of Bankruptcy, London.—*Wm. Christian Thompson*, Greenwich, Kent, attorney and solicitor, Feb. 25 at 11, Court of Bankruptcy, London.—*Jas. Newman*, Castle-court, Budge-row, London, out of business, Feb. 25 at 11, Court of Bankruptcy, London.—*Wm. Goodey* the younger, Halsted, Essex, innkeeper, March 18 at half-past 11, Court of Bankruptcy, London.—*Benj. Howell*, West Cowes, Isle of Wight, Southampton, grocer, Feb. 25 at 11, Court of Bankruptcy, London.—*Joshua Johnson*, Moulsham, Chelmsford, Essex, baker, Feb. 25 at 12, Court of Bankruptcy, London.—*Rich. Emmerston*, Britten-st.-mews, Chelsea, Middlesex, carman, Feb.

25 at 12, Court of Bankruptcy, London.—*Jas. Foley Brewer*, Ashford-hill, Kingsclere, Hampshire, near Newbury, shoemaker, Feb. 25 at 12, Court of Bankruptcy, London.—*John Beadle*, Bennington, Hertfordshire, dealer in poultry, Feb. 25 at 12, Court of Bankruptcy, London.—*Wm. Garrow*, Prittlewell, Essex, carrier, Feb. 20 at half-past 12, Court of Bankruptcy, London.—*Geo. Chesman*, Sittingborne, Kent, shoemaker, Feb. 20 at half-past 12, Court of Bankruptcy, London.—*Fred. Baker*, Southampton, Hampshire, chemist, March 18 at half-past 11, Court of Bankruptcy, London.—*Thos. Laine Bombroffe*, Manchester, hair dresser, Feb. 25 at 12, District Court of Bankruptcy, Manchester.—*Sam. Warburton*, Liverpool, licensed victualler, Feb. 19 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Dutton*, Liverpool, cordwainer, Feb. 19 at 12, District Court of Bankruptcy, Liverpool.—*Chas. Hodge*, Liverpool, printer, Feb. 18 at 11, District Court of Bankruptcy, Liverpool.—*Jos. Smith*, Bingley, Yorkshire, lodging-house keeper, Feb. 23 at 11, District Court of Bankruptcy, Leeds.—*Jos. Smith*, Bradford, Yorkshire, basket maker, Feb. 23 at 11, District Court of Bankruptcy, Leeds.—*Wm. Bridgman*, Cambridge, whitesmith, Feb. 18 at 1, Court of Bankruptcy, London.—*Sam. Brook*, Birchcliffe, Lindley, Huddersfield, Yorkshire, small woollen manufacturer, Feb. 23 at 11, District Court of Bankruptcy, Leeds.—*Geo. Farmer*, Harbourn, Staffordshire, licensed victualler, Feb. 18 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Smith*, Belper, Derbyshire, grocer, Feb. 19 at 11, Exchange-rooms, Nottingham.—*Fred. Roger Carter*, Exeter, out of business, Feb. 17 at 11, District Court of Bankruptcy, Exeter.—*John Cure*, Glangwilly, Llanllawthog, Carmarthenshire, gardener, March 4 at 11, District Court of Bankruptcy, Bristol.

Wednesday, Feb. 10.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

*Thos. Dennis*, Albion-row, Woolwich, Kent, builder: in the Queen's Prison.—*Ch. Elliott*, Lampton-lane, near Hounslow, Middlesex, out of business: in the Queen's Prison.—*Jas. Bass*, Goring-st., London-fields, Hackney, Middlesex, laundryman: in the Queen's Prison.—*Harriet Dulton*, widow, Brook-st., West-square, Lambeth, Surrey, beer-shop keeper: in the Gaol of Horse-monger-lane.—*Wm. Porter*, Goswell-st., Clerkenwell, Middlesex, shopman to a green grocer: in the Debtors Prison for London and Middlesex.—*Wm. Fraser*, Montpelier-sq., Knightsbridge, Middlesex, barrister at law: in the Debtors Prison for London and Middlesex.—*John Goudy* the younger, Penton-pl., Bagnigge-wells-road, Clerkenwell, Middlesex, licensed retailer of beer: in the Debtors Prison for London and Middlesex.—*Lewis Levy*, Smith-st., Jubilee-street, Mile-end, Middlesex, picture dealer: in the Queen's Prison.—*Randall Litten*, Portland-pl., Lower-road, Islington, Middlesex, ironmonger: in the Debtors Prison for London and Middlesex.—*Geo. Workam*, Angel-lane, Hammersmith, Middlesex, builder: in the Queen's Prison.—*Hen. Thos. Peach*, Waterloo-road, Surrey, artist: in the Gaol of Horse-monger-lane.—*Geo. Woodgate*, Springfield, Essex, out of business: in the Gaol of Chelmsford.—*Jas. W. Pincheon*, Chadwell, Essex, carter: in the Gaol of Chelmsford.—*Chas. Webster*, Quorndon, near Loughborough, Leicestershire, licensed retailer of beer: in the Gaol of Leicester.—*Alexander Coke*, Blackburn, Lancashire, in no business: in the Gaol of Lancaster.—*Wm. Harrison*, Preston, Lancashire, coal dealer: in the Gaol of Lancaster.—*Sam. Thos. Perry*, Manchester, tailor: in the Gaol of Lancaster.—*Wm. V. Jackson*, Chorlton-upon-Medlock, Manchester, schoolmaster: in the Gaol of Lancaster.—*Robert Bhnco*, Manchester, commission agent: in the Gaol of Lancaster.—*Wm. Hargreaves*, Kendal, Westmoreland, painter: in the Gaol of Lancaster.—*David Rees* the elder, Gortrewain, Llanthoyssaint, Carmarthenshire, out of business: in the Gaol of Carmarthen.—*John Robert Williams*, Llamedj, Carmarthenshire, out of employment: in the Gaol of Carmarthen.—*Zaccheus Fymerman*, Great Yarmouth, Norfolk, captain on half-pay in the royal marines: in the Gaol of Norwich.—*Samuel Brook*, Strood, and Staplehurst, Kent, farmer: in the Gaol of Maidstone.—*Hen. Cockburn*, Gillingham, Kent, tobacconist: in the Gaol of Maidstone.—*John Keightley*, Leicester, toll-gate keeper: in the Gaol of Leicester.—*Jas. Cropper*, Rochdale, Lancashire, hair dresser: in the Gaol of Lancaster.—*John Beaumont*, Padiham, Lancashire, dealer in ale: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, Feb. 26, at 9.

*Jas. Longstreet*, Fetter-lane, Holborn, London, eating-house keeper.—*John Brockbank*, Bermondsey New-road, Surrey, out of business.—*Chas. C. Heermans*, Diamond-row, Stepney-green, Stepney, Middlesex, general dealer.—*Julius Singer*, Panton-st., Haymarket, Middlesex, tailor.

March 1, at the same hour and place.

*Wm. Bist*, High-st., Stoke Newington, Middlesex, plumber.—*Thos. Mayhew*, Shepperton-st., New North-road, Islington, Middlesex, bricklayer.—*Hen. Tilbury*, Cleveland-street and Grafton-street East, gas fitter.—*Anthony Hutchinson*, New Gravel-lane, Middlesex, butcher.—*Wm. N. B. Harman*, Trigan-road, Kennington, Surrey, general dealer.—*George G. Sherwood*, Park-road, Park-st., Stockwell, Surrey, baker.

Court-house, NEWCASTLE-UPON-TYNE, Northumberland, Feb. 26 at 10.

*Robert W. Opilvie*, Newcastle-upon-Tyne, out of business.—*Wm. Davison*, Newcastle-upon-Tyne, out of business.—*James Gardner*, Newcastle-upon-Tyne, captain of the ship Marmion.—*Wm. Charlton*, Heddon-on-the-Wall, Northumberlandshire, merchant tailor.—*Anth. F. Barron*, Newcastle-upon-Tyne, cabinet maker.—*Jas. C. Knight*, Newcastle-upon-Tyne, waiter.—*Hen. Barnett*, Newcastle-upon-Tyne, grocer.—*Jas. Pentland*, Newcastle-upon-Tyne, auctioneer.

Court-house, CARLISLE, Cumberland, March 1 at 10.

*Edward Telford*, Carlisle, jeweller.

Court-house, PRESTON, Radnorshire, Feb. 26 at 10.

*John Davies*, Llandow-ystradenny, wheelwright.

Court-house, HEREFORD, (County), March 1 at 10.

*Thos. T. Hill*, Hereford, tailor.—*Sam. Harris*, Hereford, tailor.

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*William Sutcliffe*, Stanfield, near Halifax, weaver, Eastwood's, Todmorden: 3½d. in the pound.

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No. 528—VOL. XI.

FEB. 20, 1847.

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LONDON, FEBRUARY 20, 1847.

THE Court of Exchequer Chamber has recently given judgment in the case of *Gossett v. Howard*, which, as our readers probably recollect, was an action brought to try the validity of the imprisonment of the plaintiff below, under the warrant of the Speaker of the House of Commons. The case came before the judges on a writ of error from the Court of Queen's Bench, and was argued after the sittings of Trinity and Michaelmas Terms last. The points raised involved important questions touching the privileges of Parliament, but on these the judges abstained from giving, except incidentally, any opinion, as their decision proceeded upon the legality of the warrant.

Before entering into the question of law, it may, perhaps, be as well briefly to refer to the facts of the case as they arose. It appears, that certain matters came on to be discussed in the House of Commons, when it was considered necessary that the plaintiff below should be examined at the bar of the House. An order for his attendance was accordingly made and served, but, in the words of the plea, he "wilfully and contemptuously, without any reasonable cause, refused to attend, and thereupon, and in order to compel his attendance, to be questioned, &c., it was ordered and resolved by the House of Commons, in pursuance of, and according to, its ancient usages and privileges, and the law and custom of Parliament, that he should be sent for and brought before the House in the custody of the Serjeant-at-Arms, and that the Speaker should issue his warrant accordingly; whereupon the Speaker, in pursuance of the said order and resolution, and according to the ancient usages &c., in order that the plaintiff (below) might be brought before the House, by his warrant in that behalf duly made, after reciting therein that the said House of Commons had that day ordered

that the plaintiff should be sent for and brought in the custody of the Serjeant-at-Arms, did require and authorise him the defendant (below) to take the plaintiff into custody; that such warrant was delivered by the Speaker to the defendant as such Serjeant, to be by him executed in due form of law, by virtue whereof he arrested the plaintiff \*." It was for this arrest that the plaintiff brought his action for an alleged trespass and assault committed on him, as the declaration stated, by carrying him along a passage to a room and detaining him there. There were three pleas on the record, but there was no substantial difference in their statements, and each set forth the warrant as above. To these pleas the plaintiff demurred, and after argument on the demurrer, the learned judges of the Court of Queen's Bench were divided in opinion. The late Mr. Justice Williams gave his judgment in favour of the defendant, but Lord Denman, C. J., Coleridge, J., and Wightman, J., decided that the pleas were bad, and that plaintiff was entitled to recover. This judgment proceeded on the grounds, that the warrant was defective, and that the other facts stated in the pleas could not be incorporated into the warrant, so as to cure its defects. The analogous cases, on which the majority of the learned judges chiefly relied on this occasion, were such as had been decided in reference to the warrants of magistrates, and, in accordance with such decisions, they held that the cause of commitment, and a limited time for the imprisonment, should have appeared on the face of the warrant; but Mr. Justice Williams considered that all cases of warrants emanating from inferior jurisdictions were inapplicable to the warrant of the Speaker of the House of Commons. It was said by Coleridge, J., "If, for the House of Commons in this warrant, you substitute any other authority known

\* See *Howard v. Gossett*, 9 Jur. 842.

to the Constitution, it is quite clear that the warrant would be bad. . . . I cannot admit, that the degree of strictness in which formal accuracy is to be required in warrants has been measured, or ought to be, by the dignity of the Courts from which they issue." This judgment has been reversed in error, upon a ground directly opposite to that by which Mr. Justice Coleridge supported his opinion, in the words we have just quoted. Mr. Baron Parke delivered the judgment of the Court above; and the principle on which their decision is founded appears to be simple in itself, and capable of being supported by good sense and authority. It is this: that the warrant was not to be construed with the strictness which is applied to the warrants of magistrates or others acting by special statutory authority, and out of the course of the common law, but that it was to be regarded as the mandate or writ of a superior Court, acting according to the course of the common law. It had been admitted throughout the case, that the House of Commons possessed the power of committing for contempt; it was, therefore, a matter within the scope of their general jurisdiction. The House of Commons is a part of the High Court of Parliament, which is the supreme Court of the country, (per Lord Camden, 19 St. Tr. p. 1047; and see 4 Inst. 13, 27); and, therefore, jurisdiction being shewn, the maxim, "Omnia præsumuntur ritè esse acta," must apply. Had it, however, been a Court of even co-ordinate jurisdiction with the Courts in Westminster Hall, yet the same reasoning would hold good, as it is not competent for one of those Courts to interfere with the practice and course of proceeding of such other court. It is to be intended that such Courts understand the acts, which they sanction by their authority; and as one is not a Court of appeal from another, the proceedings cannot be questioned by one of equal jurisdiction.

Magistrates acting by special statutory powers, out of the course of the common law, must shew their authority on the face of the instruments by which they act, either by direct averment or reasonable intendment. But this rule is not applicable to superior Courts, acting according to the course of the common law. The process which issues from them, not appearing to be beyond the scope of their jurisdiction, is presumed to be correctly issued, and to be correct in form; their officers are bound to execute it, and are protected in the performance of such duty. (See *Peacock v. Bell*, 1 Wms. Saund. 74).

Thus, although some of their writs—as a writ of execution—recite the cause of their issuing, and shew their legality; yet others do not. A writ of attachment for a contempt does not state the rule of court on which it issues, or the nature of the contempt; that in the Common Pleas orders the officer to bring the party into court "to answer to us of and concerning those things which, in our behalf, shall be then and there objected against him." (Tidd's Forms, 116).

There is in this no statement of any previous proceedings, or of the nature of the offence; and, although it would be undoubtedly bad if issued by a magistrate, yet, coming from a superior Court, the Court of Queen's Bench or Exchequer would not interfere with regard to it, or allow its validity to be questioned. They go

further even than this, and protect their officers in the execution of their process, which, on the face of it, is irregular,—as a *capias* against a peeress,—(*The Countess of Rutland's case*, 6 Coke, 364); or, which is void in form, as a *capias ad respondendum*, returnable in the next term. (*Parsons v. Loyd*, 3 Wils. 341).

In the late case of *The Sheriff of Middlesex*, (11 Adol. & Ell. 273), the warrant of the Speaker was similar to the one in *Gossett v. Howard*, except that it concluded with a direction,—“him safely to keep during the pleasure of the House.” It was there held good, although it did not state the grounds for the commitment, and, therefore, would certainly have been bad if issued by a magistrate; and such a direction as was therein contained would appear to be implied in every Speaker's warrant.

In *Reg. v. Patey*, (2 Ld. Raym. 1105), the Speaker's warrant, returned to a habeas corpus, was similar to the one last mentioned; but the Court refused to discharge the prisoner. It was said in that case, by Gould, J., “If this had been a return of a commitment by an inferior Court, it had been naught, because it did not set out a sufficient cause of commitment; but this return being of a commitment by the House of Commons, which is superior to this Court, it is not reversible for form.” “If all commitments for contempts,” said Powys, J., “even those by this Court, should come to be narrowly scanned, they would not hold water. . . . The House of Commons is a great Court, and all things done by them are to be intended to have been ritè acta, and the matter need not be so specially recited in their warrants; by the same reason as we commit people by a rule of court of two lines, and such commitments are held good, because it is to be intended that we understand what we do. . . . We must take it that what they have done is warranted by their jurisdiction, and is well done.”

So, on a like question, in *Brass Crosby's case*, (3 Wils. 188), Lord de Grey said, “It would be a sufficient return to state the breach of privilege generally; and Blackstone, J., said, “The House of Commons is a supreme Court. . . . All Courts, by which I mean to include the two Houses of Parliament and the Courts of Westminster Hall, can have no control in matters of contempt. . . . Little nice objections of particular words, and forms and ceremonies of execution, are not to be regarded in the acts of the House of Commons; it is our duty to presume the orders of that House and their execution are according to law.”

In the case of *The Earl of Shaftesbury*, (6 St. Tr. 1296), the Court refused to release him from a commitment of the House of Lords, although it was formally defective; and it was said by Sir Thomas Jones, “Such a commitment by an ordinary Court of justice would have been ill and uncertain; but the cause is different when it comes before this high Court.” And to a like effect is the case of *Rex v. Hobhouse*, (2 Chit. 211). The rule is thus laid down by Hawkins, (P. C., v. 2, p. 165, s. 73):—“There can be no doubt but that the highest regard is to be paid to all the proceedings of either of those Houses of Parliament; and that, wherever the contrary does not plainly and expressly appear, it shall be presumed that they act within their

jurisdiction, and agreeably to the usages of Parliament and the rules of law and justice."

The Court of error, in their judgment, studiously avoided entering into the more general and interesting question, as to the House of Commons being the sole judge of its own privileges, and the right of a Court of law to inquire into the legality of its proceedings. *Stockdale v. Hansard*, (9 Adol. & Ell. 1), therefore, is still untouched, and the very occurrence of these cases are practical instances, that the Courts will investigate the process of the House of Commons; at all events, if the House of Commons be willing to submit to such investigation.

We have confined our remarks to the more narrow ground on which this late judgment was placed; and, even in this view, the result is by no means unimportant, as it has settled the principle of construction which is to be applied to parliamentary process by the Courts of justice; and it seems to establish their validity in all cases where it is not apparent that they have acted beyond the scope of their jurisdiction.

### COURT OF QUEEN'S BENCH.

HILARY TERM.—10 VICTORIÆ.—Feb. 13.

This Court will, on Thursday the 26th day of February instant, at twelve o'clock A.M., hold a sitting, and will give judgment in cases which have been argued. BY THE COURT.

Feb. 10.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

- Reg. v. The Inhabitants of East Stonehouse—Order of sessions confirmed.
- Reg. v. The Churchwardens, &c. of Bangor—Judgment for defendants.
- Reg. v. The Inhabitants of Crondall—Preliminary objection overruled.
- Reg. v. The Inhabitants of Holme St. Cuthbert—Order confirmed.

Feb. 13.—Lord Denman, C. J., delivered judgment in the following cases:—

- Turner v. Ambler—Rule discharged.
- Bond v. Nurse—Rule discharged.
- Reg. v. The Recorder of Leeds—Rule refused.
- Reg. v. The Dean and Chapter of Chester—Rule absolute.

The Queen has been pleased to direct letters-patent to be passed under the Great Seal, constituting and appointing The Right Hon. Lord Langdale, The Right Hon. Lord Beaumont, Joseph Humphry, Esq., one of her Majesty's Counsel, Henry Bellenden Ker, Esq., Barrister at Law, Walter Coulson, Esq., Barrister at Law, George Frere, Esq., and Francis Broderip, Esq., her Majesty's Commissioners for inquiring whether the burdens on land can be diminished by the establishment of an effective system for the registration of deeds and the simplification of the forms of conveyance.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Charles Stockdale Benning, of Luton, Bedfordshire; Robert Gard Edmonds, of Plymouth, Devonshire; Abraham Greenwood Eastwood, of Eastwood, near Todmorden, Yorkshire; Nathaniel Cowdry, of Bath.

### London Gazette.

TUESDAY, FEBRUARY 16.

#### BANKRUPTS.

ROBERT LAYT, Hingham, Norfolk, spirit merchant and carrier, dealer and chapman, Feb. 26 at 11, and April 9 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Trehero & Co., Barge-yard-chambers.—Fiat dated Feb. 3.

JULES ROCHAT, St. Martin's-lane, Middlesex, jeweller, watchmaker, dealer and chapman, Feb. 26 at 12, and March 29 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Edward & Peake, New Palace-yard.—Fiat dated Feb. 13.

JENKIN H—LLEWELYN, Strand, Middlesex, surgeon, dealer and chapman, Feb. 25 at 11, and March 20 at half-past 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Noyes, Lincoln's Inn-fields.—Fiat dated Jan. 26.

CHARLES PROCTOR, Witham, Essex, wine merchant, Feb. 25 at half-past 11, and March 20 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Blood & Douglas, Witham, Essex; Vallance & Vallance, 20, Essex-st., Strand.—Fiat dated Feb. 8.

HENRY HUNTER, Old-street, Middlesex, confectioner, (lately carrying on business in partnership with William Caulfield, under the name, style, or firm of Caulfield & Co.), March 4 at 1, and March 30 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Fourdrinier, 1, Scott's-yard, Bush-lane, Cannon-street.—Fiat dated Feb. 12.

JONATHAN SMITH, Gloucester, innkeeper, March 2 and 30 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Smallridge, Gloucester; Jones & Co., Crosby-square, London.—Fiat dated Feb. 11.

JOSEPH ALLISON, Penrith, Cumberland, bookseller and stationer, Feb. 22 at 2, and March 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Atkinson & Harrison, Penrith; Preston & Brown, Newcastle-upon-Tyne.—Fiat dated Feb. 8.

THOMAS N. BROWN, East Stonehouse, Devonshire, leather dealer, March 3 and 24 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Beer & Rundle, Devonport; Stogdon, Exeter; Penkivil, Finsbury-circus, London.—Fiat dated Feb. 8.

#### MEETINGS.

John Donaldson, Regent-st., and Margaret-st., Middlesex, coach maker, March 5 at 11, Court of Bankruptcy, London, last ex.—Charles Moses Brown, New Church, Isle of Wight, Southampton, schoolmaster, March 6 at 12, Court of Bankruptcy, London, last ex.—James Peter Wilson, Clarence-place, Pentonville, Middlesex, builder, Feb. 27 at 12, Court of Bankruptcy, London, last ex.—Wm. Richards, Old-street, Middlesex, retailer of beer, March 6 at 2, Court of Bankruptcy, London, last ex.—Wm. Whisted Coleman, Hill, Southampton, provision merchant, March 9 at 1, Court of Bankruptcy, London, aud. ac.—Thomas Morley, Oxford-st., Middlesex, jeweller, March 10 at 12, Court of Bankruptcy, London, aud. ac.—Wm. Thos. Gooding, Old Brentford, Middlesex, glass cutter, March 10 at half-past 12, Court of Bankruptcy, London, aud. ac.—Jacob Montefiore and Joseph Barrow Montefiore, George-street, Mansion-house, London, merchants, Feb. 26 at 2, Court of Bankruptcy, London, aud. ac.—Jos. Dodmoorth Browning, Bristol, cabinet maker, March 11 at 11, District Court of Bankruptcy, Bristol, aud. ac.; March 12 at 11, div.—Wm. Wonnacott, Bath, Somersetshire, grocer, dealer and chapman, March 11 at 12, District Court of Bankruptcy, Bristol, aud. ac.; March 12 at 12, div.—Vere Hare and J. Hare, Taunton, Somersetshire, house and estate agents, March 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 11 at 1, div.—Robt. Goodenough, Newton Abbott, Devonshire, woollen draper, March 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 11 at 1, fin. div.—Samuel George Burton, Sidmouth, Devonshire, gas manufacturer, March 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 11 at 1, first and fin. div.—Joseph Curtis, Liskeard, Cornwall, linen-draper, March 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 11 at 1, fin. div.—Thomas Yates, Bolton-le-Moors,



Lancashire, cotton manufacturer, March 11 at 12, District Court of Bankruptcy, Manchester, and. ac.; March 12 at 12, div.—*Abraham Lord*, Manchester, dyer, March 9 at 11, District Court of Bankruptcy, Manchester, and. ac.; March 10 at 11, div.—*John Leadbeater*, Manchester, merchant, March 9 at 12, District Court of Bankruptcy, Manchester, and. ac.; March 10 at 12, div.—*Thomas Suger*, Kingston-upon-Hull, corn merchant, March 10 at 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—*Robert Hamilton*, Stoke-upon-Trent, Staffordshire, manufacturer of earthenware, March 11 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Isaac Morris*, Mayfield, Staffordshire, cattle dealer, March 11 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Samuel Tildesley* the younger, Leamington Priors, Warwickshire, coal dealer, March 11 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Isaac Sansome*, Coventry, ribbon manufacturer, April 1 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Enoch Williams* and *Thomas Roberts*, Birmingham, builders, March 17 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*George Grant*, Kidderminster, Worcestershire, tailor, March 9 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Walter Long-Awst*, Sussex-terrace, Old Brompton, Middlesex, carpenter, March 9 at 12, Court of Bankruptcy, London, div.—*Joseph Metford* the younger, Southampton, ironmonger, March 10 at 1, Court of Bankruptcy, London, div.—*Richard Hallam*, Newcastle-under-Lyme, Staffordshire, grocer, March 9 at 11, District Court of Bankruptcy, Birmingham, and. ac. and div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*John Varney*, Clement's-inn-passage, Clare-market, Middlesex, grocer, March 10 at 12, Court of Bankruptcy, London.—*William Everton*, Bunhill-row, St. Luke's, Middlesex, turner, March 9 at 12, Court of Bankruptcy, London.—*E. Beedel* and *Charles Reffold*, Reading, Berkshire, builders, March 9 at 12, Court of Bankruptcy, London.—*Hewson Dutchman*, Toxteth-park, near Liverpool, ship owner, March 9 at 11, District Court of Bankruptcy, Liverpool.—*James Barrow Rodway*, Birmingham, commission agent, March 16 at 1, District Court of Bankruptcy, Birmingham.—*William Allbut*, Redditch, Worcestershire, draper, March 13 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Ferris Brand*, Wigan, Lancashire, draper, March 11 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 9.

*Alexander Henderson*, Old Burlington-street, Middlesex, tailor.—*Alfred Goodee*, Aldermanbury, London, warehouseman.—*Robert Sugden*, Bogthorne, Keighley, Yorkshire, manufacturer.—*W. Perry*, Wolverhampton, Staffordshire, ironfounder.—*Peter Owen*, Liverpool, miller.—*John Dodgson* and *George Bradbury*, Bishopsgate-street Without, and Moorlane, Fore-street, London, ironmongers.

#### PARTNERSHIP DISSOLVED.

*Wm. Henry Mackey & Wm. Bolton Girdlestone*, Southampton, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Templeton, Fulton, & Co.*, Drumore, distillers.—*James Holms*, Paisley, grocer.—*Wm. M'Lean & Co.*, Falkirk, wood merchants.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Thomas Storey*, Charles-place, Westbourne-terrace, Paddington, Middlesex, general shopkeeper, Feb. 23 at half-past 11, Court of Bankruptcy, London.—*Joseph Rickett*, Penman's-green, Watford, near Rickmansworth, Hertfordshire, beerseller, Feb. 23 at 12, Court of Bankruptcy, London.—*John Brunton*, Cambridge, shoeing smith, Feb. 23 at 11, Court of Bankruptcy, London.—*Robert Addams*, Ryde, Isle of Wight, Southampton, out of business, Feb. 23 at 11, Court of Bankruptcy, London.—*John Wilkins*, Coventry-st., Haymarket, Middlesex, waiter, Feb. 23 at half-past 11, Court of Bankruptcy, London.—*Edward John King*, Oxford, and Berners-street, Oxford-street, Middlesex, surgeon dentist, Feb. 23 at 11, Court of Bankruptcy, London.—*A. A. H. Brawn*,

Coventry-street, Haymarket, Middlesex, poultryer, Feb. 25 at half-past 1, Court of Bankruptcy, London.—*Geo. Chambers*, Luton, Bedfordshire, coachmaker, Feb. 25 at 1, Court of Bankruptcy, London.—*John Marks*, Romford, Essex, chimney sweeper, Feb. 25 at 11, Court of Bankruptcy, London.—*Edouard Christophe Bossu*, Great Titchfield-street, Oxford-market, Middlesex, teacher of the French language, Feb. 25 at 1, Court of Bankruptcy, London.—*Wm. Norris Buckley*, Chorlton-upon-Medlock, Manchester, commission agent, Feb. 23 at 12, District Court of Bankruptcy, Manchester.—*Thos. Newman*, Stafford, bell hanger, March 13 at 11, District Court of Bankruptcy, Birmingham.—*John Hartshorne*, Longton, Stoke-upon-Trent, Staffordshire, potter, Feb. 23 at half-past 11, District Court of Bankruptcy, Birmingham.—*Wm. Henry Bryant*, Kendal, Westmoreland, out of business, March 4 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Anna Maria Fotheringham*, Plymouth, Devonshire, widow, March 2 at 11, District Court of Bankruptcy, Exeter.—*Geo. B. Spencer*, Liverpool, collector, Feb. 24 at 11, District Court of Bankruptcy, Liverpool.—*Samuel Cowan*, Liverpool, out of business, Feb. 25 at 11, District Court of Bankruptcy, Liverpool.

Saturday, Feb. 13.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas Penney*, Sheerness, Kent, foreman of shipwrights at Sheerness Dock-yard, No. 42,311 C.; *Samuel Sturges*, gentleman, new assignee, in place of Henry Kingscote, removed.—*John Morgan*, East Dean, St. Briavels, Gloucestershire, collier, No. 67,746 C.; *Thomas Grindell* the younger, assignee.—*Wm. John Hardwicke*, Bridgworth, Shropshire, attorney at law, No. 66,451 C.; *I. T. Miller*, assignee.

Saturday, Feb. 13.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Alexander*, Parliament-street, and King-street, Westminster, Middlesex, watchmaker: in the Debtors Prison for London and Middlesex.—*Thomas Piggott*, Godstone, Surrey, beershop keeper: in the Gaol of Surrey.—*H. Titheradge*, Moscow-road, Bayswater, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Thomas Morton* the younger, Manchester, butcher: in the Gaol of Lancaster.—*Thomas Ridyard*, Salford, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Wm. Livesley*, Reddish, near Manchester, dealer in cotton waste: in the Gaol of Lancaster.—*William Barker*, Stayley-bridge, Lancashire, tailor: in the Gaol of Lancaster.—*Jos. Tonge*, Hulme, Manchester, salesman to a manure dealer: in the Gaol of Lancaster.—*Benj. Crawford*, Hulme, Manchester, retail dealer in ale: in the Gaol of Lancaster.—*John Bromhill*, Hulme, Manchester, furniture broker: in the Gaol of Lancaster.—*Adam Cooper*, Manchester, grocer: in the Gaol of Lancaster.—*Peter C. Turner*, Preston, Lancashire, coal agent: in the Gaol of Lancaster.—*John Pickering*, Preston, Lancashire, mechanic: in the Gaol of Lancaster.—*Dan. Dalton*, Manchester, butcher: in the Gaol of Lancaster.—*Geo. Holden*, Blackburn, Lancashire, grocer: in the Gaol of Lancaster.—*Samuel Turner*, Deansgate, Manchester, boot maker: in the Gaol of Lancaster.—*Barned Salem*, Liverpool, cap maker: in the Gaol of Lancaster.—*Hen. Ashcroft*, Everton, near Liverpool, in no business: in the Gaol of Lancaster.—*Nath. Rees* the younger, Llandilo, Carmarthenshire, carrier: in the Gaol of Carmarthen.—*Wm. Adamson*, Liverpool, fisherman: in the Gaol of Liverpool.—*Geo. Muff*, Bradford, Yorkshire, grocer: in the Gaol of York.—*John Wood*, Riplingham, near South-cave, Yorkshire, butcher: in the Gaol of York.—*Rob. L. Bernard*, South Weald, Essex, labourer: in the Gaol of Chelmsford.—*Geo. Hirst*, Halifax, Yorkshire, woolstapler: in the Gaol of York.—*Jas. Duncan*, Manchester, out of business: in the Gaol of Lancaster.—*John F. Mitchell*, Oldham-road, Manchester, gingham manufacturer: in the Gaol of Lancaster.—*W. Brown*, Blackburn, Lancashire, licensed victualler: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, March 5, at 9.

*Chas. B. Paul*, Great St. Andrew-st., Seven-dials, Middlesex, printer.—*Jas. Woods*, Little Chapel-st., Westminster,

Middlesex, baker.—*John Stevens*, Dalston-place, Dalston, Middlesex, dust and road contractor.—*Wm. Cutmore*, Queen-street, King-st., Goswell-st., Clerkenwell, Middlesex, out of business.—*John Baker*, Hounslow-heath, Middlesex, coal dealer.—*Chas. Amott*, Trafalgar-cottages, Blucher-road, Camberwell, Surrey, out of employment.

March 5, at the same hour and place.

*William M. Reid*, Princes-road, Notting-hill, Middlesex, baker.—*John Sharpe*, Carlton-terrace, Brunswick-st., Southwark, Surrey, out of business.—*Harriet Dudson*, widow, Brook-st., West-sq., Lambeth, Surrey, out of business.—*S. Fougner*, South-terrace, Grosvenor-park, Camberwell, Surrey, and Great Tower-st., London, merchant.—*Wm. Porter*, Goswell-street, Clerkenwell, Middlesex, shopman to a green grocer.—*Reuben Brooks*, Great Marylebone-st., Marylebone, Middlesex, picture frame manufacturer.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Fisher Jackson*, Regent-st., Mile-end, Old-town, Middlesex, clerk in the East India House: 2s. 1½d. in the pound.—*Benj. Pepper*, Southampton, attorney at law: 9½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

*Hca. Bourquier*, captain in the royal navy on half-pay, Gibraltar's, Devonport: 2s. 4d. (in addition to 2s, a former dividend).

#### FRIDAY, FEB. 19.

##### BANKRUPTS.

**JOHN BUCHANAN** and **FRANCIS EDE**, Calcutta, East Indies, merchants, dealers and chapmen, (trading under the firm of Buchanan & Co.), March 3 at 2, and April 9 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Dingwall, 8, Tokenhouse-yard, City.—Fiat dated Feb. 6.

**JEROME FITZGERALD**, Sheerness, Kent, grocer and cheesemonger, dealer and chapman, March 3 at 1, and March 30 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Sparham, Chancery-lane, London.—Fiat dated Feb. 17.

**JOHN STORER FLAXMAN**, Ludgate-street, London, (late carrying on business there in partnership with Thomas Showell, as tailors and drapers, but now out of business), March 3 at half-past 1, and March 30 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. M'Arthur Low, 65, Chancery-lane, London.—Fiat dated Feb. 16.

**GUISEPPE QUARTO SANDRINELLI**, Bishop's-place, Brompton, Middlesex, merchant, dealer and chapman, (trading under the style or firm of Pacifico Sandrinelli & Co., of Smyrna, in the empire of Turkey), Feb. 26 at 2, and March 30 at half-past 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Buchanan, 8, Basinghall-st., London.—Fiat dated Feb. 18.

**WILLIAM NEEP**, Colchester, Essex, carpenter and builder, dealer and chapman, Feb. 26 at half-past 12, and March 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Milne & Co., Temple, London.—Fiat dated Feb. 13.

**RICHARD HAMLIN**, Blenheim-street, Oxford-street, Middlesex, tailor, draper, dealer and chapman, March 1 at 2, and April 1 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Dickson & Co., Old Jewry-chambers.—Fiat dated Feb. 11.

**ABRAHAM DANIELS**, Alexander-square, Brompton, Middlesex, merchant, March 2 at 1, and March 30 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Mansfield, 20, John-street, Bedford-row, London.—Fiat dated Feb. 17.

**JOHN JONES**, New York, United States of America, tea dealer and grocer, dealer and chapman, March 2 and May 4 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Green, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Feb. 8.

**JOHN WILLIAM HANCE**, Liverpool, architectural ornament and figure manufacturer, dealer and chapman, March 5 and 26 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Feb. 11.

**JAMES MACKAY**, Liverpool, tailor and draper, March 2 and April 9 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Yates, junior, Liverpool; Holme & Co., New-inn, London.—Fiat dated Feb. 13.

**DAVID DAVIES**, Lydney, Gloucestershire, coal master and merchant, March 5 at 1, and April 9 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Sabine, Bristol; Treberne & White, Barge-yard-chambers, Bucklersbury, London.—Fiat dated Feb. 13.

**JANE ANLEY**, Exeter, milliner, March 4 and 25 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Floud, Exeter; Pearson, 22, Essex-street, Strand, London.—Fiat dated Feb. 13.

**EDWIN COOK**, Dursley, Gloucestershire, tailor and hatter, dealer and chapman, March 11 and April 8 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Bishop, Dursley.—Fiat dated Feb. 17.

#### MEETINGS.

*Thomas Crane*, Kegworth, Leicestershire, common brewer, March 12 at 12, District Court of Bankruptcy, Nottingham, last ex.—*John Taylor*, Hollinwood, near Oldham, and Manchester, Lancashire, rope manufacturer, March 5 at 12, District Court of Bankruptcy, Manchester, last ex.—*A. Fielder*, Alton, Southamptonshire, brewer, March 12 at 12, Court of Bankruptcy, London, aud. ac.—*Charles Carpenter*, Basingstoke, Southamptonshire, baker, March 12 at 11, Court of Bankruptcy, London, aud. ac. and div.—*John Ball*, Martin's-lane, Cannon-street, London, merchant, March 16 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Langridge*, Liverpool, stay manufacturer, March 12 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Robert Elliot*, Liverpool, agricultural implement maker, March 12 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; March 16 at 12, div.—*G. Byford*, Liverpool, grocer, March 15 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; March 16 at 12, div.—*Samuel Archer*, Rochdale, Lancashire, woollen manufacturer, March 15 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 16 at 12, div.—*James Brett*, Spillaby, Lincolnshire, grocer, March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and div.—*James B. Oram*, Birmingham, brewer, March 17 at 12, District Court of Bankruptcy, Birmingham, aud. ac.; March 19 at 12, div.—*George E. Phillips*, Birmingham, japanner, March 17 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*John Smith*, Stratford-upon-Avon, Warwickshire, grocer, March 20 at 12, District Court of Bankruptcy, Birmingham, aud. ac.; March 25 at 12, div.—*J. C. Chambers*, Ipsley, Warwickshire, needle manufacturer, March 17 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Wright*, Derby, cheese factor, March 12 at 12, Exchange-rooms, Nottingham, aud. ac.—*Benjamin Holmes*, Birmingham, boot maker, March 31 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and pr. d.—*Mary Gray*, Walsall, Staffordshire, widow, grocer, March 13 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Hawkes* and *John Johnson*, Coventry, ribbon manufacturers, March 13 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Osborne*, Great Barr, Aldridge, Staffordshire, maltster, March 13 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Charles Pullman*, Strand, Westminster, Middlesex, hosier, March 12 at 2, Court of Bankruptcy, London, div.—*Michael Goodale*, Rutland-terrace, Hornsey New-road, Holloway, Middlesex, builder, March 12 at half-past 1, Court of Bankruptcy, London, div.—*Alexander Henderson*, Old Burlington-street, Middlesex, tailor, March 12 at 12, Court of Bankruptcy, London, div.—*Alea. Colvin*, *Wm. A. Bazett*, *David Colvin*, *Thomas Anderson*, and *David Anstie*, Calcutta, Bengal, merchants, March 12 at 1, Court of Bankruptcy, London, div.—*A. S. Tucker* and *G. M. Bidwell*, Melcombe Regis, Dorsetshire, grocers, March 12 at 11, Court of Bankruptcy, London, div.—*Thos. Taylor*, Liverpool, bookseller, March 12 at 11, District Court of Bankruptcy, Liverpool, div.—*W. Whitley*, Liverpool, merchant, March 12 at 12, District Court of Bankruptcy, Liverpool, div.—*Wm. Bellamy*, Haseley, Warwickshire, horse dealer, March 17 at 12, District Court of Bankruptcy, Birmingham, fn. div.—*Thos. Suger*, Kingston-upon-Hull, corn merchant, March 24 at 10, Town-hall, Kingston-upon-Hull, div.—*Wm. W. Salford*, Stockport, Cheshire, timber merchant, Feb. 22 at 12, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

*Chas. Carpenter*, Basingstoke, Southampton, baker, March 12 at 11, Court of Bankruptcy, London.—*Wm. H. Osborn* the younger, St. James's-street, Piccadilly, Middlesex, silversmith, March 12 at 12, Court of Bankruptcy, London.—*Wm. Louis Collins*, Wood-street, Westminster, Middlesex, brewer, March 12 at 11, Court of Bankruptcy, London.—*W. Locks*, Leonard-street, Curtain-road, Shoreditch, Middlesex, timber merchant, March 12 at 11, Court of Bankruptcy, London.—*James Smith*, Edmonton, Middlesex, brewer, March 12 at 12, Court of Bankruptcy, London.—*Issac Sharland* the younger, Bath, tailor, March 12 at 1, District Court of Bankruptcy, Bristol.—*T. I. Hellowell*, Halifax, Yorkshire, dyer, March 13 at 11, District Court of Bankruptcy, Leeds.—*John Gemmill* the younger, Liverpool, ship broker, March 15 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Cook*, Leicester, printer, March 12 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 12.

*Maira Macleam*, Basinghall-street, London, cloth factor.—*Wm. S. Dorsett*, West Bromwich, Staffordshire, iron dealer.—*Joseph Woodhams*, High-street, Portland-town, Middlesex, plumber.—*Charles Lowe*, Liverpool, dealer and chapman.—*James Jeffe*, Margaret-street, Cavendish-square, Middlesex, saddler.—*P. F. Page*, King's-road, Gray's-inn, Middlesex, builder.—*John Geo. Ufford*, Holroway, Middlesex, common brewer.—*Alfred John Francis* and *Alfred Percival*, Liverpool, slate merchants.—*Edward Hopewell* and *Anthony Thacker*, Leadenhall-street, London, outfitters.

## SCOTCH SEQUESTRATIONS.

*John B. Glasford*, Kippock-hill Cottage, near Glasgow, commission merchant.—*J. Crawford*, Glasgow, spirit dealer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Matthew Dodman*, Titchwell, Norfolk, clerk to a merchant, March 18 at 12, Court of Bankruptcy, London.—*John Fletcher* the elder, Moore's-terrace, Peckham New-town, Surrey, cabinet maker, March 18 at 12, Court of Bankruptcy, London.—*Wm. Hurst*, Southampton, butcher, Feb. 25 at 1, Court of Bankruptcy, London.—*James Lester*, John-street, Hill-street, Walworth, Surrey, stonemason, Feb. 25 at 1, Court of Bankruptcy, London.—*William London*, Norwich, out of business, Feb. 24 at 11, Court of Bankruptcy, London.—*Henry Williams*, Little New-st., Farringdon-market, London, undertaker's assistant, Feb. 24 at 11, Court of Bankruptcy, London.—*Geo. Withers*, Guildford-st. East, Clerkenwell, Middlesex, out of business, Feb. 24 at 11, Court of Bankruptcy, London.—*Matthew Wright*, Roke, Bensington, Oxfordshire, assistant to a beer-house keeper, Feb. 25 at 1, Court of Bankruptcy, London.—*Wm. Jewitt*, Sheffield, Yorkshire, pen-knife cutler, Feb. 26 at 10, Town-hall, Sheffield.—*Richard Ellis*, Colchester, Essex, baker, March 9 at 11, Court of Bankruptcy, London.—*Henry Atkins*, Harrow-road, Paddington-green, Middlesex, carpenter, March 9 at 11, Court of Bankruptcy, London.—*Henry King Conquer*, Pelham-terrace, Brompton, Middlesex, purser in the royal navy, on half-pay, March 9 at half-past 11, Court of Bankruptcy, London.—*Thos. Midcalf*, Liverpool, master mariner, Feb. 23 at 12, District Court of Bankruptcy, Liverpool.—*Thos. Benjamin Williams*, Pembroke, grocer, March 4 at 11, District Court of Bankruptcy, Bristol.—*Jas. Seymour*, Neath, Glamorgan-shire, painter, March 5 at 11, District Court of Bankruptcy, Bristol.—*Jos. Pope*, Bristol, auctioneer, March 9 at 12, District Court of Bankruptcy, Bristol.—*Fisher Sharpe*, Thringstone, Leicestershire, butcher, March 5 at 11, Exchange-rooms, Nottingham.—*John Moreton*, Fenton, Stoke-upon-Trent, Staffordshire, beer seller, March 2 at 12, District Court of Bankruptcy, Birmingham.—*Henry Demer*, Nottingham, pawnbroker's assistant, March 5 at 11, Exchange-rooms, Nottingham.—*Ed. Broadhead*, Hault Hucknall, Stainsby, Derbyshire, joiner, March 12 at 11, Exchange-rooms, Nottingham.—*Benj. Hames*, Leicester, butcher, March 5 at 11, Exchange-rooms, Nottingham.—*Wm. Cockshott*, Beccleston, Prescott, Lancashire, watchmaker, March 9 at 12, District

Court of Bankruptcy, Liverpool.—*Thos. Hickey*, Ashton-under-Lyne, Lancashire, general provision dealer, March 1 at 12, District Court of Bankruptcy, Manchester.—*G. Roberts* Mold, Flintshire, tailor, Feb. 24 at 12, District Court of Bankruptcy, Liverpool.—*Ed. Briscoe*, Birkenhead, Cheshire, out of business, March 2 at 12, District Court of Bankruptcy, Liverpool.—*Robert Davies*, Liverpool, poulterer, Feb. 25 at 11, District Court of Bankruptcy, Liverpool.—*Rebecca Whittingham*, Liverpool, binder of boots, March 2 at 12, District Court of Bankruptcy, Liverpool.

Wednesday, Feb. 17.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Elizabeth Edney*, widow, Montague-place, Lower-road, Deptford, Kent, out of business: in the Queen's Prison.—*James Abbott*, Waterloo-road, Lambeth, Surrey, cabinet maker: in the Debtors Prison for London and Middlesex.—*Thos. Parker*, Kepple-st., Russell-square, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*Chas. Tapp*, East-st., Red Lion-square, Middlesex, foreman to a coach builder: in the Debtors Prison for London and Middlesex.—*Wm. Morris*, Mount-row, Liverpool-road, Islington, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*John Dewby*, Putney, Surrey, maltster: in the Debtors Prison for London and Middlesex.—*John Pearl Birley*, Middle Queen's-buildings, Brompton, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*John Hobill*, Oundle, Northamptonshire, out of business: in the Gaol of Northampton.—*John Wright*, Leicester, out of business: in the Gaol of Leicester.—*Wm. Ju. Nance*, Milton next Gravesend, Kent, bootmaker: in the Gaol of Maidstone.—*Jos. Cabell* the younger, Fenstanton, Huntingdonshire, shoemaker: in the Gaol of Huntingdon.—*Jos. Friend*, Charlton, Dover, Kent, cider merchant: in the Gaol of Dover.—*Christopher Young* the elder, Stourbridge, Worcestershire, glass cutter: in the Gaol of Stafford.—*Stephen Gilbert*, Ipswich, Suffolk, out of business: in the Gaol of Ipswich.—*Hen. Chipperton*, Fakenham, Norfolk, plumber: in the Gaol of Norwich.—*Elis. Mary King*, spinster, Fakenham, Norfolk: in the Gaol of Norwich.

(On Creditor's Petition).

*Sarah Snare*, widow, Brandon, Suffolk, out of business: in the Gaol of Bury St. Edmunds.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

Court-house, LANCASTER, (County), March 8 at 10.

*Dan. Steel*, Church Canistar, innkeeper.—*Henry Porter*, Liverpool, in no business.—*Chas. Mott*, Lancaster, auditor for the South Lancashire and Cheshire District Poor-law Union.—*Alex. Leith*, Manchester, grocer.—*John B. Kirk*, Liverpool, wholesale dealer in sailcloth sacks.—*F. P. Stockdale*, Salford, plumber.—*Jos. Sharpe*, Ashton-under-Lyne, grocer.—*John Henderson*, Salford, out of business.—*John Wilkinson*, Oldham, attorney at law.—*Walter Watson*, Liverpool, timber merchant.

Court-house, CARMARTHEN, (County), March 5 at 10.

*Jas. Braby*, Llanelly, shipbuilder.—*Nathaniel Rees* the younger, Llandilo, carrier.—*John R. Williams*, Llandilo, out of employment.—*David Rees* the elder, Gritsewain, farmer.

Adjourned.

*Thos. Daniel*, Swansea, mason.

Court-house, MAIDSTONE, Kent, March 6, at 10.

*Rob. Horlock*, Ashford, grocer.—*Thos. Wadlow*, Ash, near Ridley, Wrotham, blacksmith.—*John Barr*, Hornwenden, woodrevs.—*Henry Cockburn*, Gillingham, near Chatham, tobaccoist.—*Sam. Brook*, Strood, near Rochester, and Staplehurst, farmer.—*Wm. Jas. Nance*, Milton next Gravesend, boot maker.

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*Mary Darby*, spinster, Tickill, near Rotherham, Yorkshire, Winter & Co.'s, 16, Bedford-row, London: 1s. 3½d. in the pound.—*Mary Ann Darby*, spinster, Tickill, near Rotherham, Yorkshire, Winter & Co.'s, 16, Bedford-row, London: 1s. 3½d. in the pound.

MEETING.

*Fred. M. Winter*, Swansea-place, Kennington, Surrey, linen draper, March 8 at 12, Sole & Turner's, Aldersbury, London, sp. aff.

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LONDON, FEBRUARY 27, 1847.

IN a pamphlet now before us\*, and of which we shall say no more in the way of criticism than that, considering the sweeping character of the alterations in the whole judicature of the country that it proposes, it is a great deal too loose and vague in its language and reasoning, we find one of the objections made to the County Courts Act (the 9 & 10 Vict. c. 95), is, that it leaves it to the discretion of the judge to have an action tried or not by a jury,—a censure upon the County Courts Act which is followed by an eulogy in the genuine Blackstonian vein, of trial by jury, such as—“ Trial by jury has been used in this nation time out of mind; the law of King Ethelred speaks of it, and at that early period not as an invention. And I always imagined that it was the boast of Englishmen, that, though it hath been for a time greatly impaired and shaken by the introduction of the Norman trial by battle, yet it was always so highly esteemed and valued by the people that no conquest nor change of government could ever abolish it.”

Now, we think that one of the very best features about the County Courts Act, as a measure of indirect jurisprudential influence, apart from its direct practical effect, (on which we are not at present going to give any opinion), is, that it does strike the first open and public blow at the trial by jury.

Trial by jury is one of those institutions which are supported principally by force of prestige and habit, and not upon their intrinsic merit. Any argument in favour of any judicial institution, founded upon its mere antiquity, is now of course utterly obsolete and undeserving of notice. Upon the same species of argument

finances and recoveries were supported even down to our day. Upon the same argument trial by battle might have been supported, and doubtless would have been, even in the eighteenth century, if the absurdity of the institution had not exceeded even that of the argumentum ab antiquitate. That trial by jury is as old as Ethelred, or that it is (if, indeed, it be) of Saxon original, or that Englishmen have been wont to make it their boast, is no more a reason for preserving it, than the undoubted fact, that to monasteries and monastic institutions the preservation of learning is to be traced, would be a reason for preserving at this day monastic institutions. That a fair degree of weight should be given, in considering the value of a judicial institution, to its antiquity, we do not deny; because its antiquity is *prima facie* evidence of two things: first, that, attributing to preceding generations an average amount of intelligence, that institution is likely not to be without good, by which many successive generations have thought fit to regulate their comfort and well being; and, secondly, that, whether the institution be well or ill adapted to its proposed objects, it must necessarily strongly affect and influence the habits of the people; and, therefore, that its removal may cause much temporary inconvenience, even though it eventually opens the way to an improved institution. But these are the only fair grounds on which to value business institutions for their antiquity; and it is time that, with regard to the trial by jury, we should do what we have already done with many other things not less sacred, viz. not take it for granted, because Blackstone has said so, that the liberties and property of Englishmen cannot be preserved without it; not bow down before the very name of jury, as if to worship trial by jury were of itself the index of a sound legal mind; still less do as many do, extol it in public, and secretly deride it; but hold, and say without circumlocution, that it is an

\* A Letter to Lord Denman on the inefficient Administration of the Law. By H. R. Dearly, Esq., Barrister.



institution that may have outlived its value, and consider and discuss whether, in fact, it has or has not done so.

It has been the custom with men of all classes to attribute to the trial by jury, many of those benefits which, though co-existent with the trial by jury, have not been obviously the result of it; and the illogical conclusion propter hoc, because post hoc, has nevertheless been drawn. Thus continually it has been and is argued, that the trial by jury is indispensable for eliciting the truth out of a conflict of evidence; and, in support of this argument, is urged the known incapacity of Courts of equity to elicit truth in such cases, and their consequent settled practice of sending them to a jury. Now, here the fallacy of attributing the beneficial result to trial by jury is at once obvious to us, when we shake off our jury worship, and consider the question with minds unclouded by preconceptions. The real difficulty experienced by Courts of equity results from their taking their evidence in writing and from invisible witnesses; and the advantage of what is called "the jury trial" is, that the evidence is taken *vivâ voce*, and the witness subjected face to face to cross examination. But surely no one will pretend to say, that two or three educated, and legally educated, men, would not be more likely to arrive at the truth with the assistance of open and personal examination of witnesses, than the magic twelve hewers of wood and drawers of water who decide half the trials at law in this country.

Then, with respect to the supposed protection to the subject, arising from the independence and fairness of juries, it should be remembered that the periods of our history when public benefit has most resulted from these qualities of juries, (qualities which we are quite willing to admit the majority of juries, because the majority of Englishmen, are likely to possess) have been periods when the judges were not independent, and when, therefore, there was need of some such intermediate body independent of the Crown; and we are to recollect, that, though juries have often stood between the Crown and the subject, they have at least as often been the exponents and instruments of popular ignorance and popular vindictiveness, in spite of the better counsels of an enlightened judge.

But the most unintelligible qualities of a jury, if viewed as merits, are its mystical dependence on the number 12, and its unalterable adherence to the rule requiring unanimity. On the merits of this peculiar number we confess ourselves wholly unable to descant. It is a mystery, and, as such, we leave it to be dealt with by those whose powers of penetration we cannot even affect to emulate. But the question of unanimity is more on the level of our human powers. And on the gross absurdity of the latter peculiarity, we shall only say this: that, when we recollect that rarely are any three men found to agree entirely in any opinion, or in any inference drawn from even a small number of facts, it is really too shocking to require perfect unanimity of conclusion among twelve men, and those not in general men of acute reasoning powers, upon a mass of facts always conflicting, and generally insufficient.

That actual unanimity is continually not attained, is perfectly well known. The outward unanimity that is obtained is necessarily, in most contested cases, and has been in some confessedly, the result of the influence not of the clearest thinkers over the more obtuse, as would be likely to be the case if a majority decided, but of quantity and quality of muscular fibre and digestive machinery.

Without, therefore, saying that there is nothing in jury trial that is admirable; without saying that the judgment of a single intelligent judge will always be better than that of a jury; we do say, that it is an institution enormously overrated, and praised more from habit than reflection; and we are glad to see the first blow struck at it by a great public measure, such as the County Courts Act. If the result of the proceedings in those courts shall be such as to satisfy Englishmen, that good justice may be had without compelling twelve men to say they agree in an inference, the destruction of the single prestige, on which they based their former creed, will be a great gain to the juridical status of the country.

#### REFORM IN CONVEYANCING.

Our last Number announced the appointment of a commission for inquiring whether the burthens on land can be diminished by the establishment of an effective system for the registration of deeds and the simplification of the forms of conveyance. We give the commission below, at length. The known energy, as well as ability and practical knowledge, of the commissioners justify a confident expectation of a reform at once searching and judicious. We congratulate the holders of real property on the prospect, and we believe we may, without any inconsistency, include the junior branch of the profession in our congratulation. Such a reform as we look for will sweep away a large amount of professional income derived from useless professional labour, but it will open an extensive field for useful labour, of a more honourable and remunerating character.

The first meeting of the commissioners was held on Wednesday last, at Lord Langdale's house; all the commissioners being present. We understand, that, after discussing the objects of the meeting, the members agreed to proceed at once to the consideration of the necessary forms, with all imaginable vigour.

VICTORIA, by the grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith.—To our right trusty and well-beloved counsellor, HENRY LORD LANGDALE, our Master of the Rolls; our right trusty and well-beloved MILES THOMAS LORD BEAUMONT; and our right trusty and well-beloved JOSEPH HUMPHRY, Esquire, one of our counsel learned in the law; HENRY BELLENDEN KER, and WALTER COULSON, Esquires, barristers at law; and GEORGE FRERE and FRANCIS BRODERIP, Esquires, greeting.—Whereas a Select Committee of the Lords Spiritual and Temporal, in Parliament assembled, which was appointed in the last Session of Parliament to inquire into the Burdens affecting Real Property, have reported that they are convinced that the marketable value of real property is seriously diminished by the tedious and expensive process attending its transfer; that they are anxious to impress on the House the necessity of a thorough revision of the whole subject of conveyancing, and the disuse of the present prolix, expensive, and vexatious system; and that a registry of title to all real property is essential to the success of any attempt to simplify the system of conveyancing; and they have, therefore, recommended the improvement of the law of real property, the simplification of titles, and of the forms of conveyance, and the establishment of some effective system for the registration of deeds. Now know ye, that we, reposing great trust and confidence in your zeal and ability, have constituted and appointed, and do by these presents constitute and appoint, you, the said Henry Lord Langdale, Miles Thomas Lord Beaumont, Joseph Humphry, Henry Bellenden Ker, Walter Coulson, George Frere, and Francis Broderip, or any four or more of you, to be our commissioners for making a full and diligent inquiry whether the burdens

on land can be diminished by the establishment of an effective system for the registration of deeds, and the simplification of the forms of conveyance, and by what means the same can be effected. And we do by these presents give and grant to you, or any four or more of you, full power and authority to call before you such persons as you shall judge necessary, by whom you may be the better informed on the subject of this our commission, and of every matter connected therewith; and also to call for, have access to, and examine, all such official books, documents, papers, and records as may afford the fullest information on the subject, and to inquire of and concerning the premises by all other lawful ways and means whatsoever. And we do hereby give and grant to you, or any four or more of you, full power and authority, when the same shall appear to be requisite, to administer an oath or oaths to any person or persons whatsoever to be examined before you concerning the premises. And our further will and pleasure is, that you, or any four or more of you, do and shall certify to us in our Court of Chancery, on parchment, under your hands and seals respectively, your several proceedings in this matter, as the same shall be respectively completed and perfected. And we will and command, and by these presents ordain, that this our commission shall continue in full force and virtue, and that you, or any four or more of you, may from time to time proceed in the execution thereof, and of every matter and thing therein contained, although the same be not continued from time to time by adjournment. And we hereby command all and singular our justices of the peace, sheriffs, mayors, bailiffs, constables, officers, ministers, and all other our loving subjects whatsoever, as well within liberties as without, that they be assistant to you and each of you in the execution of these presents. And for your assistance in the due execution of this our commission, we have made choice of our trusty and well-beloved GEORGE WILLIAMS SANDERS, Esquire, barrister at law, to be secretary to this our commission, and to attend you; whose service and assistance we require you to use from time to time as occasion may require. In witness whereof, we have caused these our letters to be made patent. Witness ourself, at Westminster, the eighteenth day of February, in the tenth year of our reign.

By Writ of Privy Seal,

EDMUNDS.

## COURT OF QUEEN'S BENCH. HILARY VACATION.

Feb. 25.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

*Reg. v. The Mayor of London*—Judgment for the Crown.  
*Reg. v. Hinchcliffe and Another, Justices of Cheahire*—Rule discharged, with costs.

*Reg. v. The Inhabitants of the Borough of Birmingham*—Judgment for the Crown.

*Reg. v. Westbrook*—  
*Reg. v. Everest*—} Rate in each case to be amended.

*Nichols v. Stretton*—Same judgment as in *Price v. Green* in the Exchequer.

*Kine v. Evershed*—Rule absolute for new trial.

*Standon v. Chrismas*—Rule absolute for new trial.

*Hunter v. Caldwell*—Rule discharged.

*Turner v. Bates and Others*—Claim of cognisance, with respect to two of defendants, disallowed.

*Williams v. Chambers*—Judgment for defendant.

*Robinson v. Manwaring*—Rule discharged.

*Hill v. Mesnard*—Rule discharged.

*Hutt v. Morrel*—Judgment for defendant.

*Damerell v. Protheroe*—Rule discharged.

*Sharpe v. Bluck*—Judgment for defendant.

In *Flower v. Roper*, the Court granted a rule nisi for a new trial.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 29).

The writ of mandamus is not grantable of right, but by prerogative; it is, as we have seen, the absence or want of a specific legal remedy which gives the Court jurisdiction. (*Res v. The Bristol Dock Company, M.*, 52 Geo. 3, 2 Selw. N. P. 1089). "A party applying for a mandamus," says Buller, J., (*Res v. Stafford*, 3 T. R. 851), "must make out a legal right, though, if he shew such legal right, and there be also a remedy in equity, that is no answer to an application for a mandamus; for when the Court refuses to grant a mandamus because there is another specific remedy, they mean only a specific remedy at law." But the Court will, under some circumstances, grant a mandamus, although the party applying has another remedy, to compel performance of the act required to be done, viz. by indictment; as if it be important to prevent any great public damage or inconvenience likely to ensue in the case of a public bridge or other work being in a perilous condition, and requiring immediate repair or support. Therefore, where a railway was made under the authority of an act of Parliament, by which it was provided that the public should have the beneficial enjoyment of it, the company having afterwards taken up the railway, an application was made to the Court for a mandamus to compel them to reinstate it. In delivering the judgment of the Court, Abbott, C. J., said, "If an indictment had been a remedy equally convenient, beneficial, and effectual as a mandamus, I should have been of opinion that we ought not to grant a mandamus; but I think it is perfectly clear that an indictment is not such a remedy, for a corporation cannot be compelled by indictment to reinstate the road. The Court may, indeed, in case of a conviction, impose a fine, and that fine may be levied by distress; but the corporation may submit to the payment of the fine, and refuse to reinstate the road; and, at all events, a considerable delay may take place. (*Res v. Severn and Wyre Railway Company*, 2 B. & Ald. 648; and see *Res v. Commissioners of Dean Inlosure*, 2 M. & S. 80). Hence it appears that it is no objection to the granting a mandamus to do a particular act, that an indictment will lie for the omission to do that act, if the remedy by indictment is not as beneficial as by mandamus. But if the right, or the obligation sought to be imposed, be at all doubtful, the remedy by indictment must be pursued; for, if an indictment be as effectual, the Court will not grant the writ. (*Res v. Corporation of Plymouth*, 4 Burr. 2087; *Res v. Bristow*, 6 T. R. 168; *Neale v. West Middlesex Waterworks*, 1 J. & W. 35: as to the refusal of specific performance, see 1 Chit. Pract. of the Law, part 2, 832). An application for a mandamus is an application to the discretion of the Court, (per Ashurst, J., in *Res v. Commissioners of Excise*, 2 T. R. 385), and is a proper remedy in cases of offices of consequence or value, if there be no other remedy: (*Res v. Cambridge*, 1 W. Black. 552): therefore, it lies to arbitrators to appoint an umpire under a Canal Act. (*Res v. Goodrich*, 3 Smith's Rep. 368). It is necessary for a party applying for a mandamus to be restored to any office to make out a prima facie title to such office, and shew at least that he has complied with all the forms necessary to constitute his right. In the case of a mandamus to admit, there is a considerable difference, the latter being granted merely to enable the party to try his right, without which he would be left without any legal remedy. (*Res v. Jotham*, 3 T. R. 578). It seems doubtful whether a mandamus lies to compel a corporation to pay a poor's-rate. The question came before the Court, but was not decided, an objection being taken to the substance of the writ, which was held fatal; and, therefore, it became unne-



cessary for the Court to pronounce any opinion on the matter. (*Rez v. Margate Pier Company*, 3 B. & Ald. 220; S. C., 2 Chit. 256). Where certain persons were incorporated by act of Parliament, which directed that all actions against them should be prosecuted against the treasurer or a director for the time being, but that the body, goods, or lands of the treasurer, &c., should not be liable to execution, the arbitrator, to whom the matter was referred, having found against the treasurer, the Court granted a mandamus to the treasurer and directors, commanding them to pay the amount awarded. (*Rez v. St. Katherine's Dock Company*, 4 B. & Adol. 360; S. C., 1 Nev. & M. 121; *Coupe v. Glyn*, 3 B. & Adol. 801). In the latter case, where an award was made against the defendant, on application for an attachment for non-payment of the amount, Lord Tenterden, C. J., said, "You may have a mandamus; but where an act of Parliament so clearly shews the intention that a party shall not be personally answerable, we cannot grant an attachment." And a mandamus lies to visitors who have heard the evidence of a case on appeal, but decline to act, to proceed and determine the appeal. (*Rez v. Bishop of Worcester*, 4 M. & S. 415; see *Phillips v. Bury*, 2 T. R. 349). (As visitor, it is competent to deprive, as well as correct offences).

It must be borne in mind, that parties seeking to enforce their rights by mandamus must do so within a reasonable time after the omission complained of; for if considerable delay has taken place since the remedy accrued, and other rights have been allowed to grow up in the interim, or if compelling the performance of the act would work a serious injustice, the Court will not interfere. Therefore, where allotments were set out, under an Inclosure Act, to a party claiming them, and possession given in or about 1817, and there was no road to them, nor any access but through allotments made on land sold under the act to other persons, on motion twelve years afterwards, viz. in 1829, for a mandamus to the commissioners, who had not yet published their award, to set out an occupation road to the first-mentioned allotments, the Court held, that the application came too late. In giving judgment, Bayley, J., mentioned a case (*Rez v. Stanforth*, 1 M. & S. 32) where a motion was made in the year 1813 for a mandamus to compel the commissioners, under a Canal Act, to cause a jury to be summoned, and compensation assessed for lands taken in the year 1799, in which the Court were of the same opinion; and, for that reason, the writ was refused. (*Rez v. Commissioners of Cockermouth*, 1 B. & Adol. 380). Although, in general, it may be laid down as a rule, (*Bagg's case*, 11 Rep. 93; 2 Sid. 112), that, where a man is refused admittance, or wrongfully turned out of any office or franchise which concerns the public, or the administration of justice, he may be admitted or restored by mandamus; yet, it having been a matter of controversy as to what shall be said to be such a public office as relates to the administration of justice, or what is sufficient to support the motion, and the Court of late having extended, rather than contracted, its jurisdiction by mandamus, it is deemed expedient to consider in the following chapters some of the principal cases where the Court has granted or refused the writ.

An important alteration has been made by a recent statute, 6 & 7 Vict. c. 67, in awarding a mandamus to justices, commanding them to grant a distress warrant for a poor's-rate. Formerly, the Court would not direct a mandamus to issue where there was any doubt of the validity of the rate, or liability of the party. (*R. v. Newcomb*, 4 T. R. 368). But now, by sect. 3 of that statute, it is enacted, that no action, suit, or other proceeding shall be commenced or prosecuted against any person or persons whatsoever, for or by reason of anything done in obedience to any peremptory man-

damus issued by any Court having authority to issue writs of mandamus.

It is quite clear, that the Court of Queen's Bench, having a superintendency over all inferior courts and magistrates, may, by the plenitude of its power, correct not only errors in judicial proceedings, but also extrajudicial errors and misdemeanors tending to the oppression of the subject, or any manner of misgovernment, so that no tort or injury, whether public or private, can be committed, but may be reformed and punished according to due course of law; (*Bagg's case*, 11 Rep. 98; 4 Jur. 71); and, in the exercise of this power, will oblige inferior courts and magistrates to execute that justice which the party is entitled to, and which they are enjoined by law to do: of this there are numerous instances. But though writs of mandamus are daily awarded to judges of inferior courts to give judgments, or to proceed in the execution of their authority, yet they are never granted to aid a jurisdiction, but only to enforce the execution of it. (Bac. Abr., "Mandamus," D.). Therefore, a mandamus lies to compel the judge of an inferior court to give judgment upon a verdict, but the Court will not specify any particular conclusion at which he is to arrive; (*Brooks v. Ewer*, 1 Stra. 113; *Ex parte Amherst*, Ventr. 187; *Ex parte Morgan*, 2 Chit. 250); so, to give judgment on an information of seizure, (*Rez v. Tod*, 1 Stra. 530), to hear an appeal of journeymen millers, to make a rate, or to hear any other matter which they are required by statute to hear, although upon the hearing they are at liberty to decide as they think fit. (*Rez v. The Justices of Kent*, 14 East, 385; *Reg. v. The West Riding Justices*, 1 New Sees. Cas. 247; *Rez v. The Justices of Cumberland*, 1 M. & S. 190). And if the sheriff or his deputy neglect to enter a plaint in replevin in the county court for damage feasant, the Court would compel him by mandamus, though not by a summary motion. (*Ex parte Boyle*, 2 D. & R. 12). So, a mandamus lies to grant compensation to the sheriff in lieu of abolished gaol fees; (*Rez v. The Justices of Middlesex*, 3 B. & Adol. 100); so to commissioners of bankrupt to issue their warrant for further examination; (*In re Bromley*, 3 D. & R. 310); so to an arbitrator under a local act to appoint an umpire, as therein enjoined; (*Rez v. Goodrich*, 3 Smith, 388); so to a visitor to hear an appeal and give some judgment. (*Rez v. Ely*, 5 T. R. 475; Id. 338, 346). And in an application for a mandamus to the Bishop of Lincoln, as visitor of Lincoln College, Oxford, to compel him to determine an appeal of Dr. Halifax, who complained of an undue election to the office of rector of the college, to which another person had been admitted, the Court held, that, where a visitor is appointed, who is to interpret the statutes of a college, and an appeal is lodged with him, they would compel him to hear the parties and form some judgment, though they would not oblige him to go into the merits. (*Rez v. The Bishop of Lincoln*, T., 25 Geo. 3, B. R.; and see *Rez v. Worcester*, 4 M. & S. 415). So, to canal commissioners to assess the value of land taken by them pursuant to the provisions of an act of Parliament, and to make compensation. (*Rez v. Stanforth*, 1 M. & S. 32). Where an executor, appointed by a will, applied to the judge of the Prerogative Court to grant him probate, but which was refused, on the ground that he was absconding, and an insolvent, and had refused to give security to pay the legacies bequeathed, the Court, on application, granted a mandamus to compel it, saying, the ordinary had no authority to interpose and demand caution of the executor, when the testator himself required none. (*Rez v. Baines*, 1 Raym. 262; S. C., 1 Salk. 290; 3 Salk. 162; 1 Str. 672; Carth. 457; Holt, 310; *Holbornwate v. Russell*, 2 Atk. 127; S. C., Barnard. C. C. 334; see also 3 P. W. 336, note to *Stanning v. Style*, (*Williams's Executors*), 3 Eden, 283; *Rez v.*

*Hay*, 4 Burr. 2295; 1 W. Black. 688). So, to grant administration to the next of kin. (*Blackborough v. Davies*, Raym. 684; S. C., 1 Salk. 38, 251; Comyns, 96; *Anon.*, 1 Str. 552; *Res v. The Inhabitants of Horsley*, 8 East, 408; *Offey v. Beets*, 1 Lev. 187; S. C., 1 Sid. 371). And where a person claimed to hold a court-leet, at which the in-burgesses were bound to attend to make a jury, but which they refused, the Court, on application; granted a mandamus to compel them. (*Ex parte The Rector of Wigan*, 2 Str. 1207). If an application be made for a mandamus to the judges of an inferior court to admit an attorney, it ought not to be directly to admit, but only to examine whether he be capable and qualified to be admitted. (*Res v. York*, 3 B. & Adol. 770).

Where a charter granted that the steward and suitors of a manor should have power to hold a court for the determination of civil suits, and it appeared there had been a non-user for fifty years, except for the purpose of levying fines, the Court, on application, granted a mandamus to compel the steward of the court to receive the plaint of a tenant within the manor for the recovery of a debt due to him, saying, that the words of permission in the charter were obligatory, and, therefore, the right could not be lost by non-user. (*Res v. The Steward, &c. of Havering-Atto-Bower*, 5 B. & Ald. 691; S. C., 2 D. & R. 176; see also *Res v. The Mayor and Jurats of Hastings*, 1 D. & R. 148; S. C., 5 B. & Ald. 692, n.) So where, by the custom of the borough of Medhurst, the jury, at a court-baron, were to present the alienation of every burgage tenement, and, upon such presentment, the steward was bound to admit the tenant, who then became entitled to the franchises of the borough, the jury having refused, at a court-baron, to present several conveyances of burgage tenements, the Court granted a mandamus to the lord to hold a court, and to the burgesses to attend and present the conveyances. (*Res v. Midhurst*, 1 Wils. 283; S. C., 1 Black. Rep. 60; S. C., nom. *Res v. Lord Montague*, Bull. N. P. 200; though one mandamus will not lie to restore several persons, yet in this case the Court held one mandamus sufficient to the jury to do an act to perfect the rights of several). So, where by custom the court-leet was to present to the steward the person whom the commonalty of the borough had chosen to be mayor, the Court granted a mandamus to the steward to hold a court, and to the in-burgesses to attend and present C. D., who had been so chosen. (*The Borough of Christ Church*, 12 Geo. 2, Bull. N. P. 200; S. C., cited in 1 Black. 62). So, where the corporation of Grantham refused to allow the lord of the manor to hold a court-leet and baron in the Town-hall on two prescriptive days, the Court granted a mandamus to compel them. (*Res v. The Corporation of Grantham*, 2 Black. 716; *Res v. Colebrooke*, 2 Ld Kenyon, 163; see also *Res v. Boughey*, 1 B. & C. 565; *Res v. Ilchester*, 2 B. & C. 764; but see *Res v. Wigan*, 1 Wils. 76).

We have already seen that the Court of Queen's Bench will not interfere with the practice of an inferior Court otherwise than by compelling them to hear, or, having heard, to give judgment upon any matter before them; for the party aggrieved has another remedy in the event of an erroneous judgment, viz. to sue out a writ of error. Therefore, the Court of Queen's Bench will not interfere by mandamus to compel a Court of inferior jurisdiction to grant a new trial in a cause before it, in which alleged injustice had been done to one of the parties. In an application for this purpose, the Court, in giving judgment, said, "We may command the judge of an inferior court to give judgment in a matter fit and proper for its cognizance; but we cannot, in this manner, review his proceedings, or try, upon affidavit, any alleged irregularity in his judgment: if there is an erroneous judgment, a writ of error

lies; but we cannot tell the judge what he is to do." (*Ex parte Morgan*, 2 Chit. 250; see also *The Mayor, &c. of Bristol*, 2 Salk. 650; *Reg. v. Hill*, Id., 201). Where an action of debt for use and occupation was brought in the Palace Court, and the defendant suffered judgment by default, the prothonotary of that Court refused to allow the plaintiff to sign final judgment, as by law it was contended he might. On application to the Court, they refused a mandamus to compel it, leaving the plaintiff to his remedy by writ of error. (*Res v. Conyngham*, 1 D. & R. 529; S. C., nom. *Arden v. Cornel*, 5 B. & Ald. 885). So, where a deputy bailiff who held courts for the steward of a manor, having warned a jury to attend a court for the purpose of electing a mayor for the ensuing year, and the steward, having reason to suspect an undue bias in summoning the jury, revoked his deputation, so that no court was held, and the mayor not chosen on the prescriptive day, the Court refused to grant a mandamus to the lord to hold a court-leet in order to proceed to the election. (*Res v. Bankes and others*, 1 Wm. Black. 452; S. C., 3 Burr. 1452). Where the validity of a will is disputed, and a suit is depending to try the fact, the Court will not direct a mandamus to the judge of the ecclesiastical court to grant probate lite pendente. (*Lovegrove v. Bethel*, 1 Black. Rep. 668; S. C., 4 Burr. 2295; *Res v. Bettesworth*, 2 Str. 857; Id. 891, 956, 1111, 1118; see also *Res v. Dr. Hay*, 1 Black. 640). So, where an application was made by the father of an intestate for administration to be granted to him durante minori etate of his grandson, which the ordinary had refused, the Court refused the writ, saying, that, when they granted a mandamus, it was to oblige the judge to do right to the party applying; and, as there was no law directing to whom administrations, during minority, should be granted, there was no law to put it in execution. (*Smith's case*, 2 Str. 892).

(To be continued).

#### LIST OF SHERIFFS AND UNDER-SHERIFFS, WITH THEIR DEPUTIES AND AGENTS, FOR 1847.

- Bedfordshire**—Robert Newland, Esq., Kempston.  
*Undersh.*, Henry Lucas, Esq., Newport Pagnell.  
*Depts.*, Gem, Pooley, & Beisly, 1, Lincoln's-inn-fields.
- Berkshire**—William Henry Stone, Esq., Streatly-house.  
*Undersh.*, { Edward Vines, Esq., Reading.  
 { Vines & Hobbs, Reading, A. U.  
*Depts.*, Abbott, Jenkins, & Abbott, 8, New-inn.
- Berwick-upon-Tweed**—Alexander Cahill, Esq., Berwick.  
*Undersh.*, George Marshell, Esq., Berwick.  
*Dep.*, George Knox, 4, Bloomsbury-square.
- Bristol**—Abraham Gray Harford Battersby, Esq., Bristol.  
*Undersh.*, William Ody Hare, Esq., Bristol.  
*Depts.*, Bridges, Mason, & Bridges, 23, Red-lion-sq.
- Buckinghamshire**—The Baron Mayer Amaschel de Rothschild, Mentmore.  
*Undersh.*, James James, Esq., Aylesbury.  
*Dep.*, William Meyrick, 2, Furnival's-inn, Holborn.
- Camb. & Hunt.**—Robert Francis Pate, Esq., Wisbeach.  
*Undersh.*, Edward Jackson, Esq., Wisbeach.  
*Depts.*, Wing & Twining, 1, Gray's-inn-square.
- Canterbury (City of)**—W. m James Cooper, Esq., Canterbury.  
*Undersh.*, John Nutt, Esq., Canterbury.  
*Dep.*, Robert Southec, 16, Ely-place, Holborn.
- Cheeshire**—Ralph Gerard Leycester, Esq., Toft-hall.  
*Undersh.*, { J. & T. Roscoe, Knutsford.  
 { John Hostage, Esq., Chester, A. U.  
*Depts.*, John & Charles Cole, 4, Adelphi-terrace, Strand.
- Chester (City of)**—John Rogers, Esq., Chester.  
*Undersh.*, John Finchett Maddock, Esq., Chester.  
*Dep.*, John Philpot, jun., 3, Southampton-street, Bloomsbury.

- Cinque Ports**—His Grace the Duke of Wellington.  
*Undersh.*, Thomas Payne, Esq., Dover.  
*Depts.*, Waterman, Wright, & Kingsford, 23, Essex-street, Strand.
- Cornwall**—Nicholas Kendall, Esq., Petyn.  
*Undersh.*, Thomas Coode, Esq., St. Austel.  
*Depts.*, Coode, Browne, & Kingdon, 13, Bedford-row.
- Cumberland**—Gilfrid William Hartley, Esq., Rose-hill.  
*Undersh.*, W. & H. Perry, Whitehaven.  
*Dep.*, William Edward Stubbs, 15, Furnival's-inn, Holborn.
- Derbyshire**—John Bell Crompton, Esq., Milford.  
*Undersh.*, John Barber, Esq., Derby.  
*Depts.*, H. & C. Hall, 16, New Boswell-court, Carey-street.
- Devonshire**—Henry Champernowne, Esq., Dartington.  
*Undersh.*, Frederick Kitson, Esq., Exeter.  
*Depts.*, Bevor & Buckley, 2, Gray's-inn-square.
- Dorsetshire**—Thomas Bowyer Bower, Esq., Iwerne Minster.  
*Undersh.*, William Mansfield, Esq., Dorchester.  
*Dep.*, John Bishop, 14, Lincoln's-inn-fields.
- Durham**—John Fawcett, Esq., North Bailey.  
*Undersh.*, William Emerson Wooler, Esq., Durham.  
*Dep.*, Henry Morgan Vane, Carlton-chambers, 12, Regent-street.
- Essex**—William Coxhead Marsh, Esq., Park-hall, Epping, Essex.  
*Undersh.*, Richard Ballock Andrews, Esq., Epping, Essex.  
*Depts.*, Nelson & Wynn, 2, Greatham-place, Lombard-street.
- Exeter**—Henry Wilcocks Hooper, Esq., Exeter.  
*Undersh.*, John Laidman, Esq., Exeter.  
*Depts.*, Clowes, Wedlake, & Clowes, 10, King's-bench-walk.
- Gloucester**—Francis Hawkins, Esq., Gloucester.  
*Undersh.*, Edwin Pollard, Esq., Gloucester.  
*Depts.*, Watson & Co., 5, Falcon-square, Aldersgate-street.
- Gloucestershire**—Thomas Barwick Lloyd Baker, Esq., Hardwicke Court.  
*Undersh.*, { Robert Wilton, Esq., Gloucester.  
 { John Barrup, Esq., Gloucester. A. U.  
*Dep.*, George Pleydell Wilton, 1, Raymond-buildings, Gray's-inn.
- Hampshire**—Lancelot Archer Burton, Esq., Warblington, Havant.  
*Undersh.*, Charles Seagrim, Esq., Winchester.  
*Dep.*, William Braikenbridge, 16, Bartlett's-buildings, Holborn.
- Herefordshire**—Sir Velters Cornewall, Bart., Moccas.  
*Undersh.*, Francis Lewis Bodenham, Esq., Hereford.  
*Depts.*, Overton & Hughes, 25, Old Jewry.
- Hertfordshire**—Humphrey Harper Burchell, Esq., Bushey Grange.  
*Undersh.*, Philip Longmore, Esq., Hertford.  
*Depts.*, Hawkins & Co., 2, New Boswell-court, Carey-street.
- Hunts. & Camb.**—Robert Francis Pate, Esq., Wisbeach.  
*Undersh.*, Edward Jackson, Esq., Wisbeach.  
*Depts.*, Wing & Twining, 1, Gray's-inn-square.
- Kent**—John Pelly Atkins, Esq., Halstead.  
*Undersh.*, Henry Karslake, Esq., 4, Regent-street.  
*Depts.*, Palmer, France, & Palmer, 24, Bedford-row.
- Kingston-upon-Hull**—John Lee Smith, Esq., Kingston-upon-Hull.  
*Undersh.*, Charles Spilman Todd, Esq., Kingston-upon-Hull.  
*Depts.*, Hicks & Marris, 5, Gray's-inn-square.
- Lancashire**—William Gyle, Esq., Lightburn House, Ulverston.  
*Undersh.*, { Robt. Fras. Yarker, Esq., Ulverston.  
 { John Wm. Rd. Wilson, Esq., Preston. A. U.  
*Dep.*, Thomas Jones Mawe, 4, New Bridge-street, Blackfriars.
- Leicestershire**—William Wootton Abney, Esq., Swopeston.  
*Undersh.*, William Dewes, Esq., Ashby de la Zouch.  
*Depts.*, Parker, Taylor, & Rooke, 3, Raymond-buildings, Gray's-inn.
- Lichfield (City of)**—Joseph Pitt, Esq., Lichfield.  
*Undersh.*, John Philip Dyott, Esq., Lichfield.  
*Depts.*, R. M. & C. Baxter, 48, Lincoln's-inn-fields.
- Lincoln (City of)**—William Henry Johnson, Esq., Lincoln.  
*Undersh.*, Richard Mason, Esq., Lincoln.  
*Depts.*, Taylor & Collisson, 28, Great James-street, Bedford-row.
- Lincolnshire**—Theophilus Fairfax Johnson, Esq., Spalding.  
*Undersh.*, { Maurice Peter Moore, Esq., Stamford.  
 { Henry Williams, Esq., Lincoln. A. U.  
*Depts.*, Taylor & Collisson, 28, Great James-street, Bedford-row.
- London (City of)**—Thomas Challis, Esq., 37, Wilson-st., Finsbury.  
**Middlesex**—Robert William Kennaird, Esq., 67, Upper Thames-street.  
*Undersh.*, { Baylis & Drewe, 84, Basinghall-street.  
 { Tillard, Sons, & Freeman, 34, Old Jewry.  
*Depts.*, { James & Potter, Secondaries' Office, 5, Basinghall-street.  
 { Burchell, Sheriff's Office, 24, Red Lion Square.
- Monmouthshire**—William Mark Wood, Esq., Rumney.  
*Undersh.*, Charles Barton Fox, Esq., Newport.  
*Dep.*, George Hall, 11, New Boswell-ct., Carey-st.
- Newcastle-upon-Tyne**—Joseph Crawall, Esq., Newcastle.  
*Undersh.*, George Waugh Stable, Esq., Newcastle.  
*Depts.*, Meggison, Pringle, & Co., 3 King's-road, Bedford-row.
- Norfolk**—Sir Jacob Henry Preston, Bart., of Beeston St. Lawrence.  
*Undersh.*, { John Joseph Blake, Esq., Norwich.  
 { Adam Taylor & Sons, Norwich. A. U.  
*Depts.*, Wood & Blake, 8, Falcon-street, Aldersgate-street.
- Northamptonshire**—Thomas Tryon, Esq., Balwick Park.  
*Undersh.*, Henry Lamb, Esq., Kettering.  
*Depts.*, Grimaldi, Scables, & Barn, 1, Copthall-court.
- Northumberland**—Jas. H. Hollis Atkinson, Esq., Angerton.  
*Undersh.*, C. Griffith, Esq., Newcastle-upon-Tyne.  
*Depts.*, Lawrence & Co., 25, Old Fish-street, Doctor's Commons.
- Norwich (City of)**—Charles Winter, Esq., Norwich.  
*Undersh.*, Joseph Colman, Esq., Norwich.  
*Dep.*, John Mills, 3, Brunswick-place, City-road.
- Nottingham (Town of)**—John Barber, Esq., Nottingham.  
*Undersh.*, Christopher Swann, Esq., Nottingham.  
*Depts.*, Holme, Loftus, & Young, 10, New Inn.
- Nottinghamshire**—John Vere, Esq., Carlton-upon-Trent.  
*Undersh.*, { Philip Richard Falkner, Esq., Newark.  
 { J. Brewster, Esq., Nottingham. A. U.  
*Depts.*, Capes & Stuart, 1 Field-court, Gray's Inn.
- Oxfordshire**—Henry Baskerville, Esq., Crowsley-park, Henley-upon-Thames.  
*Undersh.*, S. Cooper, Esq., Henley-upon-Thames.  
*Dep.*, Charles Berkeley, 52, Lincoln's-inn-fields.
- Poole (Town of)**—George Anthony Adams, Esq., Poole.  
*Undersh.*, Henry Meoring Aldridge, Esq., Poole.  
*Depts.*, Skilbeck & Hall, 19, Southampton-buildings.
- Rutlandshire**—Richard Lucas, Esq., Edithweston.  
*Undersh.*, John Torkington, Esq., Stamford.  
*Dep.*, J. Lawrence Wright, 2, South-sq., Gray's Inn.
- Shropshire**—Joseph Venables Lovett, Esq., Belmont, near Oswestry.  
*Undersh.*, { Longueville & Williams, Oswestry.  
 { Joshua John Pele, Esq., Shrewsbury. A. U.  
*Depts.*, Dean & Sons, 16, Essex-street, Strand.
- Somersetshire**—John Matthew Quantock, Esq., Norton-sub-Hamdon.  
*Undersh.*, John Nicholetts, Esq., South Petherton.  
*Depts.*, W. & E. Dyne, 61, Lincoln's-inn-fields.
- Southampton (Town of)**—Henry Brett, Esq., Southampton.  
*Undersh.*, Richard Blanchard, Esq., Southampton.  
*Depts.*, Davies, Son, & Campbell, 21, Warwick-st., Regent-street.

\* The Agents for the Sheriff of Kingston-upon-Hull do not receive Writs, Orders, or Rules, which are to be forwarded to Hull.

**Staffordshire**—Sir Edward Dolman Scott, Bart., Great Barr.  
*Undershs.*, Keen & Hand, Stafford.  
*Depts.*, White, Eyre, & White, 11, Bedford-row.

**Suffolk**—Henry James Oakes, Esq., Nowton-court.  
*Undershs.*, { Jas. Sparke, Esq., Bury St. Edmunds.  
 A. U.  
 Jackson, Sparke, & Holmes, Bury St. Edmunds.  
*Dep.*, Thomas Henry Dixon, 5, New Boswell-court, Carey-street.

**Surrey**—Joseph Bonser, Esq., Poulsdon.  
*Undershs.*, Chas. James Abbott, Esq., 8, New Inn.  
*Depts.*, Abbott, Jenkins, & Abbott, 8, New Inn.

**Sussex**—William Gratwicke Kinleside Gratwicke, Esq., Ham.  
*Undershs.*, Richard Holmes, Esq., Arundel.  
*Depts.*, Palmer, France, & Palmer, 24, Bedford-row.

**Warwickshire**—George Whieldon, Esq., Springfield House.  
*Undershs.*, Thomas Heath, Esq., Warwick.  
*Depts.*, Pittendreigh & Stevenson, 14, South-square, Gray's Inn.

**Westmoreland**—The Right Hon. The Earl of Thanet.  
*Undershs.*, John Hoelis, Esq., Appleby.  
*Dep.*, Geo. Moansey Gray, 9, Staple-inn, Holborn.

**Wiltshire**—Wadham Locke, Esq., Ashton Gifford House.  
*Undershs.*, Gabriel Goldney, Esq., Chippenham.  
*Depts.*, Hillier, Lewis, & Hillier, 6, Raymond-buildings, Gray's Inn.

**Worcester (City of)**—Edward Webb, Esq., Worcester.  
*Undershs.*, John Stallard, Esq., Worcester.  
*Depts.*, Plucknett & Adams, 17, Lincoln's-inn-fields.

**Worcestershire**—Edw. Grealy Stone, Esq., Chambers Court.  
*Undershs.*, M. M. B. Cooper, Esq., Upton-upon-Severn.  
*Dep.*, George Hall, 11, New Boswell-court, Carey-street.

**York**—George Townsend Andrews, Esq., York.  
*Undershs.*, John James Gutch, Esq., York.  
*Dep.*, No Deputy or Agent to be appointed.

**Yorkshire**—Joseph Dent, Esq., Ribstone Park.  
*Undershs.*, { John Coverdale, Esq., 4, Bedford-row.  
 { William Gray, Esq., York. A. U.  
*Depts.*, Coverdale, Lee, & Purvis, 4, Bedford-row.

NORTH WALES.

**Anglesey**—The Rt. Hon. Spencer Bulkeley, Ld. Newborough, Treiddon.  
*Undershs.*, Robert Pritchard, Esq., Llwydiarth.  
*Depts.*, Faulkner & Co., 1, Bedford-row.

**Carnarvonshire**—Thomas Wright, Esq., Derwenfawr.  
*Undershs.*, John Millington, jun., Esq., Carnarvon.  
*Dep.*, John Watson Walmaley, 12, New Inn.

**Denbighshire**—Richard Lloyd Edwards, Esq., Bronhaelog, Abergale.  
*Undershs.*, James Vaughan Horne, Esq., Denbigh.  
*Dep.*, James Molyneux Taylor, 11, Farnival's Inn.

**Flintshire**—Llewelyn Falkner Lloyd, Esq., Nanserch.  
*Undershs.*, Walter Wyatt, Esq., St. Asaph.  
*Depts.*, Williams & M'Leod, 3, Paper Buildings, Temple.

**Merionethshire**—John Griffith Griffith, Esq., Faltreud-dyn-fawr.  
*Undershs.*, David Williams, Esq., Portmadoc.  
*Depts.*, Williams & M'Leod, 3, Paper Buildings, Temple.

**Montgomeryshire**—John Offley Crewe Read, Esq., Llandinam Hall.  
*Undershs.*, William Yearaley, Esq., Welchpool.  
*Dep.*, Edward Thomas Whitaker, 12, Lincoln's Inn Fields.

SOUTH WALES.

**Breconshire**—Rhys Davies Powel, Esq., Graig-y-nos.  
*Undershs.*, { Thos. Wm. Oakley, Esq., Monmouth.  
 { David Thomas, Esq., Brecon. A. U.  
*Dep.*, Henry Hammond, 16, Farnival's Inn, Holborn.

**Cardiganshire**—Matthew Davies, Esq., Tanybwlch.  
*Undershs.*, Frederick Rowland Roberts, Esq., Aberystwith.  
*Depts.*, Hawkins & Co., 2, New Boswell-court, Carey-street.

**Carmarthen**—Thomas Wilton, Esq., Carmarthen.  
*Undershs.*, George Thomas, jun., Esq., Carmarthen.  
*Depts.*, Rickards & Walker, 29, Lincoln's Inn Fields.

**Carmarthenshire**—Sir James Cockburn, Bart., Ddoigwm.  
*Undershs.*, Philip Griffith Jones, Esq., Carmarthen.  
*Depts.*, Poole & Gamlin, 3, Gray's Inn Square.

**Glamorganshire**—Nash Vaughan Edwards Vaughan, Esq., Rheola.  
*Undershs.*, Alexander Cuthbertson, Esq., Neath.  
*Depts.*, Rowland, Hacon & Rowland, 38, Thread-needle-street.

**Haverfordwest (Town of)**—Francis Lemon, Esq., Haverfordwest. (No Undersheriff, Deputy, or Agent to be appointed. Writs to be sent direct to the Sheriff).

**Pembrokeshire**—William Henry Lewis, Esq., Clynfiew.  
*Undershs.*, Thomas Morgan, Esq., Cardigan.  
*Depts.*, Jones, Trinder, Tudway, & Byre, 1, John-st., Bedford-row.

**Radnorshire**—Henry Miles, Esq., Downfield.  
*Undershs.*, Benjamin Bodenham, Esq., Kington.  
*Depts.*, Meredith, Reeve, & Co., 8, New-sq., Lincoln's-inn.

N.B.—Warrants may be generally obtained from the Agents who grant them in Town, between 11 and 3, in Term and Vacation.

\* \* Warrants are granted in Town for Breconshire, Carmarthen (Borough), Carmarthenshire, Flintshire, Radnorshire, and all places except Berwick-upon-Tweed, Cinque Ports, Durham, Exeter, Gloucestershire, Kingston-upon-Hull, Lancashire, Lincoln (City), Norwich, Poole, Southampton, York (City), and the remainder of the Welch Counties.

LONDON GAZETTES.

TUESDAY, FEBRUARY 23.

BANKRUPTS.

GEORGE THOMAS DAY, Commercial-road, Fimlico, Middlesex, civil engineer and manufacturer of ventilating apparatus, March 4 at 2, and April 8 at 1, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Grainger, 27, Bucklersbury.—Fiat dated Feb. 22.

WILLIAM PARNALL, Blackfriars-road, Surrey, clothier, dealer and chapman, March 5 at 2, and April 8 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Loughborough, Austin-friars.—Fiat dated Feb. 12.

ROBERT WRIGHT, Coppice-row, Clerkenwell, Middlesex, timber merchant, dealer and chapman, March 8 at 11, and April 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Richardson, Coleman-street, London.—Fiat dated Feb. 13.

JONATHAN ROGERS, Norwich, boot and shoemaker, March 4 at half-past 12, and April 5 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Woods, Great Yarmouth; Maples & Co., Frederick's-place, Old Jewry.—Fiat dated Feb. 17.

EDWARD SMITH, Brentwood, Essex, cheesemonger and grocer, dealer and chapman, March 5 at half-past 1, and March 27 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. J. and J. H. Linklater, 115, Leadenhall-street, London.—Fiat dated Feb. 22.

JOHN WILLIAM HARVEY, Ottery Saint Mary, Devonshire, grocer, March 9 and 31 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Bishop & Pitts, Exeter; Harris, 5, Stone-buildings, Lincoln's Inn, London.—Fiat dated Feb. 20.

JOHN NAISMITH, Bradford, Yorkshire, perfumer and dealer in toys, dealer and chapman, March 9 and April 20 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Foster, Bradford, Yorkshire; Harle & Clarke, Leeds; Nethersole, New-inn, London.—Fiat dated Feb. 17.

PIERRE CALLIET, Manchester, leather dealer, commission agent, dealer and chapman, March 8 and 29 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Barlow & Aston, Manchester.—Fiat dated Feb. 18.

**GEORGE HIRST**, Halifax, Yorkshire, woolstapler, dealer and chapman, March 9 and April 20 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Wavill, Halifax; Courtney, Leeds; Gregory & Co., Bedford-row, London.—Fiat dated Feb. 15.

**JOHN BAILEY**, Stalybridge, Cheshire, joiner and builder, dealer and chapman, March 6 and April 1 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Worthington, Manchester; Reed & Langford, Friday-street, London.—Fiat dated Feb. 18.

**JAMES BEAL**, Manchester, wholesale confectioner and tea dealer, dealer and chapman, March 9 and 26 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hitchcock & Co., Manchester; Johnson & Co., Temple, London.—Fiat dated Feb. 17.

**JOHN FITZHUGH**, Nottingham, tailor, March 5 and April 9 at 11, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Parsons, Nottingham.—Fiat dated Feb. 6.

#### MEETINGS.

*John Dailey and A. Inksp.*, Long-lane, Bermondsey, Surrey, leather manufacturers, March 2 at 2, Court of Bankruptcy, London, last ex.—*J. Wilkinson*, Stockton-upon-Tees, Durham, wharfinger, March 15 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Wm. Clemson*, Dawley-green, near Shifnal, Shropshire, victualler, March 23 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Jas. Lewis*, Dawley-green, Shropshire, butcher, March 23 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Wm. Law Wood*, Gracechurch-st., London, ironmonger, March 17 at 12, Court of Bankruptcy, London, aud. ac.—*C. R. Sauerbrey*, Fenchurch-street, London, and York-grove, Peckham-lane, Camberwell, Surrey, ship broker, March 17 at 12, Court of Bankruptcy, London, aud. ac.—*Geo. Whitehead*, Fleet-st., London, printer, and Boyle-st., Burlington-gardens, Middlesex, scrivener, March 16 at 12, Court of Bankruptcy, London, aud. ac.—*Richard Cripps Lloyds*, Liverpool, plumber, March 16 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; March 19 at 12, div.—*Thomas Louis*, Newcastle-upon-Tyne, laceman, March 16 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Wm. Gill*, Warrington, Lancashire, corn merchant, March 18 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 25 at 12, div.—*Thomas Royle*, Manchester, muslin manufacturer, March 16 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 17 at 12, div.—*Sarah Ross and Timothy Ross*, Leicester, hosiers, March 19 at 12, District Court of Bankruptcy, Nottingham, aud. ac.; March 26 at 12, div.—*Jesse Tams*, Shelton, Staffordshire, earthenware manufacturer, March 16 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Richard Nicholls* the younger, Birmingham, bookseller, March 20 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; March 23 at 11, div.—*Thos. Taylor*, Wednesbury, Staffordshire, builder, March 16 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*James Ford*, Birmingham, hosier, March 16 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; March 20 at half-past 10, div.—*George Harlthorne*, Old Swinford, Worcestershire, and Whittington, Staffordshire, and *Benedict Neale*, Wall-heath, and Whittington, Staffordshire, iron manufacturers, March 16 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Edward Hopewell* and *Alfred Thacker*, Leadenhall-st., London, outfitters, March 12 at 1, Court of Bankruptcy, London, div.—*John Ogilvy Palmer*, Liverpool, music seller, March 17 at 2, Court of Bankruptcy, London, div.—*Wm. Allen*, Wheeler-st., Spitalfields, Middlesex, scale board manufacturer, March 16 at half-past 12, Court of Bankruptcy, London, div.—*John Morris*, Crown-st., Finsbury, and Old-street, St. Luke's, Middlesex, leather seller, March 16 at 12, Court of Bankruptcy, London, div.—*Wm. W. Coleman*, Hill, Southampton, provision merchant, March 16 at 1, Court of Bankruptcy, London, div.—*Samuel Roggett*, Blackburn, Lancashire, ironfounder, March 16 at 11, District Court of Bankruptcy, Manchester, div.—*John Botcherby*, Darlington, Durham, coal owner, March 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Thomas Rogers*, Bradford, Yorkshire, surgeon dentist, March 16 at 11, District Court of Bankruptcy, Leeds, first and fin. div.—*Robt. Ostoby*, Wansford, and *Wm. C. Ostoby*, Great Driffield, Yorkshire, millers, March 17 at 10, Town-hall, Kingston-upon-Hull, div. sep. est. *W. C. Ostoby*.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Wm. Hunter*, Gray's-inn-lane, Middlesex, coach manufacturer, March 17 at 1, Court of Bankruptcy, London.—*Thos. H. Beal*, Wingham, Kent, grocer, March 17 at 1, Court of Bankruptcy, London.—*Wm. Johnson*, High-st., Hampstead, Middlesex, builder, March 17 at 12, Court of Bankruptcy, London.—*Paul Garbanati*, Borratt-cottage, Charlton vale West, Woolwich, Kent, carver, March 17 at 11, Court of Bankruptcy, London.—*Edward Raine*, Barnard Castle, Durham, carpet manufacturer, March 18 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Davis*, Tewkesbury, Gloucestershire, hosier, March 19 at 11, District Court of Bankruptcy, Bristol.—*Joseph Hudson*, Nottingham, lace manufacturer, March 19 at 11, Exchange-rooms, Nottingham.—*G. C. Bignell*, Leeds, Yorkshire, stock jobber, March 16 at 11, District Court of Bankruptcy, Leeds.—*Andrew Deau*, Mansfield, Nottinghamshire, draper, March 19 at 10, Town-hall, Sheffield.—*Matthew Burton* and *Benj. Shaen*, Manchester, cotton spinners, March 16 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 16.*

*Edwin Bryant*, Lime-street-square, London, merchant.—*Lydia Wood* and *Chas. H. Wood*, Willow-walk, Bermondsey, Surrey, carpenters.—*Thos. Wilson*, *Charles K. Wilson*, and *Wm. Wilson*, Liverpool, linen drapers.—*David Adam*, Paternoster-row, London, bookseller.—*Thos. Anderton*, Yardley, Worcestershire, miller.—*Charles Burgess*, Ramsgate, Kent, coach maker.—*Henry Peers*, Birkenhead, Cheshire, stone mason.

#### FIAT ANNULLED.

*Thomas Lightfoot*, Nottingham, grocer.

#### PARTNERSHIP DISSOLVED.

*John Whitelock* and *Hen. Pongford*, Aldermanbury, London, attornies, solicitors, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*John Maxwell*, Glasgow, tailor.—*Hugh O'Neil*, Glasgow, spirit merchant.—*Robert Norris*, Glasgow, wine merchant.—*James M'Kenzie*, Overgate, Dundee, shoemaker.—*William Jamie*, Glasgow, coal master.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.*

*Stephen Bradley*, Ramsgate, Kent, commander in the royal navy on half-pay, March 11 at 11, Court of Bankruptcy, London.—*James Brown*, East-st., Lambeth-walk, St. Mary, Lambeth, Surrey, licensed retailer of beer, March 4 at 11, Court of Bankruptcy, London.—*Edw. Byrns*, Newport Pagnell, Buckinghamshire, tailor, March 4 at 11, Court of Bankruptcy, London.—*Wm. R. Smith*, Canal-terrace, Camden-town, Middlesex, line engraver, March 4 at 11, Court of Bankruptcy, London.—*Thos. Balchin*, Peterborough, Northamptonshire, clerk to a railway carrier, March 4 at 11, Court of Bankruptcy, London.—*Wm. Jameson*, New Bond-street, Oxford-st., Middlesex, proprietor of baths, Feb. 27 at 1, Court of Bankruptcy, London.—*Stephen Taylor*, Beeson, Stokeinham, Devonshire, farmer, March 10 at 11, District Court of Bankruptcy, Exeter.—*Thos. Firth*, Little Horton, near Bradford, Yorkshire, carrier, March 2 at 11, District Court of Bankruptcy, Leeds.—*Robert Sharp*, Leyland, Leeds, Yorkshire, journeyman machine maker, March 2 at 11, District Court of Bankruptcy, Leeds.—*John E. Beverley*, Tutbury, Staffordshire, plumber, March 9 at 11, District Court of Bankruptcy, Birmingham.—*James Andrews*, Birmingham, out of business, March 20 at half-past 11, District Court of Bankruptcy, Birmingham.—*Edwin Bunn*, Maney, Sulton Coldfield, Warwickshire, farmer, March 1 at half-past 11, District Court of Bankruptcy, Birmingham.—*John Thomas Da Cunha*, Leeds, Yorkshire, wine merchant, March 2 at 11, District Court of Bankruptcy, Leeds.—*Geo. Crabtree*, Dewsbury, Yorkshire, blanket manufacturer, March 2 at 11, District Court of Bankruptcy, Leeds.—*Sarah Jones*, Hulme, Manchester, March 4 at 12, District Court of Bankruptcy, Manchester.—*Philip Martin*, Barnstaple, Devonshire, ironmonger, March 3 at 11, District Court of Bankruptcy, Ex-

ter.—*Jas. Jerritt*, Plymouth, Devonshire, grocer, March 4 at 1, District Court of Bankruptcy, Exeter.—*Thos. Hartree*, Newport, Monmouthshire, bootmaker, March 9 at 11, District Court of Bankruptcy, Bristol.—*John Walker*, Swansea, Glamorganshire, in no business, March 12 at 11, District Court of Bankruptcy, Bristol.—*Thos. Ainsworth*, Liverpool, furniture broker, March 3 at 11, District Court of Bankruptcy, Liverpool.

Saturday, Feb. 20.

The following Assignee has been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thos. Knowles*, Rotherham, Yorkshire, stone merchant, No. 67,851 C.; *John Hastie*, assignee.

Saturday, Feb. 20.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Hyman Marks*, Grove-street, Camden-town, Middlesex, coach broker: in the Queen's Prison.—*James Gash*, Russell-grove, Vassal-road North, Brixton, Surrey, bricklayer: in the Queen's Prison.—*Sam. Gash*, Wyndham-road, Camberwell, Surrey, bricklayer: in the Queen's Prison.—*Thomas Wm. Plumb*, Melina-place, London-fields, Hackney, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Bassett*, Barnsbury-row, Islington, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Wm. Roberts*, Three Colt-street, Limehouse, Middlesex, potatoe dealer: in the Debtors Prison for London and Middlesex.—*George Hickey*, High-street, Camberwell, Surrey, cheese-monger: in the Gaol of Horse-monger-lane.—*Lewis Brayley*, Goodge-street, Tottenham-court-road, Middlesex, clerk to an iron-monger: in the Debtors Prison for London and Middlesex.—*Henry Sewel*, Boston, Lincolnshire, druggist: in the Queen's Prison.—*Joseph Fontham*, Gray's-inn-lane-terrace, Middlesex, coal merchant: in the Debtors Prison for London and Middlesex.—*Paul Ribbons*, Costessey, Norfolk, labourer: in the Gaol of Norwich.—*James Legood*, Norwich, out of business: in the Gaol of Norwich.—*Wm. H. Davies*, Cardiff, Glamorganshire, out of business: in the Gaol of Cardiff.—*Thomas Dunstan*, Gwennap, Cornwall, miner: in the Gaol of Bodmin.—*James Mills*, Upper Mill, Saddleworth, Yorkshire, cloth finisher: in the Gaol of York.—*Thos. Millsom*, Bristol, cabinet maker: in the Gaol of Bristol.—*Ch. Davis*, Down Hatherley, Gloucestershire, shoemaker: in the Gaol of Gloucester.—*Joseph Dutton*, Birmingham, spoon maker: in the Gaol of Coventry.—*Thomas Saint*, Stapleton, Gloucestershire, flock manufacturer: in the Gaol of Gloucester.—*Bridget Carney*, Liverpool, licensed victualler: in the Gaol of Liverpool.—*Wm. Lyons*, Liverpool, labourer: in the Gaol of Liverpool.—*James Quina*, Liverpool, ship broker: in the Gaol of Liverpool.—*Joseph Stinchcomb*, Wotton-under-Edge, Gloucestershire, baker: in the Gaol of Gloucester.

(On Creditor's Petition).

*George Lambert Gorwyn*, Crediton, Devonshire, out of business: in the Gaol of St. Thomas the Apostle.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

Court-house, LANCASTER, (County), March 9 at 10.

*Alexander Young*, Liverpool, landscape gardener.—*John Hankinson*, Windle Moss Farm, near St. Helen's, farmer.—*Wm. Keinch*, Little Bolton, labourer.—*John Heywood*, Leyland, tailor.—*Mary Rhodes*, Ridyalng, near Colne, farmer, widow.—*Joseph Tonge*, Manchester, salesman to a manure dealer.—*Wm. Barker*, Stayley-bridge, tailor.—*John Brownhill*, Hulme, Manchester, furniture broker.—*Thos. Wellings*, Lancaster, out of business.—*Wm. Brown*, Limefield, Blackburn, victualler.—*Michael Barlow* the elder, Manchester, assistant to a pork butcher.—*Joseph Walker*, Salford, green grocer.—*Edward Parkinson*, Manchester, innkeeper.—*Wm. Vickers Jackson*, Chorlton-upon-Medlock, Manchester, schoolmaster.

March 10, at the same hour and place.

*Thomas Ridyard*, Salford, servant in a spirit vault.—*F. Goadsby* the younger, Salford, out of business.—*W. Stephenson*, Liverpool, retail dealer in ale.—*Robert Blincoe*, Ardwick, Manchester, cotton waste dealer.—*Wm. Hargreaves*, Burnley, plasterer.—*James Cropper*, Rochdale, hair dresser.—*John*

*Beaumont*, Doggate and Padham, retail dealer in ale.—*Jos. Dobson*, Colne, hawker.—*Wm. Livesley*, Manchester, out of business.—*George Holden*, Blackburn, out of business.—*Benj. Crawford*, Hulme, Manchester, retail dealer in ale.—*James Duncan*, Manchester, smallware dealer.—*J. Francis Mitchell*, Manchester, cotton manufacturer.

March 11, at the same hour and place.

*Joseph Wharton*, Seacombe, near Liverpool, out of business.—*Henry Souldy Melson*, Liverpool, wine merchant.—*P. Cropper Turner*, Preston, coal agent.—*Thomas Morton* the younger, Manchester, butcher.—*Daniel Dalton*, Gorton, near Manchester, out of business.—*Adam Cooper*, Manchester, grocer.—*Barned Salem*, Orton, near Birkenhead, Cheshire, cap maker.—*Henry Ashcroft*, Kirkdale, Liverpool, marble mason.—*Samuel Turner*, Deansgate, Manchester, bootmaker.—*Samuel Thos. Perry*, Manchester, out of business.—*Wm. Harrison*, Preston, coal dealer.—*John Pickering*, Preston, mechanic.—*Alexander Coke*, Blackburn, woollendrapier.

Court-house, CANTERBURY, (City), March 9 at 10.

*John Carpenter*, Canterbury, bootmaker.

Court-house, DOVER, Kent, March 10 at 10.

*Joseph Friend*, Dover, beer-seller.

Court-house, IPSWICH, Suffolk, March 11 at 10.

*Stephen Gilbert*, Ipswich, out of business.—*J. Spearman*, Ipswich, dyer.

Court-house, CHELMSFORD, Essex, March 9 at 10.

*James Randle*, Raydon, Essex, out of business.—*H. Nicks*, Romford, eating-house keeper.—*R. Lumley Bernard*, South Weald, labourer.—*George Woodgate*, Springfield, out of business.—*James Wm. Pincheon*, Chadwell, Barking, carter.

MEETING.

*Jas. West*, Little Cowarn, Herefordshire, March 10 at 12, Symonds', Hereford, sp. aff.

FRIDAY, FEB. 26.

BANKRUPTS.

THE BIRMINGHAM AND BOSTON DIRECT RAILWAY COMPANY, Moorgate-street, London, March 5 at half-past 2, and April 9 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Ashurst & Son, 137, Cheap-side.—Fiat dated Feb. 20.

JOHN MURRAY, Gracechurch-street, London, Manchester warehouseman and wholesale linendraper, dealer and chapman, (carrying on business with William Readshaw Morley, under the firm of Morley, Murray, & Co.), March 5 at half-past 10, and April 9 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Piercy & Hawks, 15, Three Crown-square.—Fiat dated Feb. 24.

EMERSON GEORGE MUDDOCK, Clerkenwell-green, St. John's, Clerkenwell, Middlesex, glass cutter; plumber, painter, and glazier, dealer and chapman, March 5 at half-past 10, and April 9 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Feb. 24.

WILLIAM COPPARD BANKS, Lee, Kent, builder, March 5 and 27 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Ivimey, Chancery-lane.—Fiat dated Feb. 16.

CHARLES TERNAN and CHARLES TERNAN the younger, Polygon, Somers'-town, Middlesex, builders, dealers and chapmen, March 9 at 11, and March 27 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Denton, Gray's-inn.—Fiat dated Feb. 22.

JOHN FLECK, Westbourne-park, Middlesex, baker, dealer and chapman, March 4 and April 8 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Burbidge, Hatton-garden.—Fiat dated Feb. 23.

EDWARD DUBBINS, Colchester, Essex, dealer and chapman, March 8 at half-past 11, and April 5 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Barnes, Colchester; Wire & Child, St. Swithen's-lane, London.—Fiat dated Feb. 19.

WILLIAM THOMAS KITCHING, Lloyd's Coffee-house, London, ship owner, dealer and chapman, March 16 at 1, and April 13 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrance & Flews, Old Jewry-chambers.—Fiat dated Feb. 23.

**NICHOLAS DORAN MAILLARD**, Fenchurch-street, London, newspaper proprietor and publisher, news-vender, trader, dealer and chapman, March 12 and April 13 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Ashley, Lord Mayor's-court, Old Jewry, London.—Fiat dated Feb. 19.

**JOHN KEDDY** and **THOMAS KEDDY**, Bridlington, Yorkshire, printers, booksellers, and paper hangers, dealers and chapmen, March 10 and 31 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Kynaston; Sols. Bell, Hull; Hicks, Gray's-inn.—Fiat dated Feb. 20.

**JOHN GILLON** the younger, Liverpool, wine and brandy merchant and commission agent, dealer and chapman, March 12 and April 9 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Feb. 16.

**JAMES DUNCAN**, Liverpool, merchant, dealer and chapman, March 9 and April 6 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Yates, junior, Liverpool; Holme & Co., New-inn, London.—Fiat dated Feb. 19.

**ROBERT JENKINSON**, Manchester, baker and flour dealer, dealer and chapman, March 15 and April 7 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Janion, Manchester; Bower & Son, 46, Chancery-lane, London.—Fiat dated Feb. 10.

**ARTHUR JOHN CURSHAM**, Mansfield, Nottinghamshire, scrivener, share dealer, dealer and chapman, March 5 and April 1 at 11, Town-hall, Sheffield: Off. Ass. Freeman; Sols. Binney, Sheffield; Nixon, Clifford's-inn, London.—Fiat dated Feb. 5.

**JOHN BAGNALL**, Birmingham, builder, dealer and chapman, March 6 and April 3 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Powell, Birmingham.—Fiat dated Feb. 19.

#### MEETINGS.

*Edw. Seppings*, Cromer, Norfolk, victualler, March 5 at 1, Court of Bankruptcy, London, last ex.—*Wm. Bond*, Holborn-hill, London, licensed victualler, March 5 at 12, Court of Bankruptcy, London, last ex.—*Geo. Moseley*, Bakewell, Derbyshire, auctioneer, March 12 at 11, District Court of Bankruptcy, Manchester, last ex.—*Henry Brewer*, Great Waltham, near Chelmsford, Essex, draper, March 19 at 11, Court of Bankruptcy, London; aud. ac.—*Henry Tattersall*, New Wharf-road, Battle-bridge, Middlesex, common brewer, March 20 at 11, Court of Bankruptcy, London, aud. ac.—*Joseph Gass*, Colchester, Essex, draper, March 19 at 1, Court of Bankruptcy, London, aud. ac.—*John Donaldson*, Regent-street and Margaret-street, Middlesex, coachmaker, March 19 at 2, Court of Bankruptcy, London, aud. ac. and div.—*Alex. Denholm*, Queen-st., Stepney, Middlesex, linendraper, March 30 at 2, Court of Bankruptcy, London, aud. ac.—*G. Polden* and *Antonio H. Lafargue*, Gould-sq., Crutched-friars, London, ship owners, March 20 at 12, Court of Bankruptcy, London, aud. ac.—*Thos. Gammage*, King-st., Seven-dials, and *Jas. Mott*, Broad-st., Bloomsbury, Middlesex, cheesemongers, March 20 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Ward*, Saffron Walden, Essex, carpenter, March 19 at 12, Court of Bankruptcy, London, aud. ac.—*Geo. Luch* and *Wm. Croft*, York-road, Lambeth, Surrey, drapers, March 19 at 11, Court of Bankruptcy, London, aud. ac.—*H. Furness*, Fulham St. Mary Magdalen, Norfolk, baker, March 23 at 11, Court of Bankruptcy, London, aud. ac.—*Jos. T. Hoskins*, Blackheath, Kent, boarding-house keeper, March 19 at 12, Court of Bankruptcy, London, aud. ac.—*John Terry*, Wych-street, Strand, Middlesex, licensed victualler, March 18 at 2, Court of Bankruptcy, London, aud. ac.—*John Thomas*, Cwmbach, Aberdare, Glamorganshire, builder, March 23 at 11, District Court of Bankruptcy, Bristol, aud. ac.; March 25 at 11, div.—*John R. Hayward* and *Wm. C. Fletcher*, Manchester, booksellers, March 22 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 23 at 12, div.—*Wm. Crovener*, Shelton and Hanley, Stoke-upon-Trent, Staffordshire, iron founder, March 20 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Sam. Page*, Nottingham, carrier, March 19 at 11, Exchange-rooms, Nottingham, aud. ac.—*Henry Peave*, Loughborough, Leicestershire, plumber, March 19 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. M'Roberts*, Liverpool, grocer, March 19 at

12, District Court of Bankruptcy, Liverpool, aud. ac.—*John Weston*, Liverpool, merchant, March 19 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Thos. L. Eville* and *Thos. Dowglass*, Vigo-st., Middlesex, cloth manufacturers, March 20 at half-past 11, Court of Bankruptcy, London, div.—*Wm. Austin*, Bell-st., Edgeware-road, Middlesex, builder, March 20 at 11, Court of Bankruptcy, London, div.—*R. Mackenzie*, Hunter-st., Brunswick-sq., Middlesex, and Bond-court, Walbrook, London, commission agent, March 19 at 11, Court of Bankruptcy, London, div.—*Wm. Elliott*, Petworth, Essex, corn merchant, March 19 at 2, Court of Bankruptcy, London, div.—*Ludd Fenner* and *Wm. Franer*, Fenchurch-street, London, merchants, March 19 at 11, Court of Bankruptcy, London, div.—*Arthur S. Tucker* and *George Murie Bidwell*, Melcombe Regis, Dorsetshire, grocers, March 20 at 2, Court of Bankruptcy, London, fin. div. sep. est. of *George M. Bidwell*.—*Charles Turner*, Lowestoff, Suffolk, grocer, March 19 at 1, Court of Bankruptcy, London, div.—*George Whitehead*, Fleet-st., London, printer, and Boyle-st., Burlington-gardens, Middlesex, scrivener, March 19 at 12, Court of Bankruptcy, London, div.—*Thos. Wright*, Derby, chess factor, March 19 at 11, Exchange-rooms, Nottingham, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*John Green*, Park-terrace, Maise-hill, Greenwich, Kent, lodging-house keeper, March 19 at 11, Court of Bankruptcy, London.—*Wm. G. Grossmith*, Romsey Extra, Southampton, brewer, March 22 at 12, Court of Bankruptcy, London.—*Jos. T. Hoskins*, Vanbrugh-house, Blackheath, Kent, boarding-house keeper, March 19 at 12, Court of Bankruptcy, London.—*Jonathan Clarkson*, King's-road, Chelsea, Middlesex, grocer's shopman, March 22 at half-past 11, Court of Bankruptcy, London.—*Wm. B. Perry*, Croydon, Surrey, linendraper, March 19 at 12, Court of Bankruptcy, London.—*Rob. Mann*, Huntingdon, chemist, March 19 at 12, Court of Bankruptcy, London.—*Alex. Denholm*, Philpot-st., Commercial-road East, Middlesex, linendraper, March 20 at 2, Court of Bankruptcy, London.—*Sam. Gerrard*, Church-st., Hackney, Middlesex, surgeon, March 19 at 12, Court of Bankruptcy, London.—*Edmund M. Ivens*, Long Itchington, Warwickshire, salesman, March 30 at half-past 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 19.*

*Ed. Thomas Bradshaw*, Manchester, stockbroker.—*Wm. Lock*, Henry-street East, Portland-town, Middlesex, plumber.—*Jos. Hindmarsh*, Liverpool, woollendraper.—*Philip Howard*, Hingham, Norfolk, wine merchant.—*Thos. Alden*, Liverpool, boot manufacturer.—*Wm. Barker*, Royton, near Oldham, Lancashire, millwright.—*Chas. Wilcocks* and *W. Sharpe Barrick*, Kingston-upon-Hull, stockbrokers.—*Wm. Hayes*, Liverpool, shipwright.—*Henry Cochrane*, Manchester, merchant.—*Wm. Dunn*, Vine-street, Piccadilly, Middlesex, licensed victualler.

#### FIAT ANNULLED.

*Wm. Dawson*, Staverton-row, Walworth, Surrey, linendraper, and Aldermanbury, London, warehouseman.

#### SCOTCH SEQUESTRATIONS.

*Jas. Allan*, jun., Kilwinning, Ayrshire, merchant.—*Alex. Neish*, Dundee, manufacturer.—*Inglis & Knox*, Glasgow, merchants.—*Robert Frame*, Glasgow, omnibus proprietor.—*Malcolm Macleod*, Glasgow, merchant.—*Jas. Cargill Guthrie*, Dundee, coal merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Bayly*, Margate, Kent, assistant to a grocer, March 18 at half-past 12, Court of Bankruptcy, London.—*Henry Chawner Shenton*, St. James's-terrace, Camden-town, Middlesex, historical engraver, March 18 at half-past 12, Court of Bankruptcy, London.—*Timothy Shearwin Brook*, Ipswich, Suffolk, hatter, March 18 at 11, Court of Bankruptcy, London.—*Wm. Smith*, White Conduit-grove, Islington, Middlesex, out of business, March 18 at 11, Court of Bankruptcy,

London.—*Wm. Ashcroft*, Vincent-square, Westminster, Middlesex, slate mason, March 3 at half-past 11, Court of Bankruptcy, London.—*Elis. Chapman*, widow, Waltham Abbey, Essex, out of business, March 3 at 12, Court of Bankruptcy, London.—*Nath. Warren Symonds*, Ladbroke-place, Notting-hill, Middlesex, March 3 at 12, Court of Bankruptcy, London.—*Philip Thorp*, Barnaley, Yorkshire, linen weaver, March 9 at 11, District Court of Bankruptcy, Leeds.—*James Perkin*, Kingston-upon-Hull, licensed victualler, March 10 at 10, Town-hall, Kingston-upon-Hull.—*William Jackson*, Belton, Axholme, Lincolnshire, agricultural labourer, March 10 at 10, Town-hall, Kingston-upon-Hull.—*F. Salt*, Wootton Dawson, Warwickshire, farmer, March 20 at 11, District Court of Bankruptcy, Birmingham.—*Geo. Spurr*, Liverpool, auctioneer, March 9 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Andrew Perry*, Edgbaston, near Birmingham, traveller at the Dudley Brewery, March 6 at 11, District Court of Bankruptcy, Birmingham.—*John Charles Hardy*, Birmingham, japanner, March 6 at 11, District Court of Bankruptcy, Birmingham.—*Jas. Haskayne*, Liverpool, shipbroker, March 4 at 11, District Court of Bankruptcy, Liverpool.—*John Davies*, Liverpool, plasterer, March 3 at 12, District Court of Bankruptcy, Liverpool.—*Charles Howard*, Sheffield, Yorkshire, file striker, March 5 at 10, Town-hall, Sheffield.—*John Hinckcliffe*, Holmfirth, Kirkburton, Yorkshire, woollen slubber, March 9 at 11, District Court of Bankruptcy, Leeds.—*John Roberts*, Sheffield, Yorkshire, spring-knife cutter, March 5 at 10, Town-hall, Sheffield.—*Joseph Sykes*, Golcar, Huddersfield, Yorkshire, small fancy woollen manufacturer, March 9 at 11, District Court of Bankruptcy, Leeds.—*B. Ackroyd*, Bradford, Yorkshire, shopkeeper, March 9 at 11, District Court of Bankruptcy, Leeds.—*H. Buckley*, Maltham, Almondbury, Yorkshire, out of business, March 9 at 11, District Court of Bankruptcy, Leeds.—*Mary Lord*, widow, Todmorden, Yorkshire, miller, March 9 at 11, District Court of Bankruptcy, Leeds.—*Jos. Sawyer*, Horsforth, near Leeds, Yorkshire, tinner, March 9 at 11, District Court of Bankruptcy, Leeds.

Wednesday, Feb. 24.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Ed. Farr*, John-st. North, New-road, Marylebone, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*Jeremiah John Donoghue*, Vere-street, Clerkenwell, Middlesex, dealer in old wearing apparel: in the Debtors Prison for London and Middlesex.—*Joseph Talbot*, Johnson's-court, Fleet-st., London, woollen warehouseman: in the Debtors Prison for London and Middlesex.—*Alex. Groat*, Dorset-st., Portman-square, Middlesex, baker: in the Queen's Prison.—*Pierce Egan* the younger, Grove-terrace, Queen's-road, Bayswater, Middlesex, artist: in the Queen's Prison.—*Elis. Mandy*, widow, Brown's-court, Edgeware-road, Middlesex, innkeeper: in the Queen's Prison.—*Jos. Holley*, Grove-mews, Great James-street, Lisson-grove, Middlesex, wheelwright: in the Debtors Prison for London and Middlesex.—*John Woods*, Somerset-st., Portman-square, Middlesex, merchant's clerk: in the Debtors Prison for London and Middlesex.—*Geo. Brittain*, Leverington, Isle of Ely, Cambridgeshire, bricklayer: in the Gaol of Cambridge.—*John George*, Liverpool, joiner: in the Gaol of Liverpool.—*Geo. Kist*, Henbury, Gloucestershire, commission agent: in the Gaol of Gloucester.—*Jos. Best*, Worth, near Crawley, Sussex, agricultural labourer: in the Gaol of Lewes.—*Alfred Hilder*, Canterbury, tea dealer: in the Gaol of Canterbury.—*Ed. Matthias*, Bristol, hair dresser: in the Gaol of Bristol.—*Joseph Phillips*, Wolfscastle, Saint Dogwells, Pembrokeshire, victualler and coachman: in the Gaol of Haverfordwest.—*John Pugh*, Fynnone, Little Newcastle, Pembrokeshire, clerk: in the Gaol of Haverfordwest.—*George Billington*, Preston, Lancashire, plasterer: in the Gaol of Lancaster.—*T. Salter*, Low Mills, Whittle-le-Woods, near Chorley, Lancashire, calico printer: in the Gaol of Lancaster.—*Wm. Harvey*, Cambridge, Gloucestershire, licensed victualler: in the Gaol of Gloucester.—*Wm. Willis*, Bristol, butcher: in the Gaol of Gloucester.—*Wm. Cook*, Bridgwater, Somersetshire, builder: in the Gaol of Wilton.—*James Hurst*, Loxton, near Axbridge, Somersetshire, tailor: in the Gaol of Wilton.—*John Tanner*, Walcot, Bath, Somersetshire, haulier: in the Gaol of Wilton.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, March 12 at 9.

*Randall Litten*, Portland-place, Lower-road, Islington, Middlesex, draughtsman.—*Edward Woods*, Charles-street, Camberwell New-road, Surrey, surveyor.—*John P. Perry*, Mill-pond-street, Bermondsey, Surrey, tea dealer.—*Charles Elliott*, Lampton-lane, near Hounslow, Middlesex, gardener's labourer.—*Thomas Smyth*, Chapel-place, Vere-street, Oxford-street, Middlesex, deputy purveyor of the forces on the medical staff on half-pay.—*Thomas Parker*, Kepple-street, Russell-square, and Upper Gower-mews, Torrington-square, Middlesex, plumber.—*Henry Higgs*, Arthur-street East, near London-bridge, London, clerk to a print publisher.—*James Reding*, Northampton-square, Clerkenwell, Middlesex, printer.—*Henry Thos. Peach*, Waterloo-road, Surrey, artist.—*S. Sanderson*, Charrington-street, Somers'-town, Middlesex, locksmith.

March 13, at the same hour and place.

*Thomas Piggott*, Godstone, Surrey, maltster.—*J. Thomas Edwards*, South-ville, Wandsworth-road, Surrey, builder.—*Thomas Dennis*, Albion-road, New-town, Woolwich, Kent, bricklayer.—*Ch. H. Weston*, New Oxford-street, London-hospital, Mile-end, Middlesex, clerk in the Bank of England.—*Charles Tapp*, East-street, Red Lion-square, Middlesex, foreman to a coach builder.—*Wm. Jacob Bennett*, Mount-street, Lambeth, Surrey, blind maker.—*Thos. Wm. Plumb*, Brighton, baker.

Court-house, CARDIFF, Glamorganshire, March 15 at 10.

*David Morgan*, Merthyr Tydvil, assistant chemist.—*Wm. Henry Davies*, Cardiff, druggist.—*James Buryess*, Merthyr Tydvil, grocer.

Court-house, NORWICH, Norfolk, March 15 at 10.

*Wm. Ringer*, Norwich, innkeeper.—*Benj. Wade*, Stibbard, labourer.—*George Glover*, Norwich, architect.—*John James Buttle*, Norwich, out of business.—*Zaccheus Fayerman*, Great Yarmouth, captain on half-pay.—*Jas. Legood*, Norwich, unemployed.—*Wm. Jermyn*, Yarmouth, ship broker.—*Robert H. Page*, Great Yarmouth, innkeeper.—*Henry Clipperton*, Fakenham, plumber.—*Elis. M. King*, spinster, Fakenham, plumber.—*Paul Ribbons*, Taverham, labourer.

#### INSOLVENT DEBTORS' DIVIDENDS.

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#### MEETINGS.

*Thos. Johnson*, March 16 at 2, Court-house, Portugal-st., Lincoln's-inn-fields, div.—*Thomas Hooper*, March 12 at 1, Court-house, Portugal-street, Lincoln's-inn-fields, div.—*Wm. Hiley*, Parkstone, Dorsetshire, attorney at law, March 15 at 4, Sharp's, Christchurch, Hampshire, sp. aff.

The Queen has been pleased to confer the honour of knighthood upon Edward Vaughan Williams, Esq., one of the Judges of her Majesty's Court of Common Pleas; David Dundas, Esq., her Majesty's Solicitor-General; and Christopher Rawlinson, Esq., Recorder of Prince of Wales's Island, Singapore, and Malacca.

The Queen has been also pleased to appoint James Watson Sheriff, Esq., to be her Majesty's Solicitor-General for the Island of Antigua.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—*James Henry Monahan*, Esq., for the Town of Galway, in the room of Sir Valentine Blake, Bart., deceased.



**GRAND MEETING on the SUBJECT of CRACOW.**—The MARQUIS of NORTHAMPTON in the Chair.—On TUESDAY, the 2nd of March, a Meeting to Petition the Crown on the Annexation of the Free City of Cracow to the Austrian Empire, in violation of the Treaty of Vienna, will be held at Freemasons' Hall, Great Queen-street, Lincoln's-inn Fields. The Marquis of Northampton will take the Chair at 1 o'clock precisely.

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LONDON, MARCH 6, 1847.

THERE is no branch of our criminal jurisprudence more involved in apparent uncertainty than that which relates to the law of conspiracy. Notwithstanding the numerous cases which have been decided upon the subject, it yet appears never to have undergone so full and searching an investigation as to enable us clearly to point out the principles on which it may be said to rest. In an age of associations, like the present, this question must undoubtedly be brought to an issue; and we understand that a very important trial is about to take place at Lancaster, in which the right of workmen to combine for the purpose of raising their wages, and to persuade others to join them in their endeavours, will inevitably be raised, and fully discussed.

The law, so far as it has to deal with a conspiracy for a purpose evidently illegal, or for a legal purpose to be effected by illegal means, is clear; but grave doubts exist where the purpose and the means are in themselves legal, whether the very combination or concert can impart illegality to the transaction. The question is, whether it can be considered contrary to law for several to agree to do that which *one* person would be justified in doing. Supposing the act to be accomplished, and the means whereby it is to be accomplished to be innocent per se, can the fact of a number agreeing to do that act by those means in any way alter the character of the proceeding? In those cases, where numbers may be said to be of the essence of the offence, as riots and unlawful assemblies, the mere assemblage, under certain circumstances, has a tendency to a breach of the peace; but we can easily imagine cases where this feature would be wanting—as an agreement amongst workmen to remain out of work, and peaceably to persuade others to follow their example, until a certain rate of wages should be adopted by their employers. If it be

objected to an agreement of this kind, that it has a tendency to injure an individual, (the master), it may be replied, so have all opposition companies or trades a tendency to injure others; and that, in a case like this, the *primary* object among the workmen is to better their own condition, not to injure others. If it then be objected that it tends to restrain trade, and, therefore, is against public policy, we think it may be fairly answered, that there is no ground for making this presumption, but that it may be very beneficial to trade and to the public in general to keep wages at a fair and reasonable standard. And, indeed, the Combination Act (6 Geo. 4, c. 129) seems to recognise this proposition, by allowing either workmen or employers to agree amongst themselves for the rate of wages, which the one will demand, and the other pay. Not that this act settles the question of conspiracy among workmen, for it will arise if they go further than agree, and persuade or peaceably prevent others from entering into employment. The law, as it is at present supposed to bear on this matter, is thus stated by Mr. Serjeant Talfourd, in Dickenson's Guide to the Quarter Sessions, (5th edit. p. 335):—"Mere concert is not, in itself, a crime; for associations to prosecute felons, and even to put laws in force against political offenders, have been holden legal. If, then, there be no indictable offence in the object,—no indictable offence in the means,—and no indictable offence in the concert, in what part of the conspiracy is the offence to be found? Can several circumstances, each perfectly lawful, make up an unlawful act? . . . The utmost limits of the modern doctrine of conspiracy seem to be reached in the decisions respecting concerted disapprobation of a performer or a piece at a theatre. The case of *Macklin* is well known, on whose prosecution several persons were convicted for hissing him on his appearance in one of Garrick's favourite characters; and, in accord-

ance with this precedent, Sir J. Mansfield is said to have expressed himself in *Clifford v. Brandon*, (2 Cam. 369), in the following terms:—"The audience have certainly a right to express by applause or hisses the sensations of the moment; and nobody has ever hindered, or would ever question, the exercise of that right. But, if any body of men were to go to the theatre with the settled intention of hissing an actor, or damning a piece, there can be no doubt such a deliberate and preconcerted scheme would amount to a conspiracy, and that the persons concerned in it might be brought to punishment." "In this case," observes Serjeant Talfourd, "the act is lawful, the means are lawful, the motive may be even laudable, as if a notoriously immoral piece were announced, and the parties determined to oppose it; and yet the concert alone makes the crime. It is extremely difficult to understand this, unless concert be a crime; and still more difficult to reconcile it, or many other of the cases, to the decision of the King's Bench in 1811, (*R. v. Turner*, 13 East, 228), where it was holden that an indictment would not lie for a conspiracy to enter a preserve for hares, the property of another, for the purpose of ensnaring them in the night time, and with offensive weapons."

The doctrine laid down in *Macklin's case* and in *Clifford v. Brandon*, was confirmed and applied in the case of *Gregory v. The Duke of Brunswick*, (1 C. & K. 28; 6 Man. & G. 953). But we cannot avoid seeing that this class of cases may be upheld, on the ground that an agreement amongst several to express disapprobation in a public assembly may lead to a breach of the peace\*, and that its primary object appears to be a malicious desire to injure an individual.

There are, however, cases in which it has been held, that, although every man may work at what price he pleases, yet a combination not to work under certain prices is indictable. (See *Mawbey's case*, 6 T. R. 636; *Case of the Journeymen Tailors at Cambridge*, 8 Mod. 11; *Eccle's case*, 1 Leach, 276; *Ferguson's case*, 2 Stark. N. P. C. 489; *Hammond's case*, 2 Esp. 720; *Byerdike's case*, 1 M. & R. 179).

With regard, however, to these decisions, it is to be observed, that they all, with the exception of *Byerdike's case*, occurred before the passing of the Combination Act; that *Byerdike's case* was a *Nisi Prius* decision, in which the question does not appear to have been fully argued, or any reason given for the opinion of the learned judge, which was to the effect, that workmen have no right to dictate to their masters as to the persons whom they shall employ.

It should also be remarked, that it was held by Lord Ellenborough, that an indictment will not lie for a conspiracy to commit even a wrong, if it be a merely civil wrong, as to enter another man's ground in search of game. (*R. v. Turner*, 13 East, 228; and see also, *R. v. Pywell*, 1 Stark. 402; *R. v. Stratton*, 1 Camp. 549, to the same effect).

In order to extricate some principle from the mass of cases on this subject, it is necessary to inquire into the true nature and definition of the offence of conspiracy.

\* In confirmation of this view, it may be stated, that in *Macklin's case* the indictment was for a riot, not for a mere conspiracy. (See 1 C. & K. 28, n).

It is an offence that has greatly changed its character in the course of time. Formerly it seems to have been confined to an agreement falsely to accuse a man of a crime. (See, per Lord Ellenborough, *R. v. Turner*, 33 Ed. 1, st. 2; Vin. Abr. "Conspiracy;" 9 Co. 57. a.) The definition, however, now received, and that which has been given to it by learned judges in modern and the best considered cases, is "an agreement between two or more to commit an unlawful act, or a lawful act by unlawful means." (*R. v. Seward*, 1 Adol. & Ell. 713; *R. v. Biers*, Id. 328; *R. v. Fowler*, 1 East, P. C. 481; *R. v. Peck*, 9 Adol. & Ell. 686; *R. v. Jones*, 4 B. & Ad. 345; *R. v. Richardson*, 1 M. & Rob. 402; *R. v. Vincent*, 9 C. & P. 91; *O'Connell and others v. The Queen*, 11 Cl. & Fin. 155). Thus, in *Res v. Seward*, it was held, that an indictment did not lie for conspiring to exonerate a parish from the charge of a pauper, and to throw it on another; nor for conspiring to cause paupers to marry, unless fraud, threats, or force were alleged. It was said by Lord Denman, in that case, "An indictment for a conspiracy ought to shew either that it was for an unlawful purpose, or to effect a lawful purpose by unlawful means." In the case of *O'Connell v. The Queen*, the late Chief Justice Tindal delivered it as the unanimous opinion of the judges that "the crime of conspiracy is complete if two, or more than two, should agree to an illegal thing; that is, to effect something in itself unlawful, or to effect, by unlawful means, something which, in itself, may be indifferent, or even lawful. The gist of the offence of conspiracy is the bare engagement and association to break the law."

From this review of the cases and dicta relating to the law upon this subject, we come to the conclusion, that there is not any mystical nor any criminal meaning in the term "conspiracy" itself; that it is a mere agreement, and nothing more; that the object in view, or means used, must be illegal to impart criminality to this agreement; and that it can no longer be contended that a combination to effect a legal purpose by legal acts or instruments is an indictable offence.

### REBIBLIO

*Contributory Remarks on a General Registry, with an Appendix, containing the Questions and Plan of the Real Property Commissioners.* By WILLIAM WOOD HUMPHRY, Esq., Barrister at Law.—8vo., pp. 105. [Stevens, 1830.]

Our inducements to this retrospective review, or rather, notice, are the merits of Mr. Humphry's pamphlet, and the revived interest of its subject. We have no doubt that the commission now sitting will recommend the trial of a general register of some kind, and as little that the Legislature will act upon the suggestion. We believe that the majority of the lawyers who have thought upon the subject, approve of the principle of registration; but the profession is certainly not unanimous even so far; and the question whether there is to be a register of any kind or not, though already settled, as we believe, will be much discussed. It is desirable that this preliminary discussion should be cut as short as possible, in order that the much more difficult investigation of the principle and details of the plan most fit to be acted on should receive the undisturbed attention of the profession. To determine whether titles should

be registered is an inquiry not beyond the abilities and information of the laity; but all beyond this must be confided to professional learning and skill. We think, therefore, that we are doing good service by calling attention to this pamphlet, distinguished as it is among the able publications in favour of a general register which appeared during the existence of the late Real Property Commission, by the conciseness and cogency with which it states the principal arguments in favour of a register, and refutes the leading objections to the scheme.

In the course of some remarks on the prevailing uncertainty of titles, Mr. Humphry says:—"Instruments affecting the legal estate, as settlements, mortgages, and other incumbrances, though essential to its perfection, are frequently related to the title as a sort of excrescences, susceptible of separation from it, without leaving any mark or scar to indicate their existence; and if, upon the face of the abstract, there appears to be notwithstanding an unbroken chain of title, it is evident their absence can excite no suspicion. The purchaser conceives, and, having used all possible caution, is fairly warranted in conceiving, himself to be in possession of that great object of the conveyancer's anxiety, the legal estate. At some subsequent period, however, the latent document is produced by some adverse claimant who is innocent of its concealment. The legal estate of the deluded purchaser then turns out to be but the phantom of that technical essence, which has in reality all along resided with another. The legal force of his adversary's claim is irresistible; with the phantom, therefore, vanishes the substance on which he has expended his money. He is probably without redress; for it may happen that no one is responsible for the defect, or the party, who would be liable to make reparation, is not to be found, or not in a condition to make it. Cases of this sort, when they occur, are of the most grievous description. There is neither antidote nor remedy for them in the present state of the law. They may be ranked among its most flagrant reproaches."

He then notices the cases in which a purchaser may be affected by the suppression of equitable claims, and examines into the merits of the "attendant term" militia, as expounded by Mr. Coote and other admirers. This part of the discussion happily possesses now only an historical interest. After shewing how, in other cases than those of attendant terms, the legal estate may stand as a kind of Swiss, to be engaged by the first or the highest bidder among a number of conflicting equitable claimants, and how the interesting operation of "squeezing out" is effected under the complacent auspices of a Court of equity, and sketching the favourite scene of "tabula in naufragio," our author passes to the consideration of title deeds, their possession and suppression, and the deposit of them. The nuisance of judgment and prerogative liens, which has since been somewhat abated, comes next under review, and then we arrive at the important head of "Notice."

"Last in the train of causes affecting the certainty, and thereby the security, of titles, comes the equitable doctrine of Notice. To the transcendent law of Notice bends even the great rule of equity respecting the legal estate, which we have mentioned as superior to that of priority of claims; for the legal estate, and all other constituents of title, are unavailing, if a person at the time of purchasing or lending his money on the property had notice of a prior claim upon it. And it is unquestionably agreeable to the dictates of conscience, by which equity professes to regulate its decisions, that a man with notice of a substantial right existing in one person, should not be permitted to deprive him of that right, by dealing with another person for a right that is merely technical, as by

'buying an estate of a trustee, with notice of the trust. It is not the principle, but the indeterminate (perhaps in its very nature illimitable) extent of the doctrine, which exposes it to objection. Notice is divided into actual and constructive. The first requires no observation; it is what every man understands by notice. The latter defies definition. The best, perhaps, that can be given of it, though somewhat paradoxical, is, that it is that sort of notice which a man may have without knowing it. From the publicity of our judicial proceedings, every man in the kingdom is presumed to be cognizant of them. The pendency of a suit is, therefore, notice of the plaintiff's claim. The slightest mention of one deed in another is notice of all the contents of the former, and, as a consequence, of all the contents of all deeds therein mentioned, and so on interminably. Notice to the agent or attorney, and in some cases the counsel of the purchaser, whilst acting in those capacities, is constructive notice to the purchaser himself. So also is notice to the town agent of the purchaser's solicitor in the country. It is not necessary that the notice to any of these should be direct and positive; it may be inferred from a variety of circumstances, and very obscure intimations are sometimes held to be sufficient. It is not absolutely necessary even that there should ever have been the slightest connection or communication between a purchaser and the agent; for if a person with notice of a claim contract for an estate in my name without my authority, and I afterwards assent to the contract, I make him my agent *ab initio*, and am in this way affected with the notice to him. Thus we have constructive notice built on constructive agency—

'Fabrics of air, on airy bases raised.'

"It would be an unprofitable labour to attempt even a brief recital of the various modes by which a man may be charged with the knowledge of things, of which he has not the faintest suspicion, and that, perhaps, after many years quiet enjoyment of the estate. It is, without question, hypothetically true, that if a purchaser (with certain other conditions) be without notice of a prior claim, he is almost to a moral certainty safe in the possession of the estate. But the fact is, that a purchaser never can be sure that he is without notice, and therefore there is no moral certainty. But, assuming that there is nothing to charge him with notice of an existing claim, the impossibility of proving this negative may constitute an objection to the title on a future sale of the property. Opinions, perhaps, are not quite unanimous on this latter point, but the doubt is sufficient for our purpose. It is no satisfactory answer to all this to say, that the doctrine may be traced up to a moral principle. Little is the advantage of purity at the source, if the stream be corrupted before it reaches us. The mischief of the doctrine is its uncertainty. Its legal morality, without legal certainty, spoils both law and morals. The doctrine of notice, nevertheless, bad as it is, as a standard for measuring the accountability of purchasers, must still be retained, as a consistent and essential part of our system of secret conveyances, until a better standard can be found in the place of it."

In the course of his observations on the proposed remedy for these evils, Mr. Humphrey says:—"The obvious merits of a registry have been ingeniously converted by Mr. Coote into an argument against it. He remarks that the advantages of a general registry are so obvious and lie so much on the surface, that a suspicion arises that it would not have been left to the present generation to have established the register, had not the evils of its adoption in former times been found to have more than counterbalanced the good. Men of great depth of thought and general learning have preceded us, who, I am induced to

'believe, would never otherwise have preferred the 'cumbersome and somewhat expensive machinery now 'employed for the protection of purchasers when so 'simple a remedy as a general registry was ready for 'their adoption'. This sort of argument, so prevalent 'and convincing in former times, is now daily wearing 'out. We occasionally, however, meet with it, and 'then we are driven to the common-place answer, that 'the long endurance of an evil is no reason why it 'should be endured for ever. Ineffectual attempts to 'establish something in the nature of a general registry 'have been made at various periods in our history. 'These have failed, partly for want of a well digested 'plan, and partly from popular, but more from profes- 'sional, prejudices. It is not, however, an untried 'expedient. Local registries have long been, and are 'now, at work in Middlesex and Yorkshire, and though 'their protection does not extend to equitable interests, 'and their beneficial tendency as it regards legal estates, 'has been almost completely neutralized, by certain 'impolitic rules of notice applied to them, we have yet 'heard no complaint of their mischievous operation: on 'the contrary, inefficient and imperfect as they are, the 'general impression seems to be in favour of their utili- 'ty. In addition to these domestic experiments, the 'existence of similar institutions in Ireland, Scotland, 'and our West India colonies and foreign countries, 'may be taken as experimental arguments, sufficient 'to remove any apprehensions on the score of dangerous 'innovation.

"Among the objections to a registry the most popu- 'lar is, that it would occasion a vexatious and prejudi- 'cial exposure of private transactions. Though I en- 'tertain, myself, no apprehension on the ground of 'actual exposure from a registry, I am still not inclined 'to underrate the nature of the objection. I do not 'altogether agree with some of the advocates of the 'measure on this point. I cannot go the length of 'considering exposure abstractedly an advantage. The 'feudal ceremonies, observed on the alienation of the 'tenancy, have been adverted to by almost every 'writer on registration. These ceremonies were open 'and notorious in their character, and well enough 'adapted to the objects of that singular system in 'which they originated, and the unlettered simplicity 'of the times in which they prevailed: and, when 'accompanied by the charter, or written memorial of 'the transaction, operated as sufficient checks upon the 'clandestine introduction of a new tenant to the feud. 'Their total inaptitude, however, to the habits and 'ideas of a refined and commercial people, and the 'various modifications of property now in use, leaves 'us nothing to regret in their silent abrogation by the 'substitution of more convenient though more private 'methods of transfer. Necessity and good sense have 'triumphed over them, and, in despite of legislative 'and professional whinings, we are now pretty well 'disencumbered of them. Refinement and commerce 'are both averse to exposure in private dealings: one 'from sensitiveness, the other from interest. And in

"\* Letter to the Commissioners, page 9.

'† It is said, that it is the practice in the Middlesex Office 'to enter a memorial, containing a true description of the 'nature of the deed, besides the date and names and additions 'of the parties, which alone are required by the Act, and that 'this is the case even with respect to mortgages. It is difficult, 'even though no objection were felt to exposure, to account 'for an exposure that is gratuitous. The practice has prob- 'ably arisen *ex abundanti cautela*, a phrase employed by 'lawyers as an excuse for their superfluous doings. In mort- 'gages the memorial is prepared by the mortgagee's solicitor; 'and as it respects the mortgagor, to whom alone secrecy is an 'object, the nature of the transaction may be considered as 'introduced in *invitum*. But probably the parties rationally 'consider that the exposure occasioned by a registry exists

'truth, it is not *publicity*, it is not *notoriety* of transfer, 'that we require: it is proof when wanted: proof on 'the demand of those who are entitled to its production. 'It seems to be considered by some gentlemen that 'exposure, supposing it to be a certain consequence of 'a registry, is in reality one of its commendable fea- 'tures: that it would tend to check inordinate specu- 'lations in commerce; and be useful to creditors by 'affording them information as to the actual state of 'their debtors' affairs; the relation of debtor and cre- 'ditor giving the latter a sort of right to inspect the 'incumbrances existing on the estates of the former. 'I confess I do not like these imputed virtues of the 'registry: nor do I think they pertain to it. The idea 'of checking the extravagance of commercial enterprise 'by a registry, strikes me as being quite chimerical: it 'is besides quite beyond its legitimate object, which is 'the protection of purchasers and others contracting 'specifically for an estate, or a security upon it, with a 'valid and unincumbered title. Why should we ascribe 'to a registry an effect which it is incapable of pro- 'ducing, and, if produced, would be of questionable 'tendency? Neither has a general creditor any fair 'pretensions to know the claims upon his debtor's 'estates. The giving of credit is optional: it is given 'to the person, upon a general impression of his respon- 'sibility, mixed with personal confidence. It is essen- 'tial to the activity of commerce, and is, and ever must 'be, as its very name implies, a reliance upon some- 'thing that may deceive us. A trader takes the chances 'of the game he is playing, and regulates his profits 'accordingly. Prudence and caution in his dealings 'are his best securities. What amount of credit is it 'that should give a man the privilege to inspect his 'debtor's title to his lands, 10*l.*, 50*l.*, 100*l.*, or what other 'amount? or is every creditor great and small entitled 'to it? Not only has a creditor no fair pretensions to 'this information, but it could scarcely ever be of use 'to him, when obtained. It exhibits only one side of 'a man's affairs, and that but partially. It could be of 'little advantage to a creditor to know that his debtor 'owed a particular debt and to know that only: since 'it can never afford any safe criterion of solvency or 'insolvency. For any useful purpose to the creditor, 'we ought to have not only a registry of title deeds, 'but a registry of ledgers also: and to this extent, it 'seems to me that the argument for exposure, as an 'advantage, if tenable at all, ought to be pushed. I 'think also the exposure of domestic or family arrange- 'ments of property could be productive of no utility, 'and that it would be in some measure opposed to our 'feelings. We do not like to live in houses with 'transparent walls, though our lives may be innocent. 'I cannot, for the sake of making every argument 'point in the same direction, consent to call evil good 'and good evil. Nor do I think such a course of argu- 'ment calculated to promote the final success of the 'measure. My own conviction, perhaps a mistaken 'one, is, that the popular aversion to exposure in these 'matters is founded in some degree on reason and cor- 'rect feeling; and that inquisition into titles by credi- 'tors and strangers would, if it were to take place to 'any considerable extent, be an evil of some amount, 'though incomparably less than the mass of those evils 'which a registry would cure. But I agree with all 'the advocates of registration in their strong point: I 'agree with them in thinking that the objection on the 'ground of exposure does not lie against a registry: 'not because exposure is in itself a virtue, but because 'it would not in reality take place to any extent de-

'only in imagination.' [We believe that the exuberance of 'information in the Middlesex Memorials springs from no pro- 'fessional caution, but is merely an abuse of the office for the 'sake of increasing fees.]

‘serving consideration. As a registry could afford no ‘satisfactory or useful information to any persons but ‘those concerned in the title to an estate, it would ‘remain hermetically sealed to all others, for want of ‘a motive to look into it. In order, however, to conciliate the public mind on the tenderest point of our ‘subject, and to guard against a danger, existing, as I ‘think, only in popular apprehension, means might be ‘adopted to secure the register against impertinent inspection. In the chapter on the details of the registry ‘will be found an expedient for that purpose.”

We make no observations, at present, on Mr. Humphry’s propositions for registry laws, because, though well deserving of consideration, they fall, in many respects, far short of what we venture to hope from the existing commission.

## RULES OF PRACTICE FOR THE COUNTY COURTS IN ENGLAND.

Rule 1. Every plaint must be entered upon application at the office of the clerk, pursuant to the form in the Plaintiff Book in the schedule to these rules annexed.

Rule 2. On entering the plaint, the plaintiff shall, if the sum sought to be recovered shall exceed 5*l.*, deliver at the office of the clerk as many copies of a statement of the particulars of his demand, or cause of action, as there are defendants, with an additional copy to file; provided always, that in all cases, the judge, in his discretion, and on such terms as he may think fit, may adjourn the cause at the hearing, for the delivery of a statement of particulars or further particulars.

Rule 3. At the time of entering the plaint, the Clerk of the Court shall give to the plaintiff a note according to the form in the said schedule; and no money shall be paid out of court to the plaintiff unless on production of such note, or by order of the judge.

Rule 4. The summons to appear to a plaint shall be issued according to the forms in the schedule, and shall be dated as of the day on which the plaint was entered.

Rule 5. The clerk shall annex to each summons to be served one of the copies of the statement of the particulars of the plaintiff’s demand furnished to him pursuant to Rule 2, sealed with the seal of the court.

Rule 6. Every such summons must be served ten clear days before the holding of the court at which it shall be returnable.

Rule 7. The service of any summons to appear to a plaint must be either personal, or by delivering the same to some person at the place of abode, or the place of business of the defendant.

Rule 8. Where a defendant shall be living or serving on board of any ship or vessel, or be residing or quartered in any barracks, and serving her Majesty as a soldier or marine, it shall be sufficient service to deliver the summons to the senior officer on board, or to the person who may at the time have charge of such ship or vessel, or to the adjutant of the corps, or any officer or sergeant of the company to which such soldier or marine shall belong, or be attached.

Rule 9. Where a defendant shall be working in any mine or other works carried on under ground, and the bailiff shall not be able to serve him with a summons, as hereinbefore directed, it shall be sufficient service to deliver the summons to the engine-man, banks-man, or other person in charge of such mine or works.

Rule 10. Where any defendant shall, by keeping his house or place of abode closed, or by violence or threats, prevent any bailiff from serving the summons as hereinbefore directed, and such summons shall have been affixed on the door of such house or place of abode, or otherwise served as nearly as may be according to the

mode hereinbefore directed, such service shall be deemed good service.

Rule 11. Provided that in all cases where a summons to appear to a plaint shall not have been served personally, and the defendant shall not appear at the return day, it must be proved to the satisfaction of the judge that the service of such summons has come to the knowledge of the defendant ten clear days before the said return day.

Rule 12. Where any such summons has not been served as hereinbefore directed, the judge may, in his discretion, in order to save the Statute of Limitations, direct another summons or successive summonses to be issued, bearing the same date and number as the first summons.

Rule 13. The bailiff who serves a summons to appear to a plaint shall indorse on a copy of such summons the time and manner of the service thereof, and shall produce such copy, so indorsed, at the court at which such summons shall be returnable, and such copy shall be filed by the Clerk of the Court.

Rule 14. The above Rules, except Rule 11, as to the mode of service of summonses to appear to a plaint, shall apply to the service of all summonses, judgments, orders, notices, and processes whatsoever, issuing under the authority of the said act, except where otherwise directed by the said act, or any rule under the authority thereof.

Rule 15. Where the defendant pays money into court, the same must be paid into court five clear days before the return of the summons.

Rule 16. If the plaintiff elect to accept, in full satisfaction of the debt or damages claimed, such part thereof as shall have been paid into court by the defendant, and shall give a written notice to that effect to the Clerk of the Court, and a like notice to the defendant, by serving the same on such defendant personally, or leaving it at his place of abode or business three clear days before the return of the summons, the action shall be discontinued, and the plaintiff shall not be liable to any further costs. But in default of giving such notice the suit will proceed; and if the plaintiff do not appear at the hearing, he shall be liable to pay to the defendant such costs as he may incur in appearing to try the cause, or such other sum of money as the judge may order.

Rule 17. Where a defendant desires to set off any debt or demand alleged to be due to him by the plaintiff, he must give notice thereof in writing to the Clerk of the Court, and deliver to such Clerk two copies of a statement of the particulars of such set-off five clear days before the return of the summons.

Rule 18. The Clerk of the Court shall give to the plaintiff a notice of such set-off, according to the form in the schedule, in manner directed by the act, together with one of the copies of such particulars of set-off, sealed with the seal of the Court: Provided always, that where such notice shall not have been given, the judge in his discretion, and on such terms as he shall think fit, may adjourn the hearing of the cause, to enable the defendant to give such notice such number of days before the day to which the hearing may be adjourned, as the judge shall think proper.

Rule 19. Where a defendant intends to rely on the special defence of infancy, coverture, the Statute of Limitations, or his discharge under any statute relating to bankrupts, or any act for the relief of insolvent debtors, he shall give notice in writing to the Clerk of the Court, five clear days before the day on which the summons is returnable: Provided always, that where such notice shall not have been given, the judge, in his discretion, and on such terms as he shall think fit, may adjourn the hearing of the cause, to enable the defendant to give such notice such number of days before the day to which the hearing may be adjourned, as the judge may think proper.

**Rule 20.** Every notice of a demand of a jury, where the debt or demand claimed shall exceed 5*l.*, must be made in writing to the Clerk of the Court two clear days before the return of the summons.

**Rule 21.** No application for a new trial, or to set aside any proceedings, shall be made subsequently to the court at which such trial or other proceeding shall have been had, unless the party making such application shall have given a written notice thereof to the Clerk of the Court at his office, and to the other party, by serving the same personally on such party, or leaving the same at his usual place of abode or business, seven clear days before the time of holding the court at which such application shall be made.

**Rule 22.** Where any money is paid into court under any execution or order of the Court, if the clerk receive notice from any party of his intention to apply to the Court to set aside the execution or order under which such money is paid into court, the clerk shall retain the same until after such application has been determined, or until the judge shall otherwise order.

**Rule 23.** When any order is made for the payment of any debt, damages, costs, or other sum of money by instalments, such instalments shall be payable at the office of the Clerk of Court, at such periods as the Court shall order; and if no order be made, then the first shall become due at the expiration of one calendar month from the day of making the order, and every successive instalment at like periods of a calendar month from the day of the previous instalment becoming due.

**Rule 24.** Where any cattle, goods, or chattels taken as a distress for rent in arrear, or damage *faisant*, shall have been replevied by the sheriff, the party at whose instance such replevin shall have been made shall enter his plaint in the court held under the authority of this act, for the district within which such distress may have been made.

**Rule 25.** On entering a plaint or replevin, the plaintiff must specify and describe in a statement of particulars, the cattle, or the several goods and chattels taken under the distress, and of the taking of which he complains.

**Rule 26.** All actions of replevin in cases of distress for rent in arrear, or damage *faisant*, shall be tried in a summary way as all other actions in the courts held under the authority of this act, and the judgment therein in ordinary cases, whether for plaintiff or defendant, shall be according to the forms in the Schedule, or to the like effect.

**Rule 27.** Execution on a judgment is not to issue by or against any person not a party to such suit, without a plaint and summons upon the judgment, the proceedings in which shall be the same as in ordinary cases.

**Rule 28.** Where a judgment has been given for or against a person deceased, his executors or administrators may in the same manner sue or be sued upon the judgment.

**Rule 29.** The ordinary judgment against executors or administrators shall be, to pay the debt or damages and costs to be levied out of the goods of the deceased in their hands, and as to the costs, if there are no such goods, then to be levied out of their own goods.

**Rule 30.** Where the defence is, that executors or administrators have fully administered, if it be adjudged by the Court that they have assets not administered, then a like judgment shall go as in the above case, but only as to the goods of the deceased, to the amount proved to be in their hands, and of assets *quando acciderint*, as to the residue; the judgment as to costs shall be, that they be levied *de bonis testatoris si, &c., et si non, de bonis propriis*.

**Rule 31.** If the sole defence by executors or administrators be, that they have fully administered, and the judgment of the Court is for the defendants, it shall be, that the amount found to be due be paid and levied

out of the assets of the deceased *quando acciderint*, and the costs shall be in the discretion of the judge.

**Rule 32.** Where judgment has been given against executors and administrators, that the amount be levied upon the assets of the deceased *quando acciderint*, the plaintiff may at any time proceed by plaint against them, suggesting that assets have come to their hands, and the Court shall proceed and give judgment thereon, if for the plaintiff, as in Rule 29, and if for the defendants, they shall be entitled to their costs.

**Rule 33.** Where judgment has been given that the debt (or damages) and costs be levied *de bonis testatoris*, and the plaintiff complains that the defendants have been guilty of a *devastavit*, inasmuch as no goods of the deceased are forthcoming to satisfy the execution issued, then a summons may be taken out in the form given in the Schedule, or to the like effect, and thereupon, as in ordinary cases, the Court shall proceed to the hearing and judgment, and if judgment be given against such executors or administrators, then it shall be that they pay the debt, or damages and costs, to be levied *de bonis testatoris si, &c. et si non, de bonis propriis*.

**Rule 34.** Where in an action against executors or administrators, the defence is, that they are not executors or administrators, or it is founded on some matter or thing arising since the death of the testator or intestate, *ex. gr.* a release to the defendants, if the judgment of the Court be against them, it shall be, that the debt, or damages and costs, be levied and paid *de bonis testatoris si, &c., et si non, de bonis propriis*.

**Rule 35.** The judge shall in each case order what number of witnesses shall be allowed on taxation of costs, the allowance for whose attendance shall be according to the scale in the Schedule, unless otherwise ordered, but in no case to exceed such scale.

**Rule 36.** All costs shall be taxed by the Clerk of the Court.

**Rule 37.** No warrant of execution or commitment shall be executed after the expiration of two calendar months from the date thereof.

**Rule 38.** Every summons for a party to appear to be examined upon oath, pursuant to the 98th section of the said act, shall be served not less than three clear days before the day on which the party is required to appear to such summons: provided always, that service of such summons at any time before the time appointed for the appearance of such party may be deemed by the judge to be good service, if it shall be proved to his satisfaction that such party was about to remove out of the jurisdiction of the Court.

**Rule 39.** Where any claim shall be made to, or in respect of, any goods or chattels taken in execution under the process of any court holden under the authority of the said act, or in respect of the proceeds or value thereof, by any landlord for rent, or by any person not being the party against whom such process has issued, and summonses have been issued on the application of the officer charged with the execution of such process, such summonses shall be served in such time and manner as hereinbefore directed for a summons to appear to a plaint, and the claimant shall be deemed the plaintiff, and the execution-creditor the defendant; and the claimant shall, five clear days before the day on which the summonses are returnable, deliver to the said officer, or leave at the office of the Clerk of the Court, a particular of any goods or chattels alleged to be the property of the claimant, and the grounds of his claim, or, in case of a claim for rent, of the amount thereof, and for what period the same is claimed to be due.

**Rule 40.** The Clerk of every court shall keep the several books, and in the form in the schedule.

**Rule 41.** Every entry in such books shall have a number prefixed, corresponding with the number of the plaint to which it refers.

**Rule 42.** The Clerk of every court shall have an office at each place where the court of which he is clerk is held.

**Rule 43.** All matters or things required to be done by the Clerk of the Court may be done by the Clerk of the Court, or by the assistant clerk or clerks provided by him.

**Rule 44.** The office of the Clerk shall be open daily, and the office hours shall be from ten o'clock in the morning until four in the afternoon.

**Rule 45.** At every court, or at such other times as the judge shall require, the high bailiff shall deliver a statement or return, pursuant to the form in the schedule, of what shall have been done since his last return under every process of execution or commitment, which he shall have been required to execute.

**Rule 46.** Eight days before the day of the holding of the court, the high bailiff shall deliver to the Clerk of the Court a list of all summonses to appear which shall have been served, and the Clerk shall forthwith stick up such list in his office.

**Rule 47.** Every high bailiff required to execute any warrant of execution or commitment issuing out of any other court, shall make a return to such last-mentioned court forthwith on the execution thereof; and if he shall not have executed such warrant, he shall return the same at the expiration of two calendar months from the date thereof.

**Rule 48.** Every bailiff levying or receiving any money by virtue of any process issuing out of the court of which he is bailiff, shall, within three days after the receipt thereof, pay over the same to the Clerk of such court.

**Rule 49.** If any high bailiff shall have levied or received any money under any process issuing out of any other court, he shall, within three days from the receipt thereof, pay over such money, retaining the fees for execution thereof, to the high bailiff of such last-mentioned court.

**Rule 50.** No summons, notice, order, or other process shall be served on Sunday, Christmas-day, or Good Friday; but such days shall be counted in the computation of the time required by these Rules, unless any of such days shall be the last day of such time, in which case it shall be excluded from such computation.

**Rule 51.** In case of proceedings not provided for by the forms in the schedule, the Clerk of the Court shall issue the necessary process, using, where practicable, the forms prescribed in the schedule as guides in framing the same.

**Rule 52.** Wherever the singular number is used in these Rules in reference to persons or things, it shall be understood, when necessary to give full effect to the Rule, to mean several persons or things; and every word importing the masculine gender shall in like manner, when necessary, be understood to include the feminine gender.

FRED. POLLOCK.	W. ERLE.
WM. WIGHTMAN.	E. V. WILLIAMS.
C. CRESSWELL.	

The following names should be substituted for those which stand under the head "Merionethshire" in our List of Sheriffs of last week:—

*Merionethshire*—John Griffith Griffith, Esq., Taltredyn-fawr.  
*Unders.*, John Jones, Esq., Dolgalley.  
*Depts.*, Sweeting & Byrne, 22, Southampton-buildings, Chancery-lane.

**ERRATUM.**—In the notice in our last Number (p. 58) of the meeting of the Conveyancing Commissioners, in the last line of the second paragraph, for "necessary forms," read "necessary reforms." We believe that the commissioners are yet far from having determined on the propriety of attempting any direct interference with the forms of conveyances.

## London Gazettes.

TUESDAY, MARCH 2.

### BANKRUPTS.

**THOMAS LAWRENCE**, Reading, Berkshire, draper, dealer and chapman, March 13 at half-past 12, and April 24 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Reed & Langford, Friday-st., Cheap-side, London.—Fiat dated Feb. 27.

**JOHN BROWN**, Great Queen-street, Lincoln's Inn-fields, Middlesex, carver and gilder, March 24 at half-past 11, and April 24 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Shaw, 8, Farnival's Inn.—Fiat dated Feb. 27.

**THOMAS BOWLES**, Horsham, Kent, victualler, dealer and chapman, March 11 at half-past 1, and April 16 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Steaming & Carnell, Tunbridge, Kent; Stanning, Long-lane, Bermondsey.—Fiat dated Feb. 18.

**FRANCIS CHAMPNESS**, Bishop's-road, Paddington, Middlesex, linendraper, dealer and chapman, March 11 at half-past 12, and April 16 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Randall, Castle-street, Holborn.—Fiat dated Feb. 25.

**EDMUND STREVENS**, Trafalgar-st., Brighton, Sussex, victualler, March 11 at 1, and April 16 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Dempster, Brighton; Rosser & Co., 159, Fenchurch-st.—Fiat dated Feb. 24.

**MICHAEL JOHN STONE**, Abingdon, Berkshire, grocer, March 8 at 1, and April 12 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Waller, jun., Finsbury-circus.—Fiat dated Feb. 25.

**JOHN ANDREW**, Crawley-st., Oakley-square, St. Pancras, Middlesex, bookseller and stationer, and designer and engraver on wood, March 9 at half-past 12, and April 12 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Webber, Caroline-street, Bedford-square.—Fiat dated Feb. 26.

**JOHN KEDDY** and **THOMAS KEDDY**, Bridlington, Yorkshire, printers, booksellers, and paper hangers, dealers and chapmen, March 10 and 31 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Kynaston; Sols. Bell, Hull; Hicks, Gray's Inn, London.—Fiat dated Feb. 20.

**NATHANIEL JOHN EARLE**, Falmouth, Cornwall, grocer, March 16 at 11, and April 8 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Southernhay, Exeter; Bullmore, Falmouth; Coode & Co., Bedford-row, London.—Fiat dated Feb. 23.

**WILLIAM JAMES**, Stone, Berkeley, Gloucestershire, builder, dealer and chapman, March 16 and April 13 at a quarter-past 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Chandler & Co., Tewkesbury; Badham & Co., Gray's Inn, London.—Fiat dated Feb. 24.

**DAVID WILLIAMS**, Wells-street, Ruthin, Denbighshire, cattle salesman, dealer and chapman, March 16 and April 9 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Smart, Ruthin; Evans & Son, Liverpool; Pocock & Co., Bartholomew-close, London.—Fiat dated Feb. 23.

**WILLIAM HERBERT**, Broadmead, Bristol, grocer and tea dealer, dealer and chapman, March 15 at 12, and April 13 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan, Bristol; Davison, Bloomsbury-square, London.—Fiat dated Feb. 26.

**JACKSON PRINCE**, Coxhoe, Durham, grocer and draper, dealer and chapman, March 11 at half-past 10, and April 15 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Harle, Newcastle-upon-Tyne; H. J. and J. E. Marshall, Durham; Smith, Durham; Rogerson, 50, Lincoln's-inn-fields, London.—Fiat dated Feb. 24.

**WILLIAM BERESFORD**, New Lenton, Nottinghamshire, lace manufacturer and warper, dealer and chapman, March 12 and April 16 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Patchett, Nottingham; Binney, Sheffield.—Fiat dated Feb. 25.



**SOLOMON MARKS**, Saint Mary-street, Cardiff, Glamorganshire, clock and watchmaker, jeweller, gold and silversmith, and pawnbroker, dealer and chapman, March 16 and April 16 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Phillipotts, Cardiff.—Fiat dated Feb. 24.

**JOSEPH HEPWORTH**, Huddersfield, Yorkshire, wine and spirit merchant, dealer and chapman, March 19 and April 9 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Kynaston; Sols. Cronhelm, Leeds; Wiglesworth & Co., 5, Gray's-inn-square, London.—Fiat dated Feb. 17.

#### MEETINGS.

*Alfred Fielder*, Alton, Southampton, brewer, March 12 at 12, Court of Bankruptcy, London, last ex.—*Charles Robert Sawerby*, Fenchurch-st., London, and York-grove, Peckham-lane, Camberwell, Surrey, shipbroker, March 9 at 12, Court of Bankruptcy, London, last ex.—*Wm. W. Coleman*, Hill, Southampton, provision merchant, March 9 at 1, Court of Bankruptcy, London, last ex.—*Edmund Snowden*, Alton, Southampton, painter, March 27 at 12, Court of Bankruptcy, London, last ex., aud. ac., and div.—*John Fitness*, Addington, Kent, bricklayer, March 24 at 1, Court of Bankruptcy, London, aud. ac.—*D. Cook*, Liverpool, wheelwright, March 23 at 11, District Court of Bankruptcy, Liverpool, aud. ac. *Hen. Cochrane*, Manchester, merchant, March 25 at 12, District Court of Bankruptcy, Manchester, aud. ac.; March 26 at 12, div.—*James Gundry* and *Wm. Gundry*, Goldsithney, Cornwall, merchants, March 23 at 11, District Court of Bankruptcy, Exeter, aud. ac.; March 25 at 1, div.—*Robert Gill*, Black-banks, near Darlington, Durham, tile manufacturer, March 23 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Thos. M. Taylor*, Newcastle-upon-Tyne, merchant, March 25 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*J. Graham* the elder, Alnwick, Northumberland, bookseller, March 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; March 25 at half-past 10, div.—*J. Hollowell*, Newcastle-upon-Tyne, maltster, March 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Ralph Buckley*, Dobercross-lane, within Saddleworth, Yorkshire, woollen cloth manufacturer, March 23 at 11, District Court of Bankruptcy, Leeds, aud. ac.; March 24 at 11, div.—*Ebenezer Hodgson*, Richmond, Yorkshire, ironmonger, March 23 at 11, District Court of Bankruptcy, Leeds, aud. ac.: March 24 at 11, div.—*Watts Wrigley* and *Thos. Wrigley*, Ovenden, Halifax, Yorkshire, silk waste spinners, March 23 at 11, District Court of Bankruptcy, Leeds, aud. ac. and div.—*J. Spencer*, Denholme Carr, Thornton, Bradford, Yorkshire, worsted piece manufacturer, March 23 at 11, District Court of Bankruptcy, Leeds, aud. ac.; March 25 at 11, div.—*Paul Strawson* and *Thos. B. Young*, Louth, Lincolnshire, chemists, March 24 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Wm. Skinner*, Dale-hall, Burslem, Staffordshire, licensed victualler, March 30 at half-past 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Dan. W. Acraman*, *Wm. E. Acraman*, *Alf. J. Acraman*, *Wm. Morgan*, *Thos. Holroyd*, and *Jas. N. Franks*, Bristol, ship builders, March 26 at 11, District Court of Bankruptcy, Bristol, div.—*Thomas Taylor*, Newcastle-upon-Tyne, grocer, March 25 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*James B. Oram*, Birmingham, brewer, March 18 at 12, District Court of Bankruptcy, Birmingham, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Neville Daniell*, Charlotte-street, Fitzroy-sq., Middlesex, dentist, March 25 at 2, Court of Bankruptcy, London.—*Aug. J. Hoffstaedt*, Billiter-st., Fenchurch-st., London, merchant, March 24 at 1, Court of Bankruptcy, London.—*John Woodhead*, Todmorden, Yorkshire, clogger, March 24 at 11, District Court of Bankruptcy, Leeds.—*Frances Clark*, George-street, Adelphi, Middlesex, jewel case maker, March 25 at 11, Court of Bankruptcy, London.—*John Hollowell*, Newcastle-upon-Tyne, maltster, March 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joseph Graham* the elder, Alnwick, Northumberland, bookseller, March 25 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Dredge*, Liverpool, hotel keeper, March 23 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 23.

*John Mowley*, Holland-terrace, Millbrook-road, North Brixton, Surrey, builder.—*Charles Henry Purnell*, Liverpool, coal merchant.—*Wm. Bottle*, Dover, Kent, grocer.—*Wm. C. Thornton*, Cleckheaton, Birstal, Yorkshire, machine maker.—*John Lamont*, Wellclose-square, Middlesex, ship owner.—*C. Burrell*, Northumberland-place, Commercial-road, Middlesex, cheesemonger.

#### SCOTCH SEQUESTRATIONS.

*Wm. Bleaymire*, Glasgow, manufacturer.—*Robt. Rogers*, Glasgow, ironmonger.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Charles Coudridge*, Gray's-inn-lane, Middlesex, carpenter, March 11 at 11, Court of Bankruptcy, London.—*Philip Herring*, Roalyn-cottage, Brompton, Middlesex, out of business, March 9 at 11, Court of Bankruptcy, London.—*Elsie Olsen*, College-street, Chelsea, Middlesex, paper bag maker, March 18 at 11, Court of Bankruptcy, London.—*Thos. Mills*, Charles-street, Westminster, Middlesex, dyer, March 18 at 1, Court of Bankruptcy, London.—*Henry Castling*, York-st., London-road, Southwark, Surrey, tailor, March 18 at 1, Court of Bankruptcy, London.—*J. Willis*, Gordon-terrace, Wharf-road, King's-cross, Middlesex, foreman in the iron foundry department of a builder, March 18 at 1, Court of Bankruptcy, London.—*Charles Breton*, Philpot-street, Commercial-road, Middlesex, baker, March 9 at 11, Court of Bankruptcy, London.—*Daniel Lewis*, South-street, Southampton-street, Camberwell, Surrey, baker, March 9 at half past 11, Court of Bankruptcy, London.—*J. Eastman* the elder, Deal, Kent, whitesmith, March 9 at 12, Court of Bankruptcy, London.—*John Bateman*, Sun-street, Bishopsgate-street Without, London, wholesale ladies' boot manufacturer, March 9 at 12, Court of Bankruptcy, London.—*Ebenezer Blaker*, Gravesend, Kent, March 9 at 12, Court of Bankruptcy, London.—*Jas. Jackson*, Park-side, Knightsbridge, Middlesex, assistant to a cheesemonger, March 9 at 11, Court of Bankruptcy, London.—*Simon Hughes*, Ruthin, Denbighshire, grocer, March 9 at 12, District Court of Bankruptcy, Liverpool.—*Thos. Diggory*, Macclesfield, Cheshire, silk trimming manufacturer, March 10 at 11, District Court of Bankruptcy, Manchester.—*J. Wood* the elder, Chorlton-upon-Medlock, Lancashire, coach proprietor, March 10 at 12, District Court of Bankruptcy, Manchester.—*John Carlisle*, Sedbergh, Yorkshire, joiner, March 9 at 11, District Court of Bankruptcy, Leeds.—*P. Foulkes*, Ashton-under-Lyne, Lancashire, tailor, March 9 at 11, District Court of Bankruptcy, Manchester.—*John Moss*, Pudsey, Calverley, Yorkshire, clothier, contractor for cutting of drains, March 9 at 11, District Court of Bankruptcy, Leeds.—*John Edward Pugh*, Edgbaston, Warwickshire, clerk in the Birmingham Post-office, March 30 at 12, District Court of Bankruptcy, Birmingham.—*Joseph Preston*, Bilston, Staffordshire, collier, March 30 at 11, District Court of Bankruptcy, Birmingham.—*Benjamin Bycroft*, Chorlton-upon-Medlock, Lancashire, draper's assistant, March 10 at 12, District Court of Bankruptcy, Manchester.—*Henry Heyes*, Wigan, Lancashire, cabinet maker, March 11 at 12, District Court of Bankruptcy, Manchester.—*James Hambleton*, Stockport, Cheshire, out of business, March 11 at 12, District Court of Bankruptcy, Manchester.—*George Spurr*, Liverpool, furniture broker, March 9 at 12, District Court of Bankruptcy, Liverpool.—*Jonathan Bendle*, Liverpool, beer-house keeper, March 12 at 12, District Court of Bankruptcy, Liverpool.

Saturday, Feb. 27.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Robert Hebblethwaite*, Thorne, Yorkshire, gentleman; *Pharaoh Parkin*, assignee.—*George Dodds*, Kingston-upon-Hull, tailor, No. 67,747 C.; *Samuel Hunt*, assignee.—*James Priestley*, Bradford, Yorkshire, ironmonger, No. 67,905 C.; *William Fieldhouse*, assignee.

Saturday, Feb. 27.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Wainwright*, Queen's-row, Pentonville, Middlesex, builder: in the Queen's Prison.—*Henry Colwell* the younger, Horse Shoe-court, Ludgate-hill, London, truss and surgical instrument maker: in the Debtors Prison for London and Middlesex.—*Wm. Laver*, China-terrace, Lambeth, Surrey, general agent for the sale of works of the fine arts: in the Gaol of Horsemonger-lane.—*George Page*, James-street, Mile-end Old-town, Middlesex, cab and omnibus proprietor: in the Debtors Prison for London and Middlesex.—*James Banks*, Wellington-st. North, Strand, Middlesex, advertising agent and printers' broker: in the Debtors Prison for London and Middlesex.—*Nath. Briant*, Kennington-row, Kennington-common, Surrey, civil engineer: in the Queen's Prison.—*H. Hayman Player*, Queen-street, Golden-square, Middlesex, gentleman: in the Queen's Prison.—*Robert Henry Wood*, Poland-street, Oxford-street, Middlesex, upholsterer: in the Debtors Prison for London and Middlesex.—*Lewis Worms*, Brook-hill, Clerkenwell, Middlesex, broker: in the Debtors Prison for London and Middlesex.—*John Greenwood Rice*, High-street, St. Giles's, Middlesex, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*Edw. Boyce Templeton*, Millman-street, Great James-street, Bedford-row, Holborn, Middlesex, gentleman, out of business: in the Queen's Prison.—*Elizabeth Dark*, Bristol, out of business: in the Gaol of Bristol.—*Robert Thos. Ivall*, High Wycombe, Buckinghamshire, coach maker: in the Gaol of Aylesbury.—*Benjamin Cook*, Barton St. David, near Somerton, Somersetshire, farmer: in the Gaol of Wilton.—*Humphrey Griffith*, Tynaur, Bryneroes, Carnarvonshire, farmer: in the Gaol of Carnarvon.—*Wm. Newman*, Ramsgate, Kent, tailor: in the Gaol of Dover.—*Ch. Temple*, Brighton, Sussex, retailer of beer: in the Gaol of Lewes.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, March 17 at 9.

*Jeremiah John Donoghue*, Vere-street, Clare-market, Middlesex, dealer in old wearing apparel.—*S. Standfast*, Hackney-wick, Middlesex, rope maker.—*Lewis Brayley*, Goodge-street, Tottenham-court-road, Middlesex, clerk to an ironmonger.—*Wm. Roberts*, Three Colt-street, Limehouse, Middlesex, potatoe dealer.—*Thomas Bullwinkle*, Windsor-terrace, Canal-road, Mile-end, Middlesex, blood dryer's labourer.—*Louis Achille Leger*, Lowthendale-buildings, Aldersgate-st., London, paste-board box manufacturer.

Court-house, LIVERPOOL, Lancashire, March 16 at 10.

*Wm. Irlam*, Liverpool, licensed victualler.—*Isaac Alfred Fleming*, Liverpool, watch manufacturer.—*Wm. Adamson*, Liverpool, fisherman.—*Wm. Lyons*, Liverpool, labourer.—*Bridget Carney*, Liverpool, licensed victualler.—*J. George*, Liverpool, joiner.

#### MEETING.

*Thomas Barron*, Clavering, near Saffron Walden, Essex, blacksmith, March 18 at 12, Gee & Co.'s, Bishop's Stortford, Hertfordshire, sp. aff.

### FRIDAY, MARCH 5.

#### BANKRUPTS.

**FRANCIS BAISLER**, Oxford-street, Middlesex, stationer and bookseller, March 15 and April 20 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Walker, jun., Finsbury-circus.—Fiat dated March 2.

**THOMAS CLARKE BAYLIS**, Gloucester-place, Old Kent-road, and Crown-row, Walworth-road, Surrey, grocer and tea dealer, dealer and chapman, March 19 at half-past 1, and April 16 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Taylor, Fenchurch-street.—Fiat dated Feb. 24.

**JOSEPH SOFTLAW**, Adelaide-place, London-bridge, London, wine merchant, hotel and tavern keeper, dealer and chapman, March 19 at half-past 11, and April 24 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Wellborne, Tooley-street, Southwark.—Fiat dated March 2.

**CHARLES JOHN HUBBARD**, Cratched-frirs, London, hop merchant, dealer and chapman, March 12 at half-past 11, and April 22 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Lawrance & Plews, Old Jewry-chambers, London.—Fiat dated Feb. 27.

**JOHN BROWN**, Great Queen-street, Lincoln's-inn-fields, Middlesex, carver and gilder, March 13 at half-past 11, and April 24 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Shaw, 8, Furnival's-inn, London.—Fiat dated Feb. 27.

**JOHN WEBB FIELDER**, Thavies-inn, Holborn-hill, London, lace merchant and warehouseman, March 10 and April 16 at half-past 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Reed & Langford, Friday-st., Cheapside.—Fiat dated March 2.

**WILLIAM PALFREY** the elder, Tyssen-place, Kingland-road, Middlesex, builder, dealer and chapman, March 16 at 2, and April 13 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Teague, Crown-court, Cheapside, London.—Fiat dated Feb. 24.

**JOHN HASTINGS**, Kingston-upon-Hull, draper, dealer and chapman, March 17 and April 7 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Kynaston; Sols. England & Shackles, Hull; Dean & Co., St. Swithin's-lane, London.—Fiat dated Feb. 26.

**MARTIN RICHARDSON**, Harrogate, and Knaresborough, Yorkshire, attorney at law and dealer in railway shares, dealer and chapman, March 24 and April 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, London.—Fiat dated March 2.

**JOSEPH HILL SMITH**, Merthyr Tydvil, Glamorganshire, grocer, dealer and chapman, March 19 at 12 and April 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Smith, Merthyr Tydvil; Abbott & Co., New-inn, London.—Fiat dated March 1.

**JOHN PIERCE**, Liverpool, builder, March 19 and April 16 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Feb. 25.

**JOSHUA FORBER**, Liverpool, watchmaker, dealer and chapman, March 19 and April 16 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Booker, Liverpool; Holme & Co., New-inn, London.—Fiat dated March 1.

**WILLIAM GIBSON**, Birmingham, broker, March 22 and April 8 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Chesshire, Birmingham; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Feb. 25.

**THOMAS JONES JAMES**, Chatford, Conover, Shropshire, corn dealer, dealer and chapman, March 13 and April 10 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Knowles, Birmingham.—Fiat dated Feb. 24.

**THOMAS JEYNES**, Longdon, Worcestershire, butcher, dealer and chapman, March 18 and April 7 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Cooper, Upton-upon-Severn; Motteram & Knowles, Birmingham.—Fiat dated Feb. 23.

#### MEETINGS.

*Tring, Reading, and Basingstoke Railway Company*, New Broad-st., London, March 18 at 11, Court of Bankruptcy, London, last ex.—*And. White*, Bishopwearmouth, Durham, coal owner, March 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Hm. Leonard*, Cheltenham, Gloucestershire, ironmonger, March 29 at 12, District Court of Bankruptcy, Bristol, last ex.; at 1, and. ac.—*Geo. Park*, Bury-st., St. James, Westminster, Middlesex, tailor, March 26 at 11, Court of Bankruptcy, London, and. ac.—*David Stuart*, Stockbridge-terrace, Victoria-road, Pimlico, Middlesex, baker, March 30 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Hodsoll*, South Ash, Kent, farmer, March 26 at 11, Court of Bankruptcy, London, and. ac.—*G. Goodwin*, Kingston-upon-Hull, merchant, April 7 at 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac. and div.—*E. D. Hall*, Walsall, Staffordshire, currier, March 27 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Fred. A. Wheeler*, Birmingham, percussion cap manufacturer, March 27 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Rice Harris*, Birmingham, glass manufacturer, March 27

at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Alfred Fielder*, Alton, Southampton, brewer, March 26 at 12, Court of Bankruptcy, London, div.—*Chas. Pulling*, Hay's-wharf, Tooley-street, and Trinity-sq., Southwark, Surrey, potatoe salesman, March 26 at 2, Court of Bankruptcy, London, div.—*Thos. H. Williams* and *Wm. C. Stanes*, Chelmsford, Essex, wine merchants, March 26 at 12, Court of Bankruptcy, London, div.—*Joseph L. Heathorn*, Abchurch-lane, London, ship owner, March 26 at 1, Court of Bankruptcy, London, div.—*John Richards*, jun., Reading, Berkshire, banker, March 29 at 1, Court of Bankruptcy, London, div.—*Hen. J. Palmer*, Wantage, Berkshire, grocer, March 29 at half-past 12, Court of Bankruptcy, London, fin. div.—*Rich. Walker Openshaw*, Prestwich, Oldham, Lancashire, common brewer, March 26 at 12, District Court of Bankruptcy, Manchester, div.—*Paul Strawson* and *Thos. B. Young*, Louth, Lincolnshire, chemists, March 31 at 10, District Court of Bankruptcy, Kingston-upon-Hull, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Wm. H. Cox*, College-wharf, Belvedere-road, Lambeth, Surrey, barge builder, March 27 at 11, Court of Bankruptcy, London.—*Rob. Wm. Samson*, Essex-wharf, near the Strand, Middlesex, coal merchant, March 26 at half-past 11, Court of Bankruptcy, London.—*William Palmer*, Strand, Middlesex, hosier, March 29 at 12, Court of Bankruptcy, London.—*Jos. Smart*, King-st., Tower-hill, Middlesex, watch maker, March 26 at 2, Court of Bankruptcy, London.—*William Hodsoll*, South Ash, Kent, farmer, March 26 at 11, Court of Bankruptcy, London.—*Michael Forster*, Copley, Durham, timber merchant, March 30 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Robinson* and *Thomas Twrley*, Leeds, Yorkshire, sharebrokers, March 27 at 11, District Court of Bankruptcy, Leeds.—*John Griffiths*, Liverpool, wholesale stationer, March 26 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Helliwell*, Halifax, Yorkshire, stockbroker, April 20 at 11, District Court of Bankruptcy, Leeds.—*John T. K. Sloan*, Manchester, tavern keeper, April 1 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before March 26.

*John Mears*, Bedminster, Bristol, builder.—*W. Cameron*, Newcastle-upon-Tyne, confectioner.—*George Moir*, John's-row, Middlesex, shoemaker.—*Jos. Irvine*, Liverpool, ironmonger.—*Wm. Carpendale*, Kingston-upon-Hull, jeweller.—*Benj. Peter Mitchell*, Liverpool, victualler.—*Wm. Clay* and *Jos. Clay*, Sowerby-bridge, Halifax, Yorkshire, woollen manufacturers.—*Rich. Kent Payne*, Brighton, Sussex, grocer.—*Wm. Stacy*, Lawrence-lane, Cheap-side, warehouseman.—*Chas. Borer*, Elliott's-row, Lower-road, Islington, Middlesex, grocer.—*Jos. Keed Bullen*, Peterborough, Northamptonshire, tailor.—*Thos. Norton*, Birmingham, builder.—*Thos. Teppenden*, Friendly-place, Old Kent-road, Surrey, tailor.

#### SCOTCH SEQUESTRATIONS.

*Robert Rogers*, Glasgow, ironmonger.—*Andrew Lindsay*, Glasgow, victualler.

#### INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Stephen Parr*, Hockley, Essex, cattle dealer, March 18 at half-past 12, Court of Bankruptcy, London.—*Henry Henderson*, Milton, next Gravesend, hairdresser, March 18 at 1, Court of Bankruptcy, London.—*Thos. Drummond*, Newcross, near Deptford, Surrey, superintendent of railway works, March 11 at 1, Court of Bankruptcy, London.—*Hen. Cumberlaid*, Globe-road, Bethnal-green, Middlesex, out of business, March 18 at 1, Court of Bankruptcy, London.—*George Wm. Berthelemy*, Tavistock-mews, Tavistock-square, master chimney sweeper, March 18 at 11, Court of Bankruptcy, London.—*Fred. Gilbert*, York-st., City-road, Middlesex, assistant to a wholesale fruiterer, March 11 at 11, Court of Bankruptcy, London.—*Samuel Horton*, Prospect-place, Brook-green, Middlesex, gentleman, March 11 at 11, Court of Bankruptcy, London.—*John Codlin*, Canewood, Essex, blacksmith, March 13 at 1, Court of Bankruptcy, London.—*Stephen Kirk*, Southtown-road, Suffolk, near Yarmouth, out of business,

March 13 at 2, Court of Bankruptcy, London.—*Geo. Felix Akehurst*, Brighton, Sussex, tailor, March 13 at half-past 2, Court of Bankruptcy, London.—*Jas. Lord*, Norwich, plasterer, March 13 at half-past 1, Court of Bankruptcy, London.—*Adam Jackson*, Dodington-grove, Kennington-road, Kennington, Surrey, surveyor, March 17 at 11, Court of Bankruptcy, London.—*David Asey*, Clerkenwell-green, Clerkenwell, Middlesex, labourer, March 18 at 1, Court of Bankruptcy, London.—*Matthew Wright*, Roke, Bensington, Oxfordshire, grocer, March 18 at 1, Court of Bankruptcy, London.—*Stewart Daughlish*, Bay-st., Middleton-road, Dalston, Middlesex, Manchester warehouseman's salesman, March 18 at 11, Court of Bankruptcy, London.—*David Todd*, Kingsnorton, Worcestershire, out of business, March 13 at 11, District Court of Bankruptcy, Birmingham.—*William Hashe*, Cheltenham, Gloucestershire, cordwainer, March 11 at 1, District Court of Bankruptcy, Bristol.—*Henry Jefferies*, St. George, Gloucestershire, retailer of beer, March 16 at half-past 11, District Court of Bankruptcy, Bristol.—*John Wood*, Belper, Derbyshire, tailor, March 19 at 11, Exchange-rooms, Nottingham.—*John Sinclair Innes*, Caerleon, Monmouthshire, surgeon, March 11 at 11, District Court of Bankruptcy, Bristol.—*Wm. Redgate*, Nottingham, professor and teacher of music, March 12 at 11, Exchange-rooms, Nottingham.—*Ed. Joinson*, Holywell, Flintshire, sheriff's officer, March 11 at 11, District Court of Bankruptcy, Liverpool.—*Ben Owen*, Hafsducha, Llanaber, Merionethshire, farmer, March 12 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Jones*, Abergale, Denbighshire, shoemaker, March 12 at 12, District Court of Bankruptcy, Liverpool.—*John Badger*, Clithere, Lancashire, farmer, March 18 at 12, District Court of Bankruptcy, Manchester.—*Joshua Renshaw*, Ardwick, Manchester, merchant's clerk, March 11 at 12, District Court of Bankruptcy, Manchester.

#### Wednesday, March 3.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

#### (On their own Petitions).

*Mary Stillwell*, spinster, Hillingdon, near Uxbridge, Middlesex, bar woman to a licensed victualler: in the Queen's Prison.—*Thos. Frost*, Marshall-st., Golden-sq., Middlesex, printer: in the Debtors Prison for London and Middlesex.—*Geo. Jardine*, Providence-pl., Limehouse, Middlesex, master mariner: in the Debtors Prison for London and Middlesex.—*Christ. B. Christian*, Blackfriars-road, Surrey, compositor: in the Debtors Prison for London and Middlesex.—*Joseph Gill*, Navarino-place, Dalston, Middlesex, clerk in the General Post-office: in the Debtors Prison for London and Middlesex.—*Fred. Pavey*, Kingston-upon-Thames, Surrey, furniture broker: in the Queen's Prison.—*Thos. V. Bramwell*, Stockport, Cheshire, attorney at law: in the Gaol of Chester.—*Geo. Rutland*, Macclesfield, Cheshire, auctioneer: in the Gaol of Chester.—*Andrew Park*, Grove, near Esat Retford, Nottinghamshire, licensed victualler: in the Gaol of Nottingham.—*Wm. Lunn*, Spalding, Lincolnshire, hatter: in the Gaol of Lincoln.—*John Tassner*, Bath, Somersetshire, haulier: in the Gaol of Wilton.—*Wm. Cook*, Bridgwater, Somersetshire, builder: in the Gaol of Wilton.—*John Parr*, Leake, near Boston, Lincolnshire, farmer: in the Gaol of Lincoln.—*David Booth*, Macclesfield, Cheshire, ironmonger: in the Gaol of Chester.—*John Hewetson*, Staveley, near Kendal, Westmoreland, draper: in the Gaol of Appleby.—*Henry Waller* the younger, Ipswich, Suffolk, corn chandler: in the Gaol of Ipswich.

#### (On Creditor's Petition).

*Charles Robson*, Wrekenton, Gateshead Fell, Durham, miller: in the Gaol of Durham.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Saturday, March 20, at 9.

*Wm. Morris*, Mount-row, Liverpool-road, Islington, Middlesex, grocer.—*Henry Titheradge*, Moscow-road, Bayswater, Paddington, Middlesex, plumber.—*George Hicker*, High-street, Camberwell, Surrey, cheesemonger.

#### March 22, at the same hour and place.

*Nathaniel Briant*, Lower Norwood, Surrey, civil engineer.—*Wm. Wainwright*, Queen's-row, Pentonville, Middlesex, builder.

**Court-house, HUNTINGDON, (County), March 22 at 10.**  
*Joe Oakett* the younger, Fenstanton, Huntingdonshire, shoemaker.

**Court-house, CAMBRIDGE, (County), March 19 at 10.**  
*George Brittain*, Gorfield-green, Leverington, Isle of Ely, bricklayer.

**Court-house, GLOUCESTER, (City), March 19 at 10.**  
*Das. Jones*, Langford, bricklayer.—*Wm. Willis*, Bristol, calf dealer.

**Court-house, GLOUCESTER, (County), March 19 at 10.**  
*Chas. Davis*, Down, Hatherley, shoemaker.—*Thos. Saint*, Stapleton, flax manufacturer.—*Jos. Stinchcomb*, Wootton-under-Edge, hurdlemaker.—*Henry Willis*, Bristol, mail coachman.—*George Kift*, Henbury, out of business.—*Nash. Smith*, Kingaholm, gardener.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—*Frederick William Pouget Cleverton*, of Plymouth; *Hugh Jones*, of Carnarvon.

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LONDON, MARCH 13, 1847.

THE following is a summary of the material enactments proposed by the bill, brought in by Lord Brougham, to amend the law and practice in bankruptcy and insolvency.

It commences by repealing the 5 & 6 Vict. c. 116, and the 7 & 8 Vict. c. 96, so far, as to the latter only, as it relates to insolvency and insolvent debtors; and all power, jurisdiction, and authority given by those two acts, or by the rules and orders made in pursuance thereof, to the Court of Bankruptcy and to the commissioners and district commissioners thereof in matters of insolvency, are to be repealed, saving petitions now in dependence under those acts.

By the 3rd section, the judges of the county courts and the commissioners of the Insolvent Debtors Court are to have jurisdiction in all matters of insolvency.

By the 5th section, the Court of Review is abolished, and in lieu of it a jurisdiction as a court of record is given to each of the commissioners in bankruptcy, who are to have original jurisdiction in all matters heretofore within the province of such Court of Review or judges respectively.

Instead of an appeal from the commissioners to the Court of Review, there is to be an appeal from the commissioners to the Lord Chancellor, in the same manner that appeals are now made from decisions of the Court of Review, except as to the allowance or suspension of a bankrupt's certificate; and on that point the decision of the commissioner is to be final; and these appeals are to be heard by the Lord Chancellor or one of the Vice-Chancellors.

The number of London commissioners is to be reduced to three, as vacancies occur, and the number of country commissioners, to nine.

The office of chief registrar of the Court of Bank-

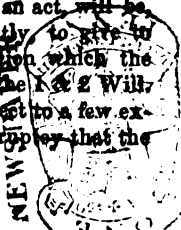
ruptcy is to be abolished, and his duties are to be transferred to the "Master of the Court."

Provisions are made by the 17th and 18th sections for the reduction of the London and country commissioners.

The bill contains many other clauses, all subservient to the main purpose of it, which is to abolish the Court of Review, to diminish the number and increase the authority and power of the commissioners in bankruptcy, and to restore to the Lord Chancellor and the Vice-Chancellors that appeal directly from the commissioners, which it was the great aim of the noble and learned author of this bill some years ago to take from them.

We are not of those who have considered it a duty, ever since Lord Brougham was Chancellor, to cavil at every attempt that he makes in the direction of legal reform. But, at the same time, we cannot shut our eyes to the singularity of the fact, that it should be the same individual who, fourteen years ago, created a magnificent court of bankruptcy judges, when nobody wanted such a court; and who now destroys his own creation when, in its present state, nobody is dissatisfied with it; for it is not of the Court of Review that persons most interested in the management of bankruptcy business complain, but of the ill-arranged mingling of bankruptcy and insolvency business in the courts of the commissioners, producing a sort of nondescript jurisdiction which is neither in bankruptcy nor in insolvency, but has a little of one and a little of the other.

The effect of this bill, if passed into an act, will be, if we understand the 5th section rightly, to give to every commissioner the same jurisdiction which the Court of Review now has; and as, by the Act 2 Will. 4, c. 56, the Court of Review has, subject to a few exceptions, the same jurisdiction in bankruptcy that the



Lord Chancellor had before that act, it follows that we shall, under the new dispensation, have twelve little bankruptcy chancellors. How twelve such courts, with co-ordinate jurisdiction; and but little intercommunication, will keep the law of the Court in a state of purity, undebled by conflict of decision, is somewhat of a puzzle to those who observe, that, even in the superior courts, particularly in the four assistant courts of equity, presided over by men of great eminence, sitting within hearing, as it were, of each other, with the same Bar, and the utmost facility of intercommunications, there is still enough of conflict of decision, more particularly in matters of practice, to cause much inconvenience to suitors.

It is true, there is to be an appeal from the commissioners to the Lord Chancellor or to one of the Vice-Chancellors; but such appeal will probably be allowed to any Vice-Chancellor, at the pleasure of the suitor: so that one of these two results will take place—either one of the Vice-Chancellors' Courts will become the pet court of appeal in bankruptcy, in which case it will be but a Court of Review with another name; or else the appeals will be taken into all the Vice-Chancellors' Courts, and then there will be, in fact, an appeal from many to many; in other words, the corrective of conflict of decision, will be an appeal to courts themselves obnoxious to the same judicial infirmity.

We confess we do not see the advantages that are to result from the proposed measure. The business done by the Court of Review is of not very large amount, but is of a class that requires the learning and the weight of a superior judge. It is at present transacted, as all superior business ought to be, by a single judge, and it is well transacted. Subdivided among twelve commissioners, the amount of superior business will be, if we may use so homely an expression, such a mere mouthful to each, that it will scarcely give him a taste of law. And lost and buried as the commissioners are, and must be, from the very nature of the great mass of their business, in a multiplicity of details, partaking as much of the business of an accountant as of that of a lawyer, it will be a marvel if they do not, as judges of courts of record,—as judges with a jurisdiction equal to that which was once wielded by an Eldon,—sink beneath the weight of their new honours, and, in the rare exercise of their functions as chiefs in bankruptcy, find little but shame and disappointment.

The appeal, too, which is to be given to the Lord Chancellor or one of the Vice-Chancellors, is not a general appeal, but only an appeal in the same manner as appeals are now made from decisions of the Court of Review.

Now, without stooping to minute criticism of words, and assuming, that, by saying that appeals may be made "in such manner," it is not merely the form and mode of appealing that are pointed at, but that it is meant that *such appeals*, or appeals to the same extent, may be made, as are now made from the Court of Review, it will be recollected that appeals cannot be made from the Court of Review except on matters of law or equity, including in these matters of practice, and that appeals on matters of fact are excluded. This may be well, when matters of fact may first be sifted before an inferior tribunal—the commissioners, and then before a

first court of appeal, being a superior court. But it is very different where there is to be but one adjudication upon facts, and that before courts which are not made superior courts merely because they are made courts of record.

On the whole, we are satisfied that there is much in this bill to which the attention of the very eminent person whose name it bears cannot have been called, and which will receive revision from him whenever it really comes under his serious consideration\*.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 61).

If justices in sessions or out of sessions, from a mistake of the law, refuse to do some act which by law they ought to do, the Court of Queen's Bench, upon application, will, in the first instance, grant a rule to shew cause why a writ of mandamus should not issue, and, if no sufficient cause be shewn, the writ will be directed to issue accordingly†. Therefore, a mandamus lies to justices of the peace to oblige them to admit a person to take the oath of allegiance and to subscribe according to the act of toleration, in order to qualify him to teach a dissenting congregation. (*Peat's case*, 6 Mod. 310; S. C., 2 Salk. 572; *Res v. The Justices of Gloucestershire*, 15 East, 577; *Res v. The Justices of Suffolk*, Id. 590). The Court refused to grant the writ where he was not qualified according to the act, or to take security not to become chargeable to the parish. (6 Mod. 229; but see *Colefitt v. Newcomb*, 2 Ld. Raym. 1206). So to register and certify a dissenting meeting-house. (*Res v. The Justices of Derby*, 4 Burr. 1991). It also lies to compel them to appoint overseers, although the time nominated in the statute has expired, because statutes for the relief of the poor are to be construed liberally: (*Res v. The Inhabitants of Rufford*, 1 Str. 512; *Res v. The Inhabitants of Welbeck*, M., 14 Geo. 2, B. R., cited by Wilmot, J., in *Res v. Showler*, 3 Burr. 1303; *Res v. The Justices of Westmoreland*, 1 Wils. 138; *Res v. Horton*, 1 T. R. 374; *Res v. Beeding*, Cald. 92; *Res v. Watson*, 7 East, 214; *Res v. The Justices of Bedfordshire*, Cald. 157; *Res v. The Justices of Peterborough*, Id. 288; *Res v. Sparrow*, 2 Str. 1123): to swear overseers to their accounts: (*Res v. The Justices of Middlesex*, 1 Wils. 125, 17 Geo. 2, c. 38): to examine the mother of a bastard and grant a summons against the putative father: (*Res v. Martyr and Fulham*, 13 East, 55; *R. v. Codd*, 9 Adol. & Ell. 682): to hear and decide upon a charge of vagrancy instituted by the overseer: (*Res v. The Justices of Cumberland*, 4 Adol. & Ell. 695): to make and allow a rate: (*Ledstone v. The Corporation of Ender*, 9 Will. 3, fol. 18; *Res v. Barnstable*, 1 Bott. pl. 374; *Res v. Gadely*, 1 N. & P. 572; *Res v. The Overseers of Edlston*, 1 N. & P. 20). Though the Court will award a mandamus to make a rate, they will not grant a mandamus to make an "equal" rate, the remedy for which is by appeal to the sessions, and not by mandamus. (*R. v. Barnstable*, 1 Barn. 137; *R. v. Canter-*

\* Since this paper went to press the bill has been withdrawn by Lord Brougham, and an amended bill has been substituted for it. We have not yet seen the amended bill, but as we presume its principle will be the same as that of the bill above commented upon, and as our observations are addressed to principle rather than detail, we shall leave them subsisting.—Ed.

† An exception prevails, however, in some cases, with regard to a rule to shew cause being granted; for instance, in the case of an application to justices to allow a poor-rate, the rule is absolute in the first instance. (*Reg. v. Lord Godolphin*, 13 Law Journ., N. S., M. C., 57).

bury, 4 Burr. 2290). The 6 & 7 Will. 4, c. 93, s. 1, enacts, "That no rate for the relief of the poor in England and Wales shall be allowed by any justices which shall not be made upon an estimate of the net annual value of the several hereditaments rated thereunto in the manner pointed out by the act." Notwithstanding the statute, the allowance is a mere ministerial act on the part of the justices; therefore, where a poor-rate was made by two overseers, and there were also two churchwardens in the parish, and the justices refused to allow it, as it was not made or signed by a majority, the Court awarded a mandamus to compel them: (*Reg. v. Lord Godolphin*, 13 Law Journ., M. C., 57; see also *Reg. v. The Earl of Yarborough*, 12 Adol. & Ell. 416); and in this sort of case they will grant the mandamus in the first instance without a rule to shew cause, for otherwise the poor might starve: (*Reg. v. Lord Godolphin*, 13 Law Journ., N. S., M. C., 57; *Reg. v. Fisher*, Say, 160; *Reg. v. The Justices of Dorchester*, 1 Str. 393; and see *Reg. v. Folly*, Bott, pl. 16; *Reg. v. Edwards and Another*, T. T., 7 Geo. 3, 1 Black. 637; in this latter case, the defendants, justices of the peace, kept out of the way to avoid signing the rate, in pursuance of the command of the writ; an attachment was granted for a contempt). To make a rate in aid: (*Reg. v. Holbeche*, 4 T. R. 778; *Dimchroch v. Eastchurch*, Salk. 491; *St. Peter and St. Paul, Marlborough*, 2 Str. 1114; *Reg. v. St. Mary, Marlborough*, 2 Shaw's Just. 47; 16 Vin. Abr. 416); to sign a poor-rate: (*Reg. v. Beecher*, 8 Mod. 336; *Reg. v. Anon.*, Comb. 479; *Reg. v. Edwards*, ubi sup.); to assess personal property: (*Reg. v. The Justices of Canterbury*, 1 Bott, 131, pl. 162; *Reg. v. Whitney*, Id., pl. 165; *Reg. v. Barking*, 2 Ld. Raym. 1280; *Reg. v. Ambleside*, 16 East. 380; *Reg. v. Darlington*, 6 T. R. 468; *Reg. v. White*, 4 T. R. 774; 1 Nol. P. L. 165); to make a warrant of distress for a poor-rate: (*St. Luke v. The Justices of Middlesex*, 1 Wils. 133; *Reg. v. Beam*, 6 T. R. 198; *Harper v. Carr*, 7 T. R. 272; *Anon.*, 2 Chit. 217). Nevertheless, if any valid doubt were entertained with regard to the validity of the rate or the liability of the party, the Court would not formerly grant a mandamus for making a warrant of distress for levying a poor-rate, lest by so doing the justices might thereby be rendered liable to an action. (*Weaver v. Price*, 3 B. & Adol. 409; see *Reg. v. The Justices of Middlesex*, 12 Law Journ., N. S., M. C., 36). But now, however, the Court will probably be less scrupulous in granting the writ; for, by a recent statute, (6 & 7 Vict. c. 67, s. 3), it is enacted, that no action, suit, or any other proceeding, shall be commenced or prosecuted against any person or persons whatsoever for or by reason of anything done in obedience to any peremptory mandamus, issued by any Court having authority to issue writs of mandamus. Notwithstanding this section, (3), the Court will not, if there be any doubt as to the issuing of the writ of mandamus, direct it to issue, merely in order that the justices may make a return, instead of obeying it in the first instance, for the sake of obtaining the protection given by the statute on the issuing of a peremptory mandamus; (*Reg. v. The Earl of Dartmouth*, 5 Q. B. Rep. 878); and where a mandamus is so issued, the justices ought not to make a return, but obey the writ. Also to summon a person for not paying the poor-rates: (*Anon.*, 2 Chit. 257); to proceed against a quaker for a church-rate: (*Reg. v. Freeman*, 2 Ld. Keny. 19); to make a distress for a poor-rate assessed upon a bishop: (*Reg. v. The Justices of Middlesex*, 2 Ld. Keny. 163); to make a warrant to levy the balance remaining in the late overseer's hands: (*Reg. v. Pascol*, 2 M. & S. 343; *Reg. v. The Justices of Somersetshire*, 2 Stra. 992; 2 Sess. Cas. 283, pl. 174; vide 43 Eliz. c. 2, s. 2, 4; 17 Geo. 2, c. 38, s. 3; *Reg. v. The Justices of Manchester*, 1 D. & Ry. 464; and see *R. v. The Justices of Worcesterhire*, 3 D. & R. 299); to receive the complaint of the overseers upon refusal of the

late overseers to pay the amount disallowed in his accounts: (*Reg. v. Carter*, 4 T. R. 246; vide cases in last note). And, where two justices refused to enforce payment of a balance due by the late overseer of the poor, conceiving that they had no authority to do so, as an appeal had been made to the sessions against the overseer's accounts, it appearing that, although the sessions disallowed certain items in the account, they made no order to pay over the balance; the Court, however, on application, thought that the justices had jurisdiction, and granted a mandamus commanding them to receive and hear the complaint. (*Reg. v. Carter*, ubi supra). To appoint and swear a surveyor of the high-ways: (*Reg. v. The Justices of Denbighshire*, 4 East, 142; *Reg. v. Dr. Pettisward*, 4 Burr. 2462); to reimburse a surveyor the monies expended by him: (*Hassell's case*, 1 Stra. 211); to take security on articles of the peace: (*Reg. v. Lewis*, 2 Stra. 836; S. C., 2 Sess. Cas. 68, pl. 72); to proceed to judgment on an information of a seizure of exciseable articles: (*Reg. v. Todd*, 1 Stra. 590); to back a warrant for distress: (*Reg. v. Kynaston*, 1 East, 117); to the mayor and aldermen of London to give judgment on the assessment of a jury, who had been impannelled to award compensation to the owners of land taken for the erection of a market, under an act of Parliament: (*Amburst's case*, Ventr. 187; Bac. Abr., "Mandamus," (D.)); to appoint overseers of the poor: (*Reg. v. The Justices of Worcesterhire*, 11 Adol. & Ell. 57; S. P., *Reg. v. The Justices of Peterborough*, Cald. 238). It must be expressly sworn that the place in question actually is, or is reputed to be, a vill, to set out on the record of a conviction on the Building Act, (3 Geo. 4, c. 23), the evidence adduced on the hearing of the information. (*In re Rix and another*, 4 D. & R. 352; and see 3 Geo. 4, c. 23; 14 Geo. 3, c. 78; *Reg. v. Marsh*, 4 D. & R. 260; but see *R. v. The Justices of Staffordshire*, 6 Adol. & Ell. 84, and *R. v. The Justices of Nottingham*, 3 Adol. & Ell. 500; *semble contra.*) Where a railway act, (6 & 7 Will. 4, c. 106), incorporating the Eastern Counties Railway Company, enacted, (sect. 36), that the company should not be obliged, nor any jury under the act allowed, to receive or take notice of any complaint for any loss or injury sustained in consequence of the execution of the powers of the act, unless notice in writing were given by the complainant to the company within six months after the time of such loss or injury; and that, in case of differences (sect. 41) between the company and owners, &c. of property, as to the amount of damage done thereto by the company under the powers of the act, the same should (when the claim did not exceed 20*l.*) be determined by two justices; and, by a subsequent act, (1 & 2 Vict. c. 81, s. 42), in all cases of land occupied by the company for temporary purposes, it was enacted, that the compensation for the same should be ascertained in like manner by the justices, whatever might be the amount claimed; it was held, that the notice required by sect. 36 of the first act did not apply to cases before the justices. Therefore, where a justice had dismissed a complaint for want of proof of such notice, the Court granted a mandamus calling upon him to hear and determine the complaint. (*Reg. v. Bingham*, 4 Q. B. Rep. 877; S. C., 3 Railw. Cas. 390).

(To be continued).

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Harry Booth, of Holmfirth, in the county of York, Gent., to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the West Riding of the county of York.



## SCHEDULE OF FORMS\*

TO THE

NEW RULES OF PRACTICE FOR THE  
COUNTY COURTS OF ENGLAND.1.—*Summons to appear to Plaintiff.*—(Sect. 59).

No. of plaintiff.

In the County Court of —, at —.

(Seal)

A. B., plaintiff,  
against  
C. D., defendant.

You are hereby summoned to appear at a county court to be holden at —, on the — day of —, at the hour of — in the forenoon, to answer the above-named plaintiff in an action on contract [or, in an action for tort], for [here state the substance of the cause of action].

Debt or claim . . . . .  
Cost of summons and service . . . . .  
Paying money into and out of court; entering satisfaction, &c. . . . .

£

[The particulars of which are herewith annexed, where the cause of action exceeds 5*l.*; and take notice, that, in case you shall have been personally served with this summons, an application may be made immediately after a judgment has been obtained against you to commit you to prison, under the provisions of the statute in that behalf made and provided, in which case the judge of the said court will proceed to hear and determine such application, and make such order thereupon as he shall think fit, whether you shall be then present or not.

Given under the seal of the said court, this — day of —, 18—.

—, Clerk of the court.

To —, the above-named defendant.

N.B.—See notice at back of this summons.

[To be indorsed on the Summons.]

## Notice.

N. B.—If you admit the whole or any part of the plaintiff's demand, by paying into the office of the clerk of the court at — the amount so admitted, together with the costs, five clear days before the day of appearance, you will avoid any further costs, unless, in case of part payment, the plaintiff, at the hearing, shall prove a demand against you exceeding the sum so paid into court.

If you have any defence to the demand, by way of set-off, or on account of your being an infant, or married woman, or by reason of the Statute of Limitations, or of your discharge by bankruptcy, or under any act for the relief of insolvent debtors, the same cannot be admitted unless you give notice thereof in writing, and if a set-off, of the particulars of such set-off, to the clerk of the court, at the above-named office, five clear days before the day of hearing.

If the debt or claim exceed 5*l.*, you may have the cause tried by a jury, on giving notice thereof in writing at the said office of the clerk, two clear days at least before the day of trial, and on payment of the fees for summoning, and payable to such jury.

Notices of defence cannot be served unless the fees for entering and serving the same be paid at the time the notices are given.

You may have a summons to compel the attendance of any witness, and the production of any books or documents, on applying at the office of the clerk of the court.

Bring this summons with you when you come to the court or to the office of the clerk.

Office hours from 10 to 4.

\* This Schedule was obliged to be omitted in last week's Number from press of other matter.

4

2.—*Summons to a Tenant holding over.*

No.

In the County Court of —, at —,

(Seal)

A. B., plaintiff,  
against  
C. D., defendant.

You are hereby summoned to appear at a county court to be holden at —, on the — day of —, at the hour of — in the forenoon, to answer to the above-named plaintiff, wherefore you neglect or refuse to quit and deliver up to him possession of a certain [messuage with appurtenances, or, part of a house, &c., as the case may be,] situate at —. And take notice, if you do not appear at the said court, and shew cause why you do not quit and deliver up possession as aforesaid, you may, by order of the Court, be turned out of the possession held by you.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the court.

To —, the above-named defendant.

3.—*Summons on Devastavit.*—(Sect. 66).

No.

In the County Court of —, at —.

(Seal)

A. B., plaintiff,  
against

C. D., Executor of E. F., deceased, defendant.

You are hereby summoned to appear at a county court to be holden at —, on the — day of —, at the hour of — in the forenoon, to answer the above-named plaintiff in an action of contract, for that you, the defendant, have withheld, wasted, and put to your own use, divers goods and chattels which were the property of E. F., deceased, at the time of his death, and which came to the hands of you, the defendant, as executor of the said E. F., to be administered, whereby the judgment recovered against you by the said plaintiff at this court [or, at a county court held at —, in the county of —, on the — day of —, as the case may be,] remains unsatisfied.

And take notice—[Conclude, and add notice as in Form 1.]

4.—*Plaintiff's Note on entering Plaintiff.*

County Court of —, at —.

No.\*

The above cause [or, causes] will be tried at —, on —, at — o'clock in the forenoon.

To —.

(Signed)

A. B., the above-named plaintiff. } —, Clerk of the court.  
Office at —.

Hours of attendance from 10 to 4.

Take notice, you must bring this note along with you when you come to the court, or to the office of the clerk, for any purpose, and in case of loss of it you must immediately give notice thereof at my office.

You may have a summons to compel the attendance of any witnesses, or for the production of any books or documents you may require, on early application at the office of the clerk, and on payment of the expenses thereof.

5.—*Affidavit of Service of Summons out of the District, or in case of unavoidable Absence of Bailiff.*—(Sects. 61, 62).

No.

In the County Court of —, at —.

Between A. B., plaintiff,  
and  
C. D., defendant.

E. F., of —, one of the bailiffs of the County Court of —, [or, of the said court], maketh oath and saith, that he

\* Where a plaintiff enters several plaints, one note will be sufficient by specifying the numbers of the plaints.

did, on the — day of —, duly serve the said — with a summons [or other process], a true copy whereof is hereto annexed, marked —, at —, within the jurisdiction of the said County Court of —, by delivering the same personally to the said C. D. [if the service was not personal, state how served].

Sworn before me, &c., the — day of —. E. F.

[Indorse the summons or other process, "this paper marked — is the paper referred to in the annexed affidavit."]

6.—Notice of Payment of the whole Claim.—(Sect. 82).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

I do hereby give you notice, that the above-named defendant has paid into court the sum of £—, being the full amount of your demand in this action, together with the costs incurred by you therein.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

To —, the above-named plaintiff.

7.—Payment of Part of the Claim into Court.—(Sect. 82).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

Take notice, that the sum of £— has been paid into court by the above-named defendant, together with the sum of £— for the costs incurred by you up to the time of such payment; and in case you shall accept the same in full satisfaction of your demand, you must give a written notice to that effect to the clerk of the court, and a like notice to the said defendant, by serving the same on him personally, or by leaving it at his place of abode or business, three clear days before the day of trial, otherwise you will be liable to pay to the said defendant such costs as he may incur in this action after payment into court as aforesaid.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the court.

To —, the above-named plaintiff.

8.—Notice of Set-off.—(Sect. 76).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

The above-named defendant has given notice, that he will, at the hearing of this cause, claim a set-off against any debt or demand to be proved against him by you, and the particulars of such set-off are annexed hereto.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

To —, the above-named plaintiff.

[Annex to this notice the particulars of set-off as furnished by the defendant, sealed with the seal of the court.]

9.—Notice of other Defences.

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

Take notice, that, upon the hearing of this cause, the defendant intends to give in evidence and rely upon the following ground of defence, in answer to the action.

Dated this — day of —, 18—.

—, Clerk of the said court.

To A. B., the above-named plaintiff.

1. That he the defendant was an infant within the age of twenty-one years when the supposed claim arose, [or, the supposed contract or agreement was made.]

2. That she the defendant was, at the time when the supposed claim arose, [or, of making the supposed contract or agreement], the wife of —, of —.

3. That the claim for which he the defendant has been summoned has been barred by the Statute of Limitations.

4. That the defendant is a certificated bankrupt, and obtained his certificate before the commencement of this suit.

5. That the defendant was duly discharged under an act for the relief of insolvent debtors, on the — day of —, at a court held at —.

10.—Summons to Jurors.—(Sect. 72).

No. In the County Court of —, at —.

(Seal) You are hereby summoned to appear and serve as a juror in this court, at —, on —, the — day of —, at the hour of —, upon the trial of several cases to be then and there tried by juries, and in default of attendance you will be liable to a penalty of 5*l.* by the statute of 9 & 10 Vict. c. 95.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

To —, of —.

11.—Clerk's Notice of Jury.—(Sect. 70).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

Take notice, that the above-named cause will be tried by a jury, the above-named — having demanded a jury therein.

—, Clerk of the court.

To the above-named.

12.—Summons to Witness.—(Sect. 85).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff, and C. D., defendant.

You are hereby required to attend at [the court-house], at —, on —, the — day of —, at the hour of —, to give evidence in the above cause on behalf of the above-named —, [and then and there to have and produce (state any particular documents required), and all other books, papers, writings, and other documents relating to the said action, which may be in your custody, possession or power.] In default of your attendance you will be liable to a penalty of 10*l.* under the statute of 9 & 10 Vict. c. 95.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

To —, of —.

13.—*Order for Payment of Penalty by a Witness.*—  
(Sect. 86).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

Whereas it has been made to appear to the Court, that E. F., of \_\_\_\_\_, was duly summoned to be and appear as a witness in this action, at a county court at \_\_\_\_\_, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, [and also to produce, *as the case may be*], and that payment [or, a tender of payment] of his reasonable expenses was duly made to him the said E. F.: And whereas the said E. F. did not appear &c., on &c., in obedience to the said summons, [or, having appeared in pursuance of the said summons, did wilfully refuse to be sworn and to give evidence in the said action, (or, to produce such &c.).]

Now, the said Court doth hereby order that the said E. F. shall pay a fine of £\_\_\_\_\_ for such neglect [or, refusal] to the clerk of this court, on or before the \_\_\_\_\_ day of \_\_\_\_\_, [or, forthwith]; and that the sum of £\_\_\_\_\_, part of the said fine, shall be paid by the said clerk to the \_\_\_\_\_ in this action, being the party injured by such neglect [or, refusal] of the said E. F.

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

14.—*Order for Costs to Defendant where Plaintiff does not appear.*—(Sect. 79).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

Upon hearing the defendant in this action, and it appearing to the court here that the plaintiff therein has not appeared at this court on the \_\_\_\_\_ day of \_\_\_\_\_ (being the day appointed for the trial thereof) to prosecute the same against the defendant, it is awarded and ordered by the judge of the said court, that the sum of £\_\_\_\_\_ shall be paid by the plaintiff to the defendant forthwith, [or, on or before the \_\_\_\_\_ day of \_\_\_\_\_], by way of costs and satisfaction for his trouble and attendance in that behalf.

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

15.—*Order to adjourn Proceedings.*—(Sect. 81).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

It is ordered, that the trial of this action be adjourned until \_\_\_\_\_. Upon [Here state the terms or conditions of the adjournment, if any.]

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

16.—*Order to suspend Order or Judgment.*—(Sect. 100).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

It is ordered, that an order of this court, bearing date \_\_\_\_\_, [or, the judgment herein, or, execution herein issued against

the goods or person of the defendant], be suspended until \_\_\_\_\_, [upon payment of costs by \_\_\_\_\_.]

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

17.—*Order to rescind a former Order.*

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

It is ordered, that a certain order of this court in this action, bearing date the \_\_\_\_\_ day of \_\_\_\_\_, be rescinded.

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

18.—*Order to stay Proceedings.*

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

It is ordered, that all further proceedings in this action be stayed.

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

19.—*Order for a New Trial.*—(Sect. 80).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

It is ordered, that the judgment in this case, and all subsequent proceedings thereon, be set aside, and a new trial had between the parties on \_\_\_\_\_, [set out the terms or conditions, if any, on which the order is made.]

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

By the Court.  
\_\_\_\_\_, Clerk.

20.—*Summons to Plaintiff on Interpleader.*—(Sect. 118).

No. \_\_\_\_\_  
In the County Court of \_\_\_\_\_, at \_\_\_\_\_.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

Whereas \_\_\_\_\_, of \_\_\_\_\_, hath made a claim to certain goods and chattels, [or, money, &c., or, for certain rent due, &c.], which have been seized and taken in execution under and by virtue of process issuing out of this court in this action; you are, therefore, hereby summoned and required to be and appear before the judge of the said court, at \_\_\_\_\_, on \_\_\_\_\_, at the hour of \_\_\_\_\_ in the forenoon, when the said claim will be adjudicated upon, and such order made thereupon as to the judge shall seem fit.

Given under the seal of the court, this \_\_\_\_\_ day of \_\_\_\_\_, 18—.

\_\_\_\_\_, Clerk of the said court.

To \_\_\_\_\_, the above-named plaintiff.

NOTE.—The claimant is called upon to give the particulars of his claim, which you may inspect on application at the office of the clerk of the court four days before the day of hearing.

21.—*Interpleader Summons to Claimant.*—(Sect. 118).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

You are hereby summoned and required to appear at a court to be holden on — next; at &c., at the hour &c., touching a claim made by you to certain goods and chattels, [or, monies, &c., or, for certain rent due on —,] seized and taken in execution under process issued out of this court in this action, and, in default of your then establishing such claim, the said goods and chattels will be sold, [or, the said monies, &c., paid over,] according to the exigency of the said process; and take notice, that you are hereby required, five days before the said — day of —, to deliver to the officer in charge of the said process, or to leave at my office at —, a particular of the goods or chattels so claimed by you and of the grounds of your claim, [or, of the amount of rent claimed, and for what period due.]

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

To —, of —.

22.—*Order on an Interpleader Summons.*—(Sect. 118).

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

It is hereby ordered, touching the claim of E. F. to certain goods and chattels [or, monies, &c.] seized and taken in execution in this action, which said E. F. has been duly summoned to support his claim at this court, that the said goods and chattels [or, monies, &c., or, part thereof, to wit, specifying *them*] are the property of the said E. F., [or, of the said defendant, as the case may be;] and it is further ordered, that the costs of this proceeding, amounting to —, be paid by the said — to the clerk of the court, at his office in —, for the use of the said —, on or before the — day of —.

Given under the seal of the court, this — day of —, 18—.

By the Court.  
—, Clerk.

Office hours from 10 till 4.

23.—*Judgment against Defendant for Payment of Debt or Damages.*

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

Upon hearing this cause at a court holden at —, on the — day of —, it is adjudged, that the said plaintiff do recover against the said defendant the sum of £— for his debt, [or, damages by him sustained,] together with the costs of suit, amounting to the sum of £—. And it is ordered that the said defendant do pay the same to the clerk of the court at his office in —, on or before the — day of —.

Given under the seal of the court, this — day of —, 18—.

By the Court.  
—, Clerk.

Attendance at the Office from 10 till 4 o'clock.

24.—*Judgment against Defendant when the Debt or Damages are made payable by Instalments.*

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

Upon the hearing of this cause, at a court holden at —, on the — day of —, it is adjudged, that the said plaintiff do recover against the said defendant the sum of £— for his debt, [or, damages by him sustained,] in a certain action, together with the costs of suit, amounting to the sum of £—, by instalments —, the first instalment to be paid upon the — day of —. Such payments to be made at the office of the clerk of this court at —.

Given under the seal of the court, this — day of —, 18—.

By the Court.  
—, Clerk.

Office hours from 10 till 4.

25.—*Judgment against Plaintiff for Costs and Satisfaction to Defendant, and for his Costs of Suit.*

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

At a court holden at —, on the — day of —, it was adjudged, that judgment should pass against the said plaintiff, and that the said plaintiff should pay the sum of £— to the said defendant, by way of costs and satisfaction for his trouble and attendance in that behalf, and the further sum of £— for his costs and charges by the said defendant about his suit in that behalf expended, amounting together to the sum of £—, on or before the — day of —. It is therefore ordered, that the said plaintiff do pay the same to the clerk of the court, at his office at —, on or before the — day of —.

Given under the seal of the court, this — day of —, 18—.

By the Court.  
—, Clerk.

Office hours from 10 till 4.

26.—*Execution against the Goods of Defendant.*

No. In the County Court of —, at —.

(Seal) Between A. B., plaintiff,  
and  
C. D., defendant.

Whereas at a county court duly holden at —, on the — day of —, at —, within the jurisdiction of the said court, before —, the judge of the said court, the said plaintiff, by the consideration and judgment of the said court, recovered against the said defendant the sum of £—, for a certain debt before that time due and owing to the said plaintiff, [or, for certain damages by him sustained, and by the said court awarded to be paid to him the said plaintiff,] together with the costs of suit, by the said plaintiff in that behalf expended: And whereas the said defendant, by an order of the said court bearing date the day and year aforesaid, was ordered to pay the said debt, [or, damages,] together with the said costs, amounting together to the sum of £— [state the time for payment]: And whereas the said sum of £— [or, the sum of £—, being part of the said sum of £—, as the case may be] has not been paid to the said plaintiff, pursuant to the said order: These are therefore to require and order you forthwith to make and levy by distress and sale of the goods and chattels of the said de-

\* This form may be used in replevin where judgment is given for the plaintiff.

defendant, wheresoever they may be found within the district of this court, (excepting the wearing apparel and bedding of the said defendant or his family, and the tools and implements of his trade, if any, to the value of 5*l.*), the said sum of £—, and also the costs of this execution; and also to seize and take any money or bank notes, (whether of the Bank of England or of any other bank), and any cheques, bills of exchange, promissory notes, bonds, specialties, or securities for money, of the said defendant, which may be there found, or such part or so much thereof as may be sufficient for the satisfying of this execution, and the costs of making and executing the same.

Given under the seal of the court, this — day of —, 18—.

By the Court.

[In cases of cross-judgments the execution must be stated to be for the balance.]

—, Clerk of the said court.

To —, high bailiff of the said court, and other the bailiffs thereof.

	£	s.	d.
Debt .....			
Costs .....			
Execution .....			

Notice.

The goods and chattels are not to be sold until after the end of five days next following the day on which they may have been taken, unless they be of a perishable nature, or at the request of the said defendant.

27.—Execution against the Goods of a Testator.

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and

C. D., executor of E. F., deceased, defendant.

Whereas at a court duly holden at —, within the jurisdiction of the said court, on the — day of —, before —, the judge of the said court, the said plaintiff, by the consideration and judgment of the said court, recovered against the said defendant, as executor [or, administrator] of E. F., deceased, the sum of £— for a certain debt before that time due and owing to the said plaintiff by the said E. F. in his lifetime, together with the sum of £— for his costs of suit, by the said plaintiff in that behalf expended: And whereas the said defendant, by an order of the said court, bearing date the day and year aforesaid, was ordered to pay the said debt, [or, damages,] together with the said costs, amounting together to the sum of £—, [state the time for payments]: And whereas the said sum of £— has not been paid to the said plaintiff, pursuant to the said order: These are therefore to require and order you forthwith to make and levy by distress and sale of the goods and chattels which were the property of the said E. F. in his lifetime, in the hands of the said defendant to be administered, wheresoever they may be found within the district of this court, the said sum of £—, together with the costs of this execution; and also to seize and take any money or bank notes, (whether of the Bank of England or of any other bank), and any cheques, bills of exchange, promissory notes, bonds, specialties, or securities for money, which were the property of the said E. F. in his lifetime, which may there be found, or such part or so much thereof as may be sufficient for the satisfying of this execution, and the costs of making and executing the same, if the said defendant hath so much thereof in his hands to be administered; and if he hath not so much thereof in his hands to be administered, then that you make and levy of the proper goods and chattels, money, or bank notes, (whether of the Bank of England or of any other bank), and any cheques, bills of exchange, promissory notes, bonds, specialties, or securities for money of the said defend-

ant, the sum of £—, for the costs and charges first above mentioned, and the costs of this execution, and of levying the same.

Given under the seal of the court, this — day of —, 18—.

By the Court.

—, Clerk of the said court.

To —, high bailiff of the said court, and the other bailiffs thereof.

	£	s.	d.
Debt .....			
Costs .....			
Execution .....			

Notice.

The goods and chattels are not to be sold until after the end of five days next following the day on which they may have been taken, unless they be of a perishable nature, or at the request of the said defendant.

28.—Judgment against an Executor on a Devastavit.

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and

C. D., executor of E. F., deceased, defendant.

Upon the hearing of this cause, at a court holden at —, on the — day of —, it is adjudged, that the said defendant, being the executor of E. F., deceased, hath made away, wasted, and put to his own use, divers goods and chattels, [or, monies, &c., as the case may be,] which were the property of E. F., deceased, at the time of his death, and which came to the hands of the said defendant as executor as aforesaid, to be administered, whereby a certain judgment recovered by the said plaintiff against the said defendant as executor as aforesaid, at a court held on the — day of —, remains unsatisfied, and that the said defendant do pay the sum of £— recovered by the said judgment, together with the sum of £—, the cost of this suit, to the clerk of the court, at his office, on or before &c. [as the case may be]; and it is further adjudged, that, if the said defendant make default in payment thereof, an execution shall issue to make and levy the said several sums of £— and £— of the goods and chattels of the said E. F., if the said defendant hath so much thereof in his hands to be administered, and if he hath not so much thereof in his hands to be administered, then to be made and levied of the proper goods and chattels of the said defendant.

Given under the seal of the court, this — day of —, 18—.

By the Court.

[The execution upon this order may be drawn from this Form.]

29.—Judgment for Defendant\* in Replevin.

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and

C. D., defendant.

Upon hearing this action of replevin at a court holden at —, on the — day of —, it is adjudged, that the said plaintiff do return to the said defendant the cattle [or, the goods or chattels, as the case may be, stating the particulars thereof] forthwith [or as the case may be]; and that the said defendant do recover against the said plaintiff the costs of

\* Judgment for the plaintiff in Form No. 23.

suit, amounting to the sum of £—; and it is further ordered, that the said defendant do pay the same to the clerk of the court, at his office at —, on or before the — day of —.

Given under the seal of the court, this — day of —, 18—.

By the Court. —, Clerk.

Office hours from 10 till 4.

30.—*Judgment for Recovery of Tenement.*

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and C. D., defendant.

Upon the hearing of this cause at a court holden at —, on the — day of —, it is adjudged, that the said plaintiff do recover against the said defendant possession of a certain house, [or, land, or, part of a certain house], at —, together with the costs of suit, amounting to the sum of £—; and it is ordered, that the said defendant do forthwith quit and deliver up possession of the said house [or, &c.] to the said plaintiff; and that a warrant do forthwith issue to enforce this adjudication, and to require and authorise the bailiff of the said court to give possession of the said house [or, &c.] to the said plaintiff within — days from the date of such warrant; and it is further ordered, that the said defendant do pay the said sum of £— for the said plaintiff's cost, to the clerk of this court, at his office in —, on or before the — day of —.

Given under the seal of the court, this — day of —, 18—.

By the Court. —, Clerk.

Office hours from 10 till 4.

[The warrant for the execution of this order may be drawn from this Form.]

31.—*Execution against the Goods of Plaintiff.*

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and C. D., defendant.

Whereas at a county court duly holden at —, within the jurisdiction of the said court, on the — day of —, before —, the judge of the said court, the said plaintiff appeared [or, did not appear] to prosecute his plaint against the said defendant in an action of debt [or, to recover damages] for [set out the substance of the plaint]: And whereas the said plaintiff, at the hearing of the said plaint, did not make proof of his debt [or, demand] to the satisfaction of the said Court; and thereupon it was ordered and adjudged by the said Court, that judgment should be entered for the said defendant, and that the said plaintiff should pay to the said defendant the sum of £—, by way of costs and satisfaction for his trouble and attendance in that behalf, and the further sum of £— for his costs and charges by the said defendant about the said suit in that behalf expended, amounting together to the sum of £—, on or before the — day of —: And whereas the said sum of £— has not been paid to the said defendant, pursuant to the said judgment and order: These are, therefore, to require and order you forthwith to make and levy by distress and sale of the goods and chattels of the said plaintiff, wheresoever they may be found within the district of this court, (excepting the wearing apparel and bedding of the said plaintiff or his family, and the tools and implements of his trade, if any, to the value of 5l.), the said sum of £—, and also the costs of this execution; and also to seize and take any money or bank notes, (whether of the Bank of England or of any other bank), and any cheques, bills of exchange, promissory notes, bonds, specialties, or securities for money, of the said

plaintiff, which may there be found, or such part or so much thereof as may be sufficient for the satisfying of this execution, and the costs of making and executing the same.

Given under the seal of the court, this — day of —, 18—.

By the Court. —, Clerk of the said court.

To —, high bailiff of the said court, and the other bailiffs thereof.

Costs.....	£	s.	d.
Execution.....			

Notice.

The goods and chattels are not to be sold until after the end of five days next following the day on which they may have been taken, unless they be of a perishable nature, or at the request of the said defendant.

32.—*Summons to Defendant after Judgment.*—(Sects. 98, 99).

No. In the County Court of —, at —.

(Seal)

Between A. B., plaintiff, and C. D., defendant.

Whereas, at a county court held at &c., on &c., the above-named plaintiff obtained a judgment [or, order] against you for the payment of — for —, which said judgment [or, order] still remains unsatisfied, you are, therefore, hereby summoned to appear at the county court to be holden at &c., on &c., at the hour &c., to be then and there examined by the judge of the said court, touching your estate and effects, and the manner and circumstances under which you contracted the said debt [or, incurred the damages or liability] which was the subject of the action in which the said judgment was obtained against you, and as to the means and expectation you then had, and as to the property and means you still have, of discharging the said debt, [or, damages, or, liability], and as to the disposal you may have made of any property. And take notice, that, if you do not appear in obedience to this summons, you may, by order of this Court, be committed to the common gaol, [or, other prison of the court.]

Given under the seal of the court, this — day of —, 18—.

By the Court. —, Clerk.

Amount of judgment or order....	£	s.	d.
Costs of this summons.....			

33.—*Warrant of Commitment in Default of Appearance.*

No. In the County Court of —, at —.

Between A. B., plaintiff, and C. D., defendant.

To the High Bailiff and the other Bailiffs of the said Court, and all Constables and Peace Officers within the Jurisdiction of the said Court, and to the Governor or Keeper of —.

Whereas, at a county court duly holden at —, on the — day of —, in the year of our Lord 18—, the above-named

plaintiff, by the judgment of the said Court, in a certain suit wherein the said Court had jurisdiction, recovered against the above-named defendant the sum of £— for his debt, [or, damages, as the case may be,] together with the sum of £—, the costs of the said suit: And thereupon it was then and there ordered by the said Court, that the said defendant should pay to the said plaintiff the said sums of £— and £— so recovered against the said defendant as aforesaid, on or before the — day of &c. [as the case may be]: And whereas, the said defendant not having paid the said sums of £— and £— pursuant to the said order, upon the application of the said plaintiff, a summons was duly issued from and out of the said court against the said defendant, by which said summons the said defendant was required to appear at the said county court of —, at —, on the — day of &c., to answer such questions as might be put to him touching [set out as in the summons]: And whereas it was duly proved upon oath at the said last-mentioned court that the said defendant was personally served with the said summons: And whereas the said defendant did not attend as required by such summons, or allege any sufficient excuse for not so attending, and thereupon it was ordered by the judge of the said court, that the said defendant should be committed for the term of — days to the —, in the —, according to the form of the statute in that case made and provided, or until he should be discharged by due course of law: These are, therefore, to require you the said high bailiffs, bailiffs, and others to take the said defendant, and to deliver him to the governor, &c. [or, keeper, &c.]; and you the said governor [or, keeper, &c.] are hereby required to receive the said defendant, and him safely to keep in the — for the term of — days from the arrest under this warrant, or until he shall be sooner discharged by due course of law. For which this shall be your sufficient warrant.

Given under the seal of the court, this — day of —, 18—.

(Seal)

—, Clerk of the said court.

## 34.—Warrant of Commitment after Examination.

No.

In the County Court of —, at —.

Between A. B., plaintiff,  
and  
C. D., defendant.

To the High Bailiff and the other Bailiffs of the said Court, and all Constables and Peace Officers within the Jurisdiction of the said Court, and to the Governor or Keeper of —.

Whereas at a county court duly holden at —, on the — day of —, in the year of our Lord 18—, the above-named plaintiff, by the judgment of the said Court, in a certain suit wherein the said Court had jurisdiction, recovered against the above-named defendant the sum of £— for his debt, [or, damages, as the case may be,] together with the sum of £—, the costs of the said suit. And thereupon it was then and there ordered by the said Court, that the said defendant should pay to the said plaintiff the sums of £— and £— so recovered against the said defendant as aforesaid, on or before the — day of &c. [as the case may be]: And whereas, the said defendant not having paid the said sums of £— and £— pursuant to the said order, upon the application of the said plaintiff, a summons was duly issued from and out of the said court against the said defendant, by which said summons, the said defendant was required to appear at the said County Court of —, at —, on the — day of &c., to answer such questions as might be put to him touching [set out as in the summons]: And whereas the defendant, having duly appeared: at the said court pursuant to the said summons, was examined touching &c. [as in the summons]: And whereas it appeared upon such examination, to the satisfaction of the judge of the said court, that [here insert the particular ground of commitment], and thereupon it was ordered by the said judge, that the said defendant should be committed for the term of — days to the —, in the —, according to the form of the statute in that case made and provided, or until he should be discharged by due course of law: These are there-

fore to require you, the said high bailiff, bailiffs, and others, to take the said defendant, and to deliver him to the governor, &c. [or, keeper, &c.]; and you the said governor [or, keeper, &c.] are hereby required to receive the said defendant, and him safely to keep in the — for the term of — days from the arrest under this warrant, or until he shall be sooner discharged by due course of law. For which this shall be your sufficient warrant.

Given under the seal of the court, this — day of —, 18—.

(Seal)

—, Clerk of the said court.

## 35.—Warrant of Commitment where Defendant appears and is examined at the Time of Hearing.

No.

In the County Court of —, at —.

Between A. B., plaintiff,  
and  
C. D., defendant.

To the High Bailiff, and the other Bailiffs of the said Court, and all Constables and Peace Officers within the Jurisdiction of the said Court, and to the Governor or Keeper of the Gaol at —.

Whereas at a court now holden at —, on this — day of —, in the year of our Lord 18—, the above-named plaintiff, by the judgment of the said Court, in a certain suit wherein the said Court had jurisdiction, recovered against the above-named defendant the sum of £— for his debt, [or, damages,] together with the sum of £—, the costs of the said suit; and thereupon it was then and there ordered by the said Court that the said defendant should forthwith pay to the said plaintiff the said sums of £— and £— so recovered against the said defendant: And whereas the said defendant, having personally appeared to the said summons, and being present in court, was, upon the application of the said plaintiff, then and there examined touching [set out as in the summons]: And whereas it appeared upon such examination, to the satisfaction of the judge of the said court, that [here insert the particular ground of commitment]; and thereupon the said judge of the said court, by a certain order bearing date the — day of —, did order and adjudge the said defendant to be committed for the term of — days to the —, in the —, or until he should be discharged by due course of law: These are therefore to require you, the said high bailiff, bailiffs, and others, to take the said defendant, and to deliver him to the governor, &c. [or, keeper, &c.]; and you the said governor [or, keeper &c.] are hereby required to receive the said defendant, and him safely to keep in the — &c., for the term of — days from the arrest under this warrant, or until he shall be sooner discharged by due course of law. For which this shall be your sufficient warrant.

Given under the seal of the court, this — day of —, 18—.

—, Clerk of the said court.

(Seal)

## 36.—Certificate for the Discharge of a Defendant from Custody.

In the County Court of —, at —.

(Seal)

Between A. B., plaintiff,  
and  
C. D., defendant.

I do hereby certify that the above-named defendant, who was committed to your custody under and by virtue of a certain warrant of commitment under my hand and the seal of the said court, and bearing date the — day of —, for the space of — days, has, since the issuing of the said warrant of commitment, to wit, on the — day of — current, [or, last past,] paid and satisfied the debt [or, damages, or, the instalments of the said debt or damages] for the nonpayment whereof he was so committed as aforesaid, together with all





Court of Bankruptcy, London, aud. ac.—*Charles Ashby*, Bishop's Stortford, Hertfordshire, tailor, April 1 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Robert Nayler*, Marlborough, Wiltshire, licensed victualler, April 1 at 12, District Court of Bankruptcy, Bristol, aud. ac.; April 6 at 12, div.—*John Henry Bedford*, Bristol, artists' colourman, April 1 at 11, District Court of Bankruptcy, Bristol, aud. ac.; April 6 at 11, div.—*John Payne*, Weymouth, and Melcombe Regis, Dorsetshire, draper, March 31 at 11, District Court of Bankruptcy, Exeter, aud. ac.; April 1 at 1, div.—*George Bury*, Handsworth, Staffordshire, surgeon, March 31 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*John Lawley*, Stafford, cooper, April 10 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 13 at 11, div.—*Samuel Brothers*, Newcastle-under-Lyme, Staffordshire, currier, April 10 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; April 13 at 11, div.—*Wm. Hen. Fitzhugh* and *Robert Edwards Walker*, Liverpool, merchants, March 30 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; April 2 at 11, div. sep. est. of *William Henry Fitzhugh*.—*Wm. Lancaster*, Liverpool, ship owner, March 30 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; April 2 at 11, div.—*George Handei Openshaw*, Over Darwen, Lancashire, power loom cloth manufacturer, April 1 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 8 at 12, div.—*George Park*, Bury-street, St. James, Westminster, Middlesex, tailor, March 30 at 2, Court of Bankruptcy, London, div.—*W. Hamby*, Falmouth, Cornwall, and Great Bell-alley, Coleman-st., London, merchant, March 31 at half-past 12, Court of Bankruptcy, London, div.—*Henry Leonard*, Cheltenham, Gloucestershire, ironmonger, March 30 at 11, District Court of Bankruptcy, Bristol, div.—*Benj. Breedon*, Wellesbourne Mountford, Warwickshire, tailor, March 31 at 11, District Court of Bankruptcy, Birmingham, fin. div.—*Ed. Devie Hall*, Walsall, Staffordshire, currier, March 30 at 12, District Court of Bankruptcy, Birmingham, div.—*Rice Harris*, Birmingham, glass manufacturer, March 30 at 12, District Court of Bankruptcy, Birmingham, div.—*Fred. A. Wheeler*, Birmingham, percussion cap manufacturer, March 30 at 12, District Court of Bankruptcy, Birmingham, div.—*John Pool Horton*, West Bromwich, Staffordshire, engine boiler maker, April 13 at 12, District Court of Bankruptcy, Birmingham, fin. div.—*Thos. Radd*, Braugh, Westmorland, provision merchant, March 30 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*John Adamson*, Stockport, grocer, April 1 at 1, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

*Thomas Bowyer*, Strand, Westminster, bookseller, April 1 at half-past 12, Court of Bankruptcy, London.—*Charles Ashby*, Bishop's Stortford, Hertfordshire, tailor, April 1 at half-past 11, Court of Bankruptcy, London.—*Thos. Mellon*, Lincoln, victualler, March 31 at 10, Town-hall, Kingston-upon-Hull.—*Johann Leopold*, Birmingham, music seller, March 31 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Hulse*, Birmingham, boot seller, April 3 at 11, District Court of Bankruptcy, Birmingham.—*Joseph Timmis*, Newcastle-under-Lyme, Staffordshire, common brewer, March 30 at 11, District Court of Bankruptcy, Birmingham.—*John Taylor*, Hollinwood, near Oldham, and Manchester, Lancashire, rope manufacturer, March 31 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before March 30.

*John Beddleton Morris*, Kingston-upon-Hull, bootmaker.—*Wm. Jones* and *John Clay*, Liverpool, boiler makers.—*W. Luke Praifman*, Butterknowle-lodge, Durham, timber merchant.—*Henry Cowie* and *Jas. Clarke*, Liverpool, merchants.—*Henry Parratt*, Hotwells, Clifton, Bristol, coach builder.—*Jas. Walton*, Leeds, Yorkshire, tailor.—*John Boyd* and *James Boyd*, Wellington-chambers, Surrey, guano merchants.

#### PARTNERSHIP DISSOLVED.

*Mundeford Allen* and *Ed. Carleton Holmes*, Bedford-row, Middlesex, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Robert Reid*, Glasgow, dyer.—*M. Wishart & Co.*, Glas-

gow, sewed muslin manufacturers.—*Hector Munro*, Bridge of Earn, Perth, saddler.—*Peter Mc Cabe*, Glasgow, spirit dealer.—*Sam. Howarth & Co.*, Glasgow, postmasters.—*J. Walker & Co.*, Aberdeen, fancy warehouseman.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Robert Emerson*, Wells next the Sea, Norfolk, out of business, March 25 at 12, Court of Bankruptcy, London.—*John Loweth*, Brigstock, Northamptonshire, labourer, March 18 at 11, Court of Bankruptcy, London.—*Cornelius Watson*, Cambridge, out of business, March 18 at 11, Court of Bankruptcy, London.—*John Keeling*, Canal-road, Kingland-road, Middlesex, clerk to a lime merchant, March 10 at 11, Court of Bankruptcy, London.—*George Pearson*, Manchester, joiner, March 15 at 12, District Court of Bankruptcy, Manchester.—*Wm. Shepter*, Blackburn, Lancashire, beer-seller, March 16 at 12, District Court of Bankruptcy, Manchester.—*Edward Taylor*, Ashton-under-Lyne, Lancashire, currier, March 15 at 12, District Court of Bankruptcy, Manchester.—*W. T. Hill*, Manchester, clerk to a railway company, March 18 at 12, District Court of Bankruptcy, Manchester.—*James Chapman*, Oldham, Lancashire, joiner, March 18 at 12, District Court of Bankruptcy, Manchester.—*Samuel Edwin Hurley*, Lymcombe and Widcombe, Bath, Somersetshire, out of business, March 25 at 12, District Court of Bankruptcy, Bristol.—*H. Day*, Porthead, Somersetshire, attorney at law, March 30 at 11, District Court of Bankruptcy, Bristol.—*Joshua Parke Mantle*, Dudley, Worcestershire, time clerk on railway works, March 16 at 11, District Court of Bankruptcy, Birmingham.—*Henry Lancaster*, Blackburn, Lancashire, cotton spinner, March 18 at 12, District Court of Bankruptcy, Manchester.—*Henry Cook*, Gainsborough, Lincolnshire, fishmonger, March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Isaac Pepper*, Lincoln, sawyer, March 17 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Smith*, Bingley, Yorkshire, stonemason, March 16 at 11, District Court of Bankruptcy, Leeds.—*Chas. Richard Horn*, Leicester, commercial traveller, March 19 at 11, Exchange-rooms, Nottingham.—*Richard Spenser*, Liverpool, gentleman, March 16 at 12, District Court of Bankruptcy, Liverpool.—*John Jones*, Liverpool, labourer, March 18 at 11, District Court of Bankruptcy, Liverpool.

#### Saturday, March 6.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Joseph Law*, Finsbury-market, Worship-street, Finsbury-square, Middlesex, shoemaker, No. 54,721 T.; *Robt. Lav*, assignee.—*Wm. Thos. Purkiss*, Millpond-street, Bermondsey, Surrey, assistant to a booth keeper, No. 58,673 T.; *W. P. States*, assignee.—*Trisman Machin*, Fan-street, Aldergate-street, London, livery-stable keeper, No. 26,439 T.; *J. W. Cropley*, assignee.—*Wm. Brear*, Bradford, Yorkshire, tea dealer, No. 67,913 C.; *Wm. Ratcliffe*, assignee.—*Thos. Jos. Hart*, York, shoemaker, No. 67,917 C.; *John Holby*, assignee.—*Wm. Nicholson*, York, builder, No. 67,921 C.; *R. H. Anderson*, assignee.—*George Haigh*, Aldmondbury, near Huddersfield, Yorkshire, green grocer, No. 67,922 C.; *Robt. Keddey*, assignee.—*Michael John Haines*, Suffolk-street, Southwark, Surrey, currier, No. 58,642 T.; *Isaac Brown*, assignee.

#### Saturday, March 6.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Stribling*, George-yard, Duke-street, Grosvenor-sq., Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Marks*, Ebury-street, Pimlico, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Henry How*, Cotton-street, Poplar, Middlesex, shopman to a linendraper: in the Debtors Prison for London and Middlesex.—*Henry Deacon*, Clement's-inn, Strand, Middlesex, coal merchant: in the Debtors Prison for London and Middlesex.—*Wm. Felix Fehremback*, Lansdown-terrace, Caledonian-road, Islington, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Frederick John Ladd*,

Chatham, Kent, hotel keeper: in the Debtors Prison for London and Middlesex.—*T. E. Cole*, Lower-marsh, Lambeth, Surrey, baker: in the Gaol of Horsemonger-lane.—*Noah Bond*, High-st., Southwark, Surrey, baker: in the Gaol of Horsemonger-lane.—*C. Tyrwhitt*, Brompton-sq., Brompton, Middlesex, gentlemen: in the Queen's Prison.—*E. Bell*, Piccadilly, Middlesex, gentlemen: in the Queen's Prison.—*Mat. Wynn*, Birmingham, near Lincoln, Lincolnshire, farmer: in the Gaol of Lincoln.—*Theo. Bond*, Spalding, Lincolnshire, iron founder moulder: in the Gaol of Lincoln.—*George Baker*, Southwell, Nottinghamshire, professor of music: in the Gaol of Nottingham.—*George Dicks*, Rugeley, Staffordshire, tailor: in the Gaol of Stafford.—*John Sommers*, Tamworth, Staffordshire, blacksmith: in the Gaol of Stafford.—*John Morton*, Clifton, near Rugby, Warwickshire, railway sub-contractor's clerk: in the Gaol of Coventry.—*Frederick Stephenson*, Bradford, Yorkshire, saddler: in the Gaol of York.—*Wm. Whiteley*, Aspley, near Huddersfield, Yorkshire, shoemaker: in the Gaol of York.—*Vere John Clarke*, New Lenton, Nottinghamshire, hatter: in the Gaol of Radford Peverel.—*G. Topham*, Alfreton, Derbyshire, grocer: in the Gaol of Derby.—*Richard Graham*, West Teignmouth, Devonshire, shoemaker: in the Gaol of St. Thomas the Apostle.—*Theo. Leigh*, Onslow-hall, near Shrewsbury, Shropshire, butler: in the Gaol of Shrewsbury.—*John Schofield*, Top of the Hill, Sandbach, Cheshire, bricklayer: in Chester Castle.

The following Prisoners are ordered to be brought before a Commissioner on Circuit:—

Court-house, LEWES, Sussex, March 24 at 10.

*Theo. Mann* the younger, Brighton, lodging-house keeper.—*Joseph Duffield*, Beach, Little Hampton, tailor.—*Charles Penney*, Brighton, out of business.—*Robt. Henry Salmon*, Horsham, hotel keeper.—*Theo. George Medhurst*, Brighton, porter merchant.—*Joseph Best*, Horsted Keynes, East Grinstead, farmer.—*John Blake*, Brighton, out of business.

Court-house, TAUNTON, Somersetshire, March 25 at 10.

*James Hurst*, Axbridge, tailor.—*Wm. Cook*, Bridgewater, builder.—*John Tanner*, Walcot, near Bath, out of business.—*Benjamin Cook*, Burton St. David, near Somerton, out of business.

Court-house, BRISTOL, (City), March 23 at 10.

*John White Emblin*, Bristol, out of business.—*Edw. Matthea*, Bristol, hair dresser.—*Eliz. Dark*, Bristol, maltster.—*Theo. Milleson*, Bristol, cabinet maker.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Thomas Redwood*, Sion-place, Walworth, Surrey, clerk in her Majesty's Ordnance Office, Tower, Bloomfield, 2, John's-terrace, Avenue-road, Lewisham: 15s. 6d. in the pound.—*J. Fraser*, Laton, near Chatham, Kent, pensioner in the Royal Navy, Davies, 2, Victoria-place, Ferry-street, Northfleet: 11s. 6d. in the pound.

### FRIDAY, MARCH 12.

#### BANKRUPTS.

**JOHN THOROGOOD**, Aldgate High-street, London, inn-keeper, dealer and chapman, March 19 at 11, and April 23 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. J. T. and H. Baddeleys, 12, Leman-street.—Fiat dated March 11.

**PAUL BIDDLE**, Judd-street, New-road, St. Pancras, Middlesex, tallow chandler, dealer and chapman, March 19 at 2, and April 23 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. J. and T. Davies, 25, Coleman-street, London.—Fiat dated March 10.

**ROBERT SAW**, Hammersmith, Middlesex, grocer and cheesemonger, March 22 at 1, and April 26 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Dodds, 102, St. Martin's-lane, Middlesex.—Fiat dated March 6.

**SAMUEL FITCH**, Beadles-hall, Writtle, Essex, maltster, dealer and chapman, March 22 at 2, and April 26 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Walker, Farnival's-inn.—Fiat dated March 10.

**WILLIAM MARTIN**, Skinner-street, Somers'-town, Middlesex, grocer and tea dealer, March 22 at half-past 1, and April 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Walsh & Co., Lincoln's-inn-fields.—Fiat dated Feb. 19.

**JOSEPH THOMAS TOWNSEND**, High-street, Islington, Middlesex, carpet dealer, dealer and chapman, March 23 at 11, and April 24 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Pain & Hatherly, 83, Basinghall-street, London.—Fiat dated March 9.

**HENRY CHARLES BROOM**, Lawrence Pountney-hill, London, grocer, dealer and chapman, March 23 at half-past 11, and April 24 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Van Sandau & Co., King-street, Cheap-side, London.—Fiat dated March 5.

**EDWARD ABEL TAYLOR**, Tottenham-court-road, Middlesex, licensed victualler, dealer and chapman, March 23 at 11, and April 23 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Holmer & Son, 24, Bridge-street, Southwark, Surrey.—Fiat dated March 3.

**WILLIAM LITTLE**, Borough-road, Southwark, Surrey, paper manufacturer, (carrying on business in copartnership with James Berwick), March 24 at 1, and April 29 at 12), Court of Bankruptcy, London: Off. Ass. Bell; Sol. Hall, 49, Moorgate-street, London.—Fiat dated March 10.

**HENRY LOVATT** and **WILLIAM HINDE LARKMAN CORRAN**, Liverpool, merchants, March 26 and April 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Norris, Liverpool; Norris & Co., 20, Bedford-row, London.—Fiat dated March 8.

**JOHN ARMITAGE**, Huddersfield, Yorkshire, woollen cloth merchant, dealer and chapman, March 29 and April 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. J. and W. Sykes, Milns-bridge, near Huddersfield; Sykes, Leeds; Sparham, Chancery-lane, London.—Fiat dated Feb. 26.

#### MEETINGS.

*George Park*, Bury-street, Westminster, Middlesex, tailor, March 26 at 11, Court of Bankruptcy, London, last ex.—*Josiah Slough*, Twickenham, Middlesex, baker, April 8 at 11, Court of Bankruptcy, London, sud. ac.—*Wm. Toms* and *J. Matthews*, Hungerford, Berkshire, brewers, April 8 at 12, Court of Bankruptcy, London, sud. ac.—*John Card*, Dilton, Westbury, Wiltshire, miller, April 8 at 1, Court of Bankruptcy, London, sud. ac.—*Ed. Stephens Messiter* and *Fred. Messiter*, Malmesbury, Wiltshire, tailors, April 9 at 11, District Court of Bankruptcy, Bristol, sud. ac.—*Wm. Giles*, Brighton, Sussex, boarding-house keeper, April 7 at 12, Court of Bankruptcy, London, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*John Tisley*, High-st., Southwark, Surrey, woollen draper, April 7 at half-past 11, Court of Bankruptcy, London.—*W. Cleversley*, Cumberland-place, Old Kent-road, Surrey, floor cloth manufacturer, April 5 at half-past 12, Court of Bankruptcy, London.—*Alex. Russell*, Ashford, Kent, saddler, April 14 at 12, Court of Bankruptcy, London.—*T. Clarke*, Cheltenham, Gloucestershire, victualler, licensed victualler, April 13 at 1, District Court of Bankruptcy, Bristol.—*Wm. Robert Vaughan*, Bristol, builder, April 8 at 11, District Court of Bankruptcy, Bristol.—*John Newby*, Leicester, April 9 at 12, Exchange-rooms, Nottingham.—*Theo. Bailey*, Wolverhampton, Staffordshire, printer, April 8 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 2.

*John Moorhouse*, Rotherham, Yorkshire, cattle dealer.—*J. Blackmoor*, Rotherham, Yorkshire, builder.—*John Varney*, Clement's-inn-passage, Clare-market, Middlesex, grocer.—*G. Clay*, Liverpool, boiler maker.—*Ed. Beedel* and *Charles Refold*, Reading, Berkshire, builders.—*Charles Turner*, Lowestoff, Sussex, grocer.—*Jos. Nicholls*, Edgbaston, Warwickshire, stonemason.—*Mary Dent*, widow, York, bookseller.—*John Pope*, Stapleton, Gloucestershire, lime burner.—*W. Louis Collins*, Wood-st., Westminster, brewer.

#### PARTNERSHIPS DISSOLVED.

*Chas. Pearson* and *Wm. Hungerford Holdich*, New Slea-ford, Lincolnshire, attorneys and solicitors.—*Edwin Tisley* and *W. Tho. Locke Travers*, Moreton in Marsh, and Chipping Campden, Gloucestershire, and Shipston-on-Stour, Worcester-shire, attorneys at law, solicitors, and conveyancers.

## FIATS ANNULLED.

*Thomas Benbow*, Llanidloes, Montgomeryshire, draper and grocer.—*Jas. Hilton*, Manchester, stockbroker.

## SECTOR SEIZURES.

*Jas. Rodger*, Dairy, merchant.—*David Haly*, Dalkeith, plumber.—*Robert Hardy Mitchell*, Hilltown, Dundee, twine manufacturer.—*Archibald Fullerton*, Inverness, clothier.—*Wm. Murray*, Perth, farmer.—*James Thomson*, Edinburgh, woollendrapery.—*Jas. Bishop*, Tipperlinn, near Edinburgh, land surveyor.

## DECLARATION OF INSOLVENCY.

*Archer Withy*.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Lewis Hadler*, East Farleigh, Kent, bricklayer, March 25 at 11, Court of Bankruptcy, London.—*Wm. John Street*, Church-street, Kent, plumber, March 25 at 12, Court of Bankruptcy, London.—*Geo. F. Pettison*, Cornwall-mews, Cornwall-road, Lambeth, Surrey, farrier, March 25 at half-past 12, Court of Bankruptcy, London.—*John Beck*, Squirrel-st., Bethnal-green-road, Middlesex, trimmings manufacturer, March 25 at half-past 12, Court of Bankruptcy, London.—*Geo. Webber*, Bermondsey-street, Southwark, Surrey, baker, March 25 at 11, Court of Bankruptcy, London.—*John Thorpe*, Brighton-place, Southampton-st., Camberwell, Surrey, paper hanger, March 25 at 11, Court of Bankruptcy, London.—*Wm. Bentley*, South-street, Manchester-square, St. Marylebone, Middlesex, trunk maker, March 23 at 12, Court of Bankruptcy, London.—*Alfred Peole*, Carlton-st., Somers-town, Middlesex, not following any occupation, March 24 at 11, Court of Bankruptcy, London.—*John Simonds* the younger, Britannia-st., Gray's-inn-road, Middlesex, coach maker, March 24 at 11, Court of Bankruptcy, London.—*Chas. Goodrick*, Club-row, Church-st., Shoreditch, Middlesex, japanner, March 24 at 11, Court of Bankruptcy, London.—*Wm. London*, Norwich, out of business, March 24 at 11, Court of Bankruptcy, London.—*Wm. Heath*, South Lambeth New-road, Surrey, carpenter, March 29 at 11, Court of Bankruptcy, London.—*Hen. Skalders*, Albion-st., Wandsworth-road, Surrey, commission agent, March 29 at 12, Court of Bankruptcy, London.—*Thos. S. Vessey*, Arbour-st. East, Stepney, Middlesex, attorney at law, March 29 at 11, Court of Bankruptcy, London.—*J. Thompsons*, Seedley, Pendleton, Eccles, Lancashire, engraver to a calico printer, March 17 at 12, District Court of Bankruptcy, Manchester.—*Wm. Hydes*, Kirkby-cum-Osgodby, near Market Rasen, Lincolnshire, blacksmith, March 24 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*John Eastwood*, High Hoyland, Yorkshire, beer-house keeper, March 23 at 11, District Court of Bankruptcy, Leeds.—*Samuel Beecroft* and *George Beecroft*, Arzaley, Leeds, Yorkshire, stonemason, March 23 at 11, District Court of Bankruptcy, Leeds.—*Jos. Trivensend*, Sowerby, Halifax, Yorkshire, woollen manufacturer, March 24 at 11, District Court of Bankruptcy, Leeds.—*Jas. Hale*, Walsall, Staffordshire, spring book manufacturer, March 20 at 11, District Court of Bankruptcy, Birmingham.—*J. Thickett*, Sheffield, Yorkshire, grocer, March 19 at 10, Town-hall, Sheffield.—*Geo. Berkeley*, Upton-upon-Severn, Worcestershire, farmer, April 10 at 11, District Court of Bankruptcy, Birmingham.—*Des. Brice*, Bristol, milkman, March 26 at 11, District Court of Bankruptcy, Bristol.—*Wm. Westfield*, Rock-mills, near Stroud, Gloucestershire, out of business, March 25 at 11, District Court of Bankruptcy, Bristol.—*Jas. Orton*, Liverpool, smallware dealer, March 19 at 12, District Court of Bankruptcy, Liverpool.—*Henry Taylor*, Liverpool, watch finisher, March 17 at 12, District Court of Bankruptcy, Liverpool.—*William Pendleton*, West Derby, Walton-on-the-Hill, near Liverpool, retail grocer, March 19 at 11, District Court of Bankruptcy, Liverpool.—*Matt. Wroes*, Liverpool, joiner, March 18 at 12, District Court of Bankruptcy, Liverpool.—*John Jarvis*, Brook-moor, near Brierly-hill, Staffordshire, blacksmith, March 17 at 11, District Court of Bankruptcy, Birmingham.—*James R. Palmer*, Kirkdale, Walton, Lancashire, professor of dancing, March 17 at 11, District Court of Bankruptcy, Liverpool.—*John Carroll*, Liverpool, joiner, March 19 at 12, District Court of Bankruptcy, Liverpool.

Wednesday, March 10.

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons—*

(On their own Petitions).

*Thomas Robinson*, Windmill-street, Finsbury-square, Middlesex, cloth worker: in the Debtors Prison for London and Middlesex.—*Thomas Stephen*, Somers'-town-terrace, Clerkenwell-square, St. Pancras, Middlesex, librarian to the King's College, London: in the Debtors Prison for London and Middlesex.—*Thomas Sloper*: St. Ann's-place, Limehouse, and Beaumont-square, Mile-end, Middlesex, auctioneer: in the Debtors Prison for London and Middlesex.—*C. Thompson*, Addison-road North, Notting-hill, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Jess. Lipscombe*, Little Gray's-inn-lane, Middlesex, licensed victualler: in the Queen's Prison.—*C. John Proby*, Grosvenor-house, Knightsbridge-green, Middlesex, clerk in the Admiralty: in the Queen's Prison.

(On Creditor's Petition).

*Thomas Hart*, Tea-office, Custom House, and West-square, Southwark, Surrey, clerk in the Custom House: in the Queen's Prison.

(On their own Petitions).

*Francis Jewell Browning*, Plymouth, Devonshire, cap manufacturer: in the Gaol of St. Thomas the Apostle.—*Thos. Alocck*, Devonport, Devonshire, plumber: in the Gaol of St. Thomas the Apostle.—*Jas. Harvey*, Tarmoham, Devonshire, builder: in the Gaol of St. Thomas the Apostle.—*Campbell John Peyus*, Exeter, retired lieutenant in her Majesty's Royal Marines: in the Gaol of Exeter.—*John Lacey*, Princes Risboro', Buckinghamshire, timber dealer: in the Gaol of Aylesbury.—*William Bayliss*, Hereford, brazier: in the Gaol of Hereford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, March 26, at 9.*

*Alexander Groat*, Dorset-street, Portman-square, Middlesex, baker.—*Wm. Lever*, China-terrace, Lambeth, Surrey, general agent for the sale of works of the fine arts.—*Hyman Marks*, Grove-street, Camden-town, Middlesex, out of business.—*John Merryweather*, George-street, Southampton-st., Camberwell, Surrey, keeper of a booth for the sale of refreshments at fairs.—*George Page*, James-street, Mile-end Old-town, Middlesex, cab proprietor.—*R. Henry Wood*, Poland-street, and Wardour-mews, Oxford-street, Middlesex, upholsterer.—*Sam. Gash*, Wyndham-road, Camberwell, Surrey, bricklayer.—*James Gash*, Russell-grove, Vassal-road, North Brixton, Surrey, bricklayer.—*James Beas*, Goring-street, London-fields, Hackney, Middlesex.—*Lewis Worms*, Brook-hill, Clerkenwell, Middlesex, broker.—*Robert Cartlie*, Chandos-street, Covent-garden, Strand, Middlesex, hair dresser.—*James Craigie Mayo*, Peckford-place, Brixton-washway, Surrey, carman.

March 27, at the same hour and place.

*John Woods*, Somerset-street, Portman-square, Middlesex, merchant's clerk.—*J. Greenwood Rice*, High-st., St. Giles's, Middlesex, coffee-shop keeper.—*T. Roper Hawker*, Devonshire-street, Bishopsgate-street, London, tailor.—*Wm. Parlow*, North-row, Grosvenor-square, Middlesex, sack collector.—*Wm. Judson Grimsell*, Lower Thames-street, London, eating-house keeper.

March 29, at the same hour and place.

*Fred. John Ladd*, Chatham, Kent, out of business.—*Lewis Levy*, Smith-st., Jubilee-st., Mile-end, Middlesex, picture dealer.—*Christopher Baker Christian*, Blackfriars-road, Surrey, out of business.

Court-house, CARNARVON, (County), March 26 at 10.

*Humphrey Griffith*, Tynamr, Brynereos, farmer.

Court-house, NOTTINGHAM, (County), March 29 at 10.

*Isaac Adkin*, Willoughby, farmer.—*John Spreckley*, Nottingham, in no business.—*George Baker*, Southwell, professor of music.—*Richard Jackson*, Hucknall Torkard, blacksmith.—*Andrew Park*, Richmond, Yorkshire, victualler.—*Nathaniel Dodson*, Nottingham, lace manufacturer's assistant.—*Sarah Dodson*, Nottingham, lodging-house keeper.

Court-house, LINCOLN, (County), March 26, at 10.

*Thomas Bond*, Spalding, ironfounder.—*Matthew Wynn*, Basingham, blacksmith.—*William Lann*, Spalding, hatter.—*Henry Sewel*, Boston, druggist.

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LONDON, MARCH 20, 1847.

A DOUBT has been lately suggested, in the Courts of at least two of the Commissioners in Bankruptcy, whether the stats. 5 & 6 Vict. c. 116, and 7 & 8 Vict. c. 96, are applicable to the case of insolvents wholly without assets. The doubt has been attempted to be met by the observation, that, if those statutes do not so apply, the Commissioners of Bankruptcy have been erroneously administering the law for years, and that, in point of fact, it is precisely insolvents without assets who require the protection of these statutes. The first of these observations can have no weight whatever, as it amounts to no more than that the Commissioners have mistaken the law, which, if true, would be no reason for declaring the law to be in conformity with their mistake. The second may have some weight as an argument, *ab inconvenienti*, if it shall be found that the statutes are really ambiguous; but the general rule must of course be followed in this as in all other cases of construction, of finding the meaning of the statutes in the statutes themselves, having regard to the subject-matter on which they operate.

The question is, then, is there really much doubt about the construction of the statutes, and particularly of the 5 & 6 Vict., in which originates the particular jurisdiction in question? The preamble of that statute is expressed thus: "Whereas it is expedient to protect from all process against *the person*, such persons as have become indebted without any fraud, or *gross or culpable negligence*, so as, nevertheless, *their estates* may be duly distributed among their creditors. Be it enacted," &c.

The debtor is then to file a petition, in which he is to state his debts, and also the *nature and amount of his property*, and of the debts owing to him, &c.; in a word, of his property and rights to property.

The commissioner is to examine him, and if he finds that his debts were not improperly contracted, and particularly that they were not contracted "without having at the time of becoming indebted reasonable assurance of being able to pay the debts," and if the commissioner finds that the debtor has made a full discovery of his *estate, effects, debts, and credits*, then the commissioner may deal with him under the statute.

On the passing of the final order, the petitioner's present and future estate is, by the 7th section, to vest in the assignees. This act prescribes no specific form of statement by the petitioner as to his debts and assets.

The 7 & 8 Vict. c. 96, does not touch, and being only an amending and extending statute, in fact adopts the preamble of the 5 & 6 Vict.; but it does prescribe a specific form of petition, which it requires to be supported by an affidavit; and that form of petition contains, among other allegations, "That your petitioner has not parted with or charged any of his property (with certain exceptions) at any time within three months of the date of filing this his petition, or at any time with a view to this petition.

"That your petitioner is desirous that *his estate* should be administered under the protection and direction of this honourable Court; and that he verily believes *such estate* is of the value of £— at the least, unincumbered, &c.; and that the *same* is available for the benefit of his creditors."

The almost absurdity of the doctrine, that the acts were meant to apply to persons wholly without assets, might perhaps be best detected by really considering a petition drawn in conformity with that state of things, recollecting that, as the petitioner's estate = 0, 0 may be substituted in the petition, wherever the petitioner's estate is referred to. Thus—

Your petitioner is desirous that 0 should be administered under the protection of the court, and he verily

believes 0 is of the value of 0 £. (This portion of the petition would at least have the merit of possessing internal arithmetical evidence of its truth). The next allegation would be, "And that the same (that is, nothing) is available for the benefit of his creditors."

There is, in the petition, a form for a special proposal on the part of the debtor to his creditors, with a note to this effect,—"Omit this paragraph if no special proposal." But there is not a hint of any alteration in the preceding allegation to meet the case of the estate being = nil.

The consideration of the frame of the parliamentary petition would, therefore, of itself suggest the extreme improbability that the statute of 7 & 8 Vict. was intended to apply to the case of a person absolutely without assets. But, if the effect of the preamble of the 5 & 6 Vict. and the whole scope of both the acts be considered, we apprehend the conclusion is almost irresistible, that they never were intended to apply except to those cases where there is some estate.

The preamble of the 5 & 6 Vict. is in the form of a condition. It recites that it is expedient to protect the person, so as the estate may be distributed. How can it be supposed from these words, that the Legislature meant to protect the person against the creditors, except conditionally upon some estate being forthcoming for them? But the preamble goes further: it recites the necessity of protecting the person only where there has been in the debtor no fraud, or gross or culpable negligence. Now, it is clear that a person may become insolvent, that is, unable to pay fully, without either of these faults. But how is it possible for a man to have brought himself to have literally and absolutely nothing, without at least culpable negligence? Some, at least, of his debts must, under such circumstances, have been incurred with the full and unavoidable knowledge that he had no reasonable assurance of being able to pay them; and, if so, there is gross and culpable negligence, as we submit, within the meaning of the preamble; and more, the case falls within the express words of the 4th section of the act, by which the commissioner has no jurisdiction to make an order for final protection, if he finds, among other things, that the petitioner became indebted without a reasonable assurance, at the time of becoming so, of his being able to pay his debts.

It is observable, too, that throughout the 5 & 6 Vict. and 7 & 8 Vict. there is not one clause or one word which directly or indirectly alludes to the case of a person petitioning who shall have no assets whatever; not even in the clauses prescribing how the petitioner's property is to be dealt with; clauses in reference to which, the absurdity of providing for the vesting and management of a nullity, could not have escaped the notice of those who framed them; clauses, therefore, which (proceeding upon the usual rule of construction, that the Legislature knows what it pens, and does not advisedly pen nonsense) must be assumed not to be intended to apply to the case of the petitioner's assets being nil.

Upon examination of the acts, the case will, we think, be found to stand thus: that their general object is to protect the person of a debtor, on condition of his giving up his estate to his creditors; that, in the absence of

express intimation of intention, such an object is inconsistent with the idea of protecting the person when there is no consideration moving from the debtor to the creditor; that not only there is no such expressed intention in the acts, but one half of each of the acts, and the forms prescribed by the more recent one, would be meaningless or absurd, if they were held to apply to the case of an insolvent wholly without assets\*; that such a construction of the act would demonstrably do violence to the requisition, that a debtor shall not have been guilty of gross negligence in incurring his debts; and lastly, that the common sense of the thing is, that the Legislature never could have intended to protect men who choose to go on incurring debts up to the expenditure of their very last shilling; and that to suppose it to have so intended, is to suppose it to have intended to afford facilities for recklessness and dishonesty. We conclude, that the better opinion is that according to which it has been thought, that, under the acts above discussed, the commissioners have no jurisdiction where there are no assets.

### Reviews.

*A Practical Treatise on the Law of Partnership, including the Law relating to Joint-stock Companies; with an Appendix of Precedents, Forms, and Statutes.* By ANDREW BISSET, of Lincoln's-inn, Esq., Barrister at Law.—8vo., pp. 668. [Stevens & Norton.]

Mr. Bisset has earned a sound, if not an extensive, reputation by his very learned work on estates for life, published in 1842. In the work before us, he has treated a subject of much more practical and general interest with equal ability and success; and he has done this in a singularly small space, yet with no sacrifice of perspicuity or completeness. Indeed, we should not have believed, had we not witnessed the success of the experiment, that the law of partnership could be thoroughly expounded within the compass of 176 pages, which is the extent of the first part of the work, devoted to the law of ordinary partnerships.

As a specimen of the succinctness of our author's style, which, to give it the highest praise that a text writer can desire, reminds us of "The Compendium of the Law of Real Property," we extract the first four paragraphs of the book, omitting the references to the authorities:—

First. "At the common law the bare consent of the parties is sufficient to constitute a partnership, whether such consent be signified by written or parol contract, or by acts.

Secondly. "The consent of the parties, or delectus persone, as it is called, being essentially necessary to the constitution of a partnership, a partner cannot, without the consent of his copartners, introduce a stranger into the concern as a partner; and even the executors and representatives of partners do not, in their representative capacity, succeed to the condition of partners.

Thirdly. "The essence of the contract of partnership, like that of other contracts, consisting in consent, it follows as a general rule that no person incapable of giving his consent is capable of entering into a contract of partnership. An infant, however, may, by law, be a partner, and be entitled to all the benefits

\* It is surely not too strong to say, that, to make the Legislature put it in the mouth of a debtor to swear gravely, that a quantity equal to 0 is available for the benefit of his creditors, is to make the Legislature vicariously talk nonsense.

resulting from the partnership, though he will not be liable for the losses if he chooses to take advantage of his infancy, and avoid the contract when he comes of age; but, in order to do this, he must notify his disaffirmance of the partnership on coming of age. An alien friend may be a partner, but not an alien enemy, unless residing here under the King's protection; nor a British subject nor a neutral domiciled in a foreign country at war with this country, unless for purposes of trade licensed by the government of this country. Married women are legally incapable of entering into the contract of partnership. Where it happens that they are entitled to shares in banking houses and other mercantile concerns, under positive covenants, their husbands are entitled to such shares, and become partners in their stead. By the custom of London, a feme covert carrying on trade in the city of London without the interference of her husband is considered in the city courts as a sole trader, though she cannot sue as such in the courts at Westminster; and thence it has been inferred that she may be a partner in that city.

Fourthly. "Partnerships are not confined to commerce, strictly so called. 'Although there may be partnerships in many other instances besides what are merely commercial, as in the case of farms rented by several persons jointly, and of partnerships of attorneys and the like; yet I think the true criterion is, as stated by Mr. J. Blackstone in the case of *Grace v. Smith*, whether they are concerned in profit and loss; and the same doctrine is in effect held by Chief Justice De Grey in that case.' Per Gould, J., 1 H. Bl. 43. On this subject Mr. Collyer says, 'Perhaps it may be laid down generally that a partnership may exist in any business or transaction which is not a mere personal office, and for the performance of which payment may be enforced.'

"It is certain that there are some associations not engaged in trade, and consequently not concerned in profit and loss, which, not having a corporate character, are dealt with in a court of equity as ordinary partnerships, as, a society for relief of the members in sickness, &c. Clubs, too, not constituted for any purposes of profit have been held to be subject to liabilities similar to those of a partnership."

The last position in the above extract requires qualification, as, indeed, the author has shewn in a subsequent page. Since the cases of *Fleming v. Hector* (2 Mee. & W. 172) and *Todd v. Bony* (8 Mee. & W. 505) it would be more correct to compare the liabilities of members of clubs to the liabilities of principals for the acts of their agents, than to the liabilities of partners. We should rather adopt the distinction taken in 7 Jarm. Conv., 3rd ed., p. 2:—

"There seems to be a distinction between trading associations, properly so called, and associations of which the end is not pecuniary profit. Participation in the profit of a joint adventure is a circumstance which constitutes a partnership by its own force, without any agreement between the parties, and (as to third persons) even notwithstanding an express agreement to the contrary. But where the object of the association is not pecuniary profit, it seems that the liability of each individual as partner will depend entirely upon the terms of the agreement between him and his associates, and his own behaviour to third persons: in fact, these must be regarded as cases of agency rather than of partnership."

So, although a benefit club is said to be treated as a partnership in equity, (*Beaumont v. Meredith*, 3 Ves. & B. 180), this is merely intended to express, that the remedies, inter se, of the members, with respect to accounts, &c., are similar to those of partners. But the members of such a club are not necessarily or usually liable for each other as partners to third persons.

The work is divided into two parts, the first treating of ordinary partnership, and the second of joint-stock companies. Part I is divided into eight chapters, treating successively of—1. What constitutes a partnership; 2. The interest of partners in partnership property; 3. The powers of one partner to bind the firm, and the consequent liabilities of his co-partners; 4. The causes of the dissolution of partnership; 5. The consequences of the dissolution; 6. The legal remedies between, by, and against partners; 7. Equitable remedies between, by, and against partners; and 8. Deeds of partnership, and their construction. The subjects of the chapters in Part II are—1. Joint-stock companies before the 7 & 8 Vict. c. 110; 2. Joint-stock companies within the 7 & 8 Vict. c. 110, not requiring the authority of Parliament; 3. Railway and other joint-stock companies requiring the authority of Parliament, within the 7 & 8 Vict. c. 110, for some purposes, but not for others, and herein of such companies both before and after incorporation, and of the Companies Clauses Consolidation Act; 4. Banking companies before and since the 7 & 8 Vict. c. 112; 5. Dissolution of joint-stock companies, under 7 & 8 Vict. c. 111, and under 9 & 10 Vict. c. 28; 6. What constitutes a partnership in these companies, and herein of the liability of shareholders, of promoters or provisional directors, and of the company, respectively; 7. Legal remedies affecting joint-stock companies, their individual members and strangers; 8. Suits in equity between joint-stock companies and strangers; 9. Suits in equity among the shareholders of joint-stock companies.

Upon the puzzling question, as to what kind and degree of participation in profits is necessary to render the participator liable as a partner, Mr. Bisset has some judicious observations, which greatly lessen, if they do not remove, the difficulties presented by the authorities, especially by the celebrated judgment of the great cloud-compelling Chancellor, in *Ex parte Hamper*, (17 Ves. 403).

"The difficulty has been long felt and acknowledged. Lord Eldon, attempting to give a general expression for the precise degree and kind of participation of profit which should constitute partnership liability, laid down a distinction, which has appeared to some a distinction without a difference, so subtle and refined, (to borrow the epithets which some writers have applied to it), couched in language so obscure and ambiguous, that it is difficult to meet with any ordinarily clear-headed man who even professes to understand it." [We believe that most clear-headed men now understand Lord Eldon himself much better than they understand his sayings.] "His Lordship's dicta, too, though expressed as if they were the result of cases previously decided, do not seem, as Mr. Collyer has justly observed, to have been warranted by any express decision anterior to his Lordship's own judgments." After citing the judgment in *Ex parte Hamper*, and some of the comments on it, Mr. Bisset proceeds:—

"If the matter were *res integra*, a plain and intelligible rule, and one, too, which would not be at variance with anything in the cases decided previously to *Ex parte Hamper*, would be, that those whose shares of the returns of the business or adventure consisted wholly of the profits of stocks, or partly of the profits of stock and partly of the wages of labour, should be held liable as partners, but that those whose share of the said returns consisted wholly of the wages of labour, or the interest of money lent, or a certain fixed annuity, and who had no control or voice, as principals, in the management of the business or adventure, should not be held liable as partners. This would provide for all those cases in which agents or servants, for the purpose of stimulating their exertions, are paid, not by a fixed sum, but by a certain



'proportion of the profits, or, to speak more accurately, of the returns of the business or adventure. Of course, it is not meant to apply to those cases where a party, although not interested in the capital stock, or even in the profits, suffers himself to be held out to the world as a partner; nor to those cases where it is the intention that the party, though not interested in the capital stock, should, nevertheless, exercise the control of a principal in the business or adventure, and, in short, fill the character of partner to all intents and purposes. Nor would this rule be altogether inconsistent and irreconcilable with Lord Eldon's dictum, cited above: on the contrary, would it not tend to throw light on his expression so much criticised,—'a specific interest in the profits themselves *as profits*,' by marking the distinction between that portion of the gross returns or earnings of a business which comes strictly under the head of 'wages of labour,' and that portion which comes under the head of 'profits of stock,' strictly so called?

"It is true, that, in his second statement of the distinction, Lord Eldon expressly includes, among the cases of liability to third persons, the case, in certain circumstances, of a person having no property in the capital. But, as we have shewn, and will shew further hereafter, there are many cases of exception to the general rule we have stated."

In treating of the conversion of real property used for partnership purposes, Mr. Bisset gives us the following important information with regard to the case of *Phillips v. Phillips*:—

"In the published report of this case of Phillips, in 1 My. & K. 649, the only point that appears as determined is, that real estate purchased with partnership capital for partnership purposes is personal estate, and, as such, goes to the personal representative of a deceased partner. But it appears from the MS. notes of Mr. Williamson, one of the counsel for the plaintiffs in that case, which are now before me, that the following important points were also determined:—(1). Public houses devised by the uncle, who was a brewer, to the two nephews, who carried on the brewery as partners, were held not to be partnership property, though they were used exactly as the former. The defendants, on attempting to argue this, were stopped by the Master of the Rolls. (2). So, where the uncle had mortgages of public-houses, whether in fee or for years, which he devised to his nephews, and the nephews purchased the equity of redemption out of partnership funds, the equity of redemption was held to follow the mortgage, and not to become partnership property."

The above cited note of *Phillips v. Phillips* is not sufficiently explicit as to the second point mentioned in it,—for it does not appear whether the mortgaged property was used in the partnership business, and if used, when that user commenced, and, if it commenced before the purchase, whether any account of interest, or of occupation-rent in lieu of interest, appeared in the partnership books. If the premises were never used in the business, the decision was free from difficulty, for the purchase, though made with partnership funds, was not made for partnership purposes; but if they were used in the business, whether that user commenced at the time of the purchase or before, then, being purchased for partnership purposes and with partnership funds, they became partnership property. In either case, to say that the equity of redemption followed the mortgage would have been a mere conceit, and an erroneous one, for it is settled, that a mortgagee purchasing the equity of redemption abandons his mortgage, and takes the equity with all its charges. (*Toulmin v. Steer*, 3 Mer. 210).

From the above report of *Phillips v. Phillips*, and from the other modern authorities, Mr. Bisset con-

cludes that real estate used for partnership purposes is not to be considered as converted into personalty, unless it was purchased with partnership funds. This is, perhaps, true as a general rule, but even the modern authorities present difficulties which are not easily surmountable. Our space will not allow us to go into a discussion of the point, and we shall content ourselves with referring, in addition to the cases collected by Mr. Bisset, to the dicta of Wigram, V. C., in the case of *Dale v. Hamilton*, (11 Jur. 163), reported since Mr. Bisset's book appeared.

The second part of the work will be peculiarly acceptable to the profession, who have hitherto been unfurnished with any treatise on the law of joint-stock companies; Mr. Hodges's elaborate work being confined to the subject of railways, and Mr. Wordsworth's book being anything but what it should be. We are glad to observe, that Mr. Bisset does not join in the common abuse of the Joint-stock Companies Registration Act, (7 & 8 Vict. c. 110), abuse which we are inclined to attribute mainly to the distaste of those who utter it for the labour—not alight, we admit—of mastering the numerous and somewhat complicated provisions of this salutary and ably drawn measure. But, on the "Act to facilitate the Dissolution of certain Railway Companies," (9 & 10 Vict. c. 28), our author has some just strictures, with which we shall conclude this notice. After stating the provisions, that, if the company shall not be dissolved upon the footing of a bankruptcy, its affairs "shall be wound up according to the rules applicable to the dissolution of partnership undertakings, and as if the undertaking had been dissolved by mutual consent," he proceeds:—

"That is, the affairs of the company are to be wound up according to the rules for the winding up of the affairs of an ordinary partnership concern. But what are those rules? Lord Eldon, in one of his most elaborate judgments, already cited, declared that he believed it would be 'very difficult to lay down any general rule on the subject.' His Lordship thence inferred, that 'nothing can be more mischievous to persons engaged in commercial transactions than not to take care to settle by deed, when they enter into partnership, all the questions which may arise under the various cases that may probably occur every day, when those partnerships come to a conclusion.' And again, in a further stage of the same case, 'I cannot forbear intimating once more, that commercial men, when entering into partnerships, should advert to the necessity of providing by express covenants in what manner the affairs of the partnership are to be wound up with reference to their respective interests, whenever there shall be what may be called, but what is not in effect, an end of the partnership.' And again, 'after a very anxious consideration of this subject, I believe that it will be found, that the rule, which is to be applied, must be deduced in almost every case from the particular circumstances of that very case.' Which amounts, in fact, to saying that there is no rule generally applicable to the dissolution of even ordinary partnerships. A fortiori there is none applicable to the case of such unmanageable concerns as these joint-stock railway partnerships. According to Lord Eldon, the want is to be supplied by special provisions in the partnership-deed,—or, in the cases of large companies, in the deed of settlement. But, in the cases in question, the companies exist mostly or only under parliamentary contracts or subscribers' agreements,—which are not likely to afford much of the assistance required and contemplated by Lord Eldon when he enforces the importance of settling by deed all the questions which may arise under the circumstances to which we allude.

"There being no express provisions in the act and no machinery created for the special purpose of wind-

ing up in this case the affairs of the company, it must be inferred to be the intention of the act that the old committee (which may be supposed to have lost somewhat of the confidence of the shareholders or members of the company) are to be intrusted with that extremely difficult office.

"How that committee can be possessed of any capacity for such a purpose, it is very difficult to understand. The 2nd section of the act clearly deprives it, in case of dissolution, of the powers, which by its constitution it acquired, of furthering the original undertaking. If the power of making payments in discharge of liabilities already incurred be implied by the 3rd section, and continue after the question of dissolution is decided in the affirmative, there are yet many powers and authorities which, neither by its original constitution nor by any apparent implication, can be inferred to belong to it. Thus, in authority, so desirable in cases of this nature, to adjust and settle accounts, or to compromise or submit to arbitration disputes with any other company or persons, or even to demand and enforce payment and delivery of monies or other property on behalf of the company, the old committee would seem to be totally deficient; nor are any methods provided by which these highly expedient and even necessary powers may be either directly exercised or conferred on any new committee, person or persons, in the absence of the universal consent of all the persons entitled by the 12th section to be present and vote at any meeting to be called in pursuance of the act."

With reference to dissolution with bankruptcy, the act, after laying down the conditions on which the fiat is to issue, enacts, that, after the issuing of the fiat, the company shall be deemed to be within the provisions of the stat. 7 & 8 Vict. c. 111:—

"That is, the company is to be within the provisions of the 'Act for facilitating the winding up of Joint-stock Companies unable to meet their Pecuniary Engagements.' And by the 11th section of that statute, it is enacted, 'that the law and practice in bankruptcy now in force shall extend so far as the same may be applicable to this act, and to fiats in bankruptcy issued by virtue of this act, and to all proceedings under such fiats, save and except as may be otherwise directed by this act.' But if we apply 'the law and practice in bankruptcy' to the case of a bankruptcy on the petition of members of a company or partnership, we shall find both law and practice wholly inapplicable. A most important step in bankruptcy is the choice of the creditors' assignees. But there is no provision in the law and practice of bankruptcy for a choice of partners' or shareholders' assignees; nor, if the law or practice be applied, can the choice of assignees by the creditors be excluded. There must be, therefore, a choice of assignees by the creditors, (who may, on this supposition, have nothing to do with the prosecution of the fiat), and no choice by the shareholders, who are the persons at whose instance the bankruptcy takes place."

#### Observations on Mr. STRUTT'S Railway Bill.

[Bigg & Son, London.—1847.]

A long time back, the writer of this paper took occasion to observe in the pages of THE JURIST upon the disposition shewn by the government of this country to obtain some influence in the direction of railway affairs, attributing that disposition to a conviction on the part of public men, that the railway interest was then already a powerful interest, capable of being turned to account in the political scale, and was yearly growing in power. Since those observations were written, the Legislature has every year made some step towards the acquisition, for the government of the country, of a

power of direction over the railway interest, and many causes have combined to facilitate the advances of the government towards the desired object. Should the absorption of the railway interest into the sphere of government influence be successful, as it very probably will, railway companies will, in some measure, have been themselves accessory to the surrender of their independence. For the feeling in the public mind, on which the claims of the government to the management of railway affairs is based, is, to a great extent, the consequence of ideas inculcated for very different purposes by railway companies themselves. In the beginning of the railway era, when men, unaccustomed to the wholesale interference with private rights, requisite, or at any rate enforced, in carrying the new system into effect, remonstrated and cried aloud at the invasion of their parks and the pulling down of their houses, the companies, in order to enlist on their side the sympathies of the public, strenuously inculcated the doctrine that they were not as other men; that railway companies were public bodies, acting for great public interests, and must not be looked upon or dealt with as common traders seeking to drive a trade with the public for their own profit. They sought to identify themselves with the State for the purpose of crushing private opposition; and they did crush private opposition, and in a great measure by so identifying themselves with the State. But the delusion that they thus created for their own purposes, was too valuable to other bodies not less politic than themselves, to be suffered to die away when it had done their work. The idea that railway concerns are great public interests, and are as it were too ponderous for mere trading management, survives, and still influences the public mind. Hence the public clamour for government protection, whenever a railway accident occurs, or whenever a little railway oppression is brought to light. Hence the numerous attempts at bills to regulate railway concerns, government inspectors, and the like, and last, but not least, the bill brought into Parliament this session by Mr. Strutt, of which we think we may say, that, if it passes into law, the great railway revolution will have fairly begun; and that, before many years shall have passed by, railway concerns will no longer be under the control of those with whose capital they are carried on, but will be brought under a government department, and be managed or mismanaged, as may chance, under the double load of executive and legislative direction.

Mr. Strutt's bill contains two principles; the first, to transfer in effect a great part of the substantial jurisdiction over applications for parliamentary powers, to the board of railway commissioners, who constitute in effect a government department. The second, to interfere in the actual management of the business of established railways. On both points, it appears to us, as it does to the writer whose observations we are about to notice, a most objectionable measure.

The main feature of the first branch of the bill, is the exclusion (as to a large part at least of the inquiry into the grounds on which a company rests its claim to parliamentary powers) of the quasi judicial inquiry of the parliamentary committees, and the substitution of examinations to be directed by the railway commissioners, to be conducted by engineers employed by them, and to be adopted or regulated by them at their discretion, and especially without the assistance of counsel; for counsel appear to be the one thing hateful in the sight of Mr. Strutt. The following is an abstract, taken from the pamphlet before us, of the principal provisions of the first branch of Mr. Strutt's bill:—

"The promoters of a railway are, in the first instance, to publish advertisements in the London Gazette, and in a newspaper published in each of the counties through which the railway is to run, speci-

“fying the course of the railway, the situation of the termini, and the towns through or near which it is to run.

“They are next to pay into the Bank of England, or secure to the satisfaction of the commissioners, such sum of money as the commissioners shall think fit, not exceeding 500*l.* for each mile of the proposed railway.

“This sum, if paid into the Bank, and not secured, is to be drawn out by the commissioners’ cheques, in payment of the expenses to be incurred under the act, and the balance remaining in the Bank when the bill is passed, or withdrawn, or thrown out, is to be paid to the promoters. The Bank, however, is to be accountable to the commissioners only, and it does not appear that the commissioners are to be in any manner accountable to the promoters, further than for the repayment to them of such balance within one month after the bill is at an end. And upon proof of such publication, and of the payment of the above-mentioned deposit, the commissioners, upon the application of the promoters for that purpose, may grant them a warrant, authorising them to enter and survey the lands through which the railway is proposed to pass. The application for this purpose must be made some time in the year preceding that in which the parliamentary notices are to be published, and the warrant may be limited as to the time of its operation by the commissioners, and, if not so limited, will expire on the 31st March next after its date. The promoters, after notice, may enter to survey. They are to mark out the line by a furrow, or, if required, by stakes, and to shew the levels by posts at convenient distances. The promoters are to make compensation for damage, the amount, in case of dispute, to be determined by the commissioners.

“On the 15th April, after the date of the warrant, or on the fifteenth day after the expiration of the time limited in the warrant, the promoters are to deposit a plan and sections at the office of the commissioners.

“The commissioners, if they think fit, may appoint engineers or other persons of competent skill, to be called their officers, to inspect the line, or any part, whose duty, at such inspection, appears to be confined to receiving information and suggestions from persons interested either as promoters or landowners, and to report to the commissioners.

“The commissioners, after considering such report, may authorise the promoters to alter the line within certain limits, and subject to certain conditions, and may issue a warrant, limited as to time, authorising them to make the necessary surveys.

“On or before the 31st July, the promoters are to deposit the plan and sections on which they intend to rely, and the commissioners are to indorse thereon, or annex thereto, a certificate, that the provisions of the act have been complied with.

“Owners or occupiers, or persons otherwise interested, may propose variations of the line, and, if these are not adopted by the promoters, they may obtain a warrant to survey, and deposit plan and sections on or before the 31st July, or any other time specified in the warrant, and obtain the commissioners’ certificate as to compliance with the provisions of the act.

“Acts for making railways may be amended in the next subsequent session to that in which they were passed; and bills introduced but not carried in one session may be introduced in the next session, upon the deposit of plans and sections on the 31st July, and upon compliance with such of the other proceedings before detailed as the commissioners may not dispense with, and with such proceedings as they may think proper to substitute.

“The commissioners are to publish in the London Gazette a list of the proposed railways not later than the 15th October.

“After the parliamentary deposits of plans and sections have been made, the commissioners may survey or inspect the line by themselves or persons appointed by them.

“Any person may submit to the commissioners (subject to such regulations as they shall establish) objections in writing to the proposed line, or any part, or to any provisions of the bill, or to any provisions of any railway bill, and the commissioners may hear the parties thereon.

“The commissioners and the persons employed by them are to have, for the purposes of such survey, all the powers, and be subject to the liabilities of, the commissioners’ act of last session, and also be entitled to probe and bore to ascertain the nature of the soil.

“The commissioners are to report to Parliament as to the grouping of bills for committees, and to make suggestions for facilitating the examination of bills before Parliament; and are also to report specially on several matters relating to each line similar in most respects to those on which committees on bills have at present to report; and they may, if they think fit, include two or more bills in one report.

“The commissioners may examine into compliance with the Standing Orders, if authorised by either House of Parliament so to do, and may make regulations accordingly, causing such regulations to be printed, and submitting such as have been made since the preceding session to both Houses of Parliament.”

On the exclusion from this scheme of the principle of judicial, and the substitution for it of bureaucratic, investigation, we cannot express our opinion better than in the words of the author of the pamphlet.

“We regret,” he says, “to say that the bill, both in its terms and in its spirit, as explained by Mr. Strutt, is framed on the principle of excluding the judicial investigation, which it has hitherto been the main object of parliamentary legislation to render more and more efficient. In the first place, the local inspectors are to combine the characters of judges and witnesses, by acting, not merely on the statement of the contending parties, but also on their own observation. Their decisions, which will in many cases be conclusive of the fate of the bill, will be founded on a mixture of testimony and private opinion, compounded in no definite proportions, and incapable of being subjected to the test either of evidence or of scientific judgment. If it is shown that the inspecting officer has decided against the weight of evidence, he will fall back on his own individual observation; while, in answer to counter opinions of higher authority, he will shelter himself under the alleged preponderance of evidence in support of his decision. It must be remembered that Mr. Strutt proposes to entrust this arduous responsibility, not to lawyers trained to balance testimony, to analyse the component parts of the reasoning which has led them to a given conclusion, and to distinguish between the statements of others and their own judgments, but to engineers employed by the board, who will on every disputed point be liable to a professional bias, and who are less likely to give due weight to evidence in their own department than they would be if, as jurymen, they had to decide an issue unconnected with their peculiar profession. We may also suggest that they will be liable to the suspicion of another bias. There is little likelihood that any railway will hereafter be projected which does not involve the interests of some of the great existing companies. The inspecting officers must, of course, be so far impartial as not to be connected with any of these companies,—with those directly interested, as parties in the cause,—and, with the others, from the recognised position of alliance or hostility in which each stands to all the rest. All the

“railway engineers of the first class are already in the employment of the companies, and must, therefore, be put out of consideration. We are far from thinking that their education or habits of thought qualify even the greatest among them for the office of judges, for the duty of balancing evidence on points on which their own minds are previously made up; far less do we expect that a satisfactory tribunal will be formed out of the profession, after excluding forty or fifty of the ablest of its members. The officers must be selected from young and rising men not yet in railway employment, but all influenced by the laudable ambition of engagements in the service of the companies on whose interests they are to decide. The mere professional ability and energy they possess, the more eager will be their hopes of succeeding in due time to the reigning Brunels and Stephenson; the more certain will it be that they will have a direct tangible interest in conciliating the parties between whom they are to act as judges. They will have no bar to watch them; but the effect of excluding counsel will be more conveniently considered when we speak of the hearing before the board itself.”

And again,—“We are compelled to adopt the only remaining alternative, and to believe that the commissioners have, no doubt from the best motives, but, as we think, most erroneously, attempted, not to secure the means of judicial decision, but to vest in themselves a power of irresponsible administrative action. Mr. Strutt is well aware of the necessity of professional assistance to a judicial tribunal. Either he himself or some other chairman of a sub-committee last year publicly recommended solicitors unacquainted with parliamentary practice to leave their cases in the hands of their agents, without interference, as an advantage to their clients, and a saving of the public time. He certainly would not wish to give any parties an unfair trial; but we fear that he meditates the entire superseding of the trial. After hearing evidence on disputed points of engineering, he proposes, in certain cases, to send down an officer to examine the question on the spot, and to report to the commissioners. We need not say, that his report will almost always be conclusive with the board, and consequently with Parliament. If the best evidence that can be procured by the parties interested still leaves the matter in doubt, it is clear that an official report will turn the scale.”

When we come to the second branch of the new legislative scheme, we find that a multitude of regulations are to be imposed on railway companies, the result of which will be, and is probably intended to be, ultimately to take the virtual management of the business of railways out of the hands of the companies to whom they belong.

Of this, the spirit is happily pointed out by our author in the following passage, with which we shall close our extracts from his well-written pamphlet:—“It would be impossible,” he says, “to discuss in detail all the provisions of the bill respecting the control of railways. The commissioners will have no sin-cere if they enforce half of them; the railway companies no slight need of accurate memories and scrupulous consciences if they obey the unenforced half. Not that all the regulations are in themselves essentially wrong, but the best of them are generally such as a well-conducted company would be disposed to make for itself. Why, then, it may be asked, not make and enforce them by superior authority? The question involves a very considerable assumption; it involves admitting the whole theory of paternal government—repudiated by us in almost all other transactions, introduced in our railway system alone. Foreign governments take care of their people; we pre-

fer, whenever we can, taking care of ourselves. We think we can be trusted to go alone, and we really do not like being sent back to our childish leading-strings. Regulations, for instance, respecting the management of cheap trains; that they shall not stop very long at stations; that the number of passengers shall be limited, according to the dimensions of the carriage in such a train; that the carriage shall be lighted at night—are all very well in their intention; and the case of cheap trains is probably that in which the public would be most disposed, for the sake of the poorer classes, to tolerate a departure from the general rule of keeping government interference at its minimum.”

We have scarcely much hope that the public will see the mischief of handing over railway business to governmental direction. Terrified by the occasional happening of accidents, which, when they do happen, are well calculated to strike terror into the public mind,—bewildered by the magnitude and apparently irresponsible power of the gigantic and complicated bodies who manage the transit service of the country,—above all, impressed partly, as we have observed, by the former efforts of the railway companies themselves, with the idea, that railway undertakings are not of the same class as other trading undertakings, and dreading some vast and mysterious tyranny at the hands of railway companies, the public, in the hope of defeating their imagined enemy, clamour for the interference of the executive; and the executive will, of course, accept as much power as the public and the Legislature can wrench from the hands of the now unhappy companies, and deliver up into their hands. With the railway companies, as such, no one, probably, will very much sympathise, should they be thus sold into bondage. Every lawyer knows that they have done their best to be unto themselves their own law. But that danger has passed; the law has controlled and subjected them to rule; and the question now is one wholly beside the merits or demerits of companies, and company management. The question is, whether the law is now to adopt in this country a new principle, and, no longer proceeding upon the doctrine of leaving trade to be managed quietly between the trader and his customer, to assume, that neither the trader nor the customer knows his own interest; to assume, that good will result from not allowing men to embark and manage their own capital in their own way; and that there is something peculiar in the circumstance, that a road is made of iron instead of granite, from which the consequence follows, that the people cannot safely travel upon it, unless the road and all that moves upon it are under government direction.

The Queen has been pleased to appoint Charles Pecker, Esq., to be her Majesty's Solicitor-General for the Island of Barbadoes.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—William George Cursham, of Nottingham; William Sutcliffe, of Hebden-bridge, near Halifax, Yorkshire.

MEMBERS RETURNED TO SERVE IN PARLIAMENT.—Sir Albert Denison Conyngham, Bart., commonly called Lord Albert Denison Conyngham, for the city of Canterbury, in the room of James Bradshaw, Esq., deceased; Robert Peckoff, Esq., for the borough of Lewes, in the room of Sir Howard Elphinstone, Bart., who has accepted the office of Steward of her Majesty's Chiltern Hundreds.

## London Gazette.

TUESDAY, MARCH 16.

## BANKRUPTS.

**ROBERT SAW**, Hammersmith, Middlesex, grocer and cheesemonger, March 22 at 1, and April 26 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Dods, 102, St. Martin's-lane, London.—Fiat dated March 6.

**WILLIAM ROUND**, Broadway, Hammersmith, Middlesex, grocer and cheesemonger, March 26 at 12, and April 26 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Dods, 102, St. Martin's-lane, Charing-cross.—Fiat dated March 15.

**JAMES JOYCE**, Warwick-lane, London, corn dealer and wagon office keeper, March 23 at half-past 1, and April 27 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Tilson & Co., Coleman-street, City.—Fiat dated March 12.

**JOHN GREVILLE FENNELL**, King-street, Holborn, Middlesex, child bed linen, Berlin wool, and perfumery dealer, March 25 at 1, and May 1 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Pullen, Basinghall-street.—Fiat dated March 15.

**CHARLES JARDINE**, Basinghall-street, London, woollen warehouseman, March 25 at 1, and April 23 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Baylis & Drewe, Basinghall-street.—Fiat dated March 12.

**RICHARD PARKER**, New-inn-yard, Old Bailey, London, carrier, dealer and chapman, March 25 and April 27 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated March 8.

**FRANCIS KESTEVEN**, Camden-street, Camden-town, Middlesex, builder, March 25 and April 27 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Huson, Ironmonger-lane, Cheapside.—Fiat dated March 9.

**GEORGE HILTON**, Hythe, Kent, grocer, March 25 and April 27 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated March 1.

**HENRY HUGH BEAMS PAULL**, Peckham, Surrey, lodging-house keeper, dealer and chapman, March 25 at 11, and April 29 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Sturmy & Simpson, Wellington-street, London-bridge.—Fiat dated Feb. 26.

**WILLIAM HAYWARD**, Ashford, Kent, butcher, March 25 at half-past 1, and April 28 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Butterfield & Co., Gray's-inn.—Fiat dated March 13.

**JOHN HALSTEAD**, Radcliffe, near Manchester, cotton manufacturer, dealer and chapman, March 26 and April 16 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated March 13.

**JOHN NOSWORTHY**, Manchester, stock and share broker, March 26 and April 16 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Burdett, Manchester; Sharpe & Co., 41, Bedford-row, London.—Fiat dated March 11.

**JOSEPH WINDER**, Salford, Lancashire, bleacher, dyer, finisher, dealer and chapman, March 29 and April 19 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Gibson, Manchester; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated March 9.

**HENRY BOOTH and JAMES BOOTH**, Haughton, and **THOMAS BOOTH**, Denton, both in Lancashire, hat manufacturers, dealers and chapmen, March 30 and April 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated March 12.

**THOMAS WALKDEN**, Mansfield, Nottinghamshire, scrivener and share dealer, dealer and chapman, April 1 and 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Branson, Sheffield; Moes. Serjeants'-inn, London.—Fiat dated March 8.

**ELIZABETH BARRS**, widow, Cheltenham, Gloucestershire, lodging-house keeper, April 1 and 27 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Chesmhyre, Cheltenham.—Fiat dated March 5.

**OWEN GOODWIN and THOMAS GOODWIN**, Barlham, Staffordshire, druggists, dealers and chapmen, March 31 and April 21 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Hodgson, Birmingham; Filcher, New Broad-street, London.—Fiat dated March 4.

**RICHARD GIBSON**, Castle Bromwich, Warwickshire, grazier, cattle dealer, dealer and chapman, March 30 at half-past 11, and April 27 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Smith, Birmingham; Weeks, Cook's-court, Lincoln's-inn, London.—Fiat dated March 9.

**ROBERT GLOVER and FREDERICK GLOVER**, Leeds, Yorkshire, dyers, dealers and chapmen, March 27 and April 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Payne & Co., Leeds; Hartley, Southampton-st., Bloomsbury.—Fiat dated March 8.

**JOHN HARVEY**, Liskeard, Cornwall, assayer, dealer and chapman, March 30 and April 21 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Southernhay, Exeter; Keddell & Co., Lime-st., London.—Fiat dated March 9.

**JOHN INGHAM**, Liverpool, merchant, wool stapler, dealer and chapman, March 30 and April 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Robinson, Liverpool; Vincent, Temple, London.—Fiat dated March 10.

## MEETINGS.

*Isaac Sharland* the younger, Bath, tailor, March 29 at 11, District Court of Bankruptcy, Bristol, pr. d.—*S. Puckering* and *Wm. Thos. Makins*, Kingston-upon-Hull, woollen merchants, April 7 at 10, District Court of Bankruptcy, Kingston-upon-Hull, pr. d. and ch. ass.—*T. W. G. Stevens*, Bampton, Oxfordshire, hackney master, March 27 at 11, Court of Bankruptcy, London, last ex.—*Philip J. Luntley*, Bread-street-hill, London, druggist, April 8 at 2, Court of Bankruptcy, London, aud. ac.—*Edwin Bryant*, Lime-street-sq., London, merchant, April 8 at 12, Court of Bankruptcy, London, aud. ac.—*Peter Pfitton*, Barley, Hertfordshire, boot maker, April 8 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Patterson*, Tonbridge, Kent, tea dealer, April 8 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Mary Ann Shemston*, Brewer-street, Somers-town, scale manufacturer, April 13 at 11, Court of Bankruptcy, London, aud. ac.—*John Tvisley*, High-st., Southwark, Surrey, woollen draper, April 7 at half-past 11, Court of Bankruptcy, London, aud. ac. and div.—*John A. Howe*, Bristol, umbrella manufacturer, April 8 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*Alfred Birchall*, Manchester, sharebroker, April 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 9 at 11, div.—*John Pickard* the younger, Exeter, hatter, April 7 at 11, District Court of Bankruptcy, Exeter, aud. ac.—*Andrew S. M'Lawrin*, Bradford, Yorkshire, warehouseman, April 8 at 11, District Court of Bankruptcy, Leeds, aud. ac. and div.—*Thomas Bailey*, Wolverhampton, Staffordshire, printer, April 8 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Richard Satchell* the younger, Winsley-street, Oxford-street, and Hyde, near Hendon, Middlesex, brewer, April 21 at 1, Court of Bankruptcy, London, div.—*Henry Wilkinson*, Watford, Hertfordshire, cabinet maker, April 21 at 12, Court of Bankruptcy, London, div.—*John Clark*, Crescent, Minories, London, merchant, April 7 at 2, Court of Bankruptcy, London, div.—*Daniel W. Acraman*, *Wm. E. Acraman*, and *Alf. J. Acraman*, Bristol, merchants, April 9 at 12, District Court of Bankruptcy, Bristol, div.—*John Roberts* and *Hugh Hughes*, Deanagate, Manchester, linen drapers, April 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.; at 11, fin. div. sep. est.; at 12, joint div.: April 9 at 12, fin. div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.*

*Philip James Luntley*, Bread-street-hill, London, druggist, April 8 at 2, Court of Bankruptcy, London.—*Andrew Scott M'Lawrin*, Bradford, Yorkshire, warehouseman, April 8 at 11, District Court of Bankruptcy, Leeds.—*James Dickerton*, Castle-street, Southwark, Surrey, hat manufacturer, April 14 at 11, Court of Bankruptcy, London.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 6.

*Thomas Yates*, Bolton-le-Moors, Lancashire, cotton manufacturer.—*Wm. Ferriss Broad*, Wigan, Lancashire, draper.—*James Sutcliffe*, Habergham Eaves, near Burnley, Lancashire, cotton spinner.

## FIATS ANNULLED.

*George Knight*, Weybridge, Surrey, dealer in manure.—*Hewson Dutchman*, Toxteth-park, near Liverpool, merchant.

## SCOTCH SEQUESTRATIONS.

*Duncan, Dunn, & Whyte*, Edinburgh, merchants.—*Alex. Stevenson & Sons*, Edinburgh, stock brokers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Richard Keating*, Sheerness, Kent, grocer, March 25 at half-past 12, Court of Bankruptcy, London.—*Geo. Woodley*, Newport Pagnell, Buckinghamshire, innkeeper, March 27 at half-past 2, Court of Bankruptcy, London.—*Wm. Coppes*, Norwood, Surrey, grocer, March 27 at 2, Court of Bankruptcy, London.—*Francis Fisher*, New North-street, Red Lion-square, Middlesex, merchant's clerk, March 25 at 12, Court of Bankruptcy, London.—*Wm. Hurle Moore*, George's-terrace, Barnsbury-road, Islington, Middlesex, coal merchant, March 25 at half-past 11, Court of Bankruptcy, London.—*Charles Gould*, Northam, near Southampton, Hampshire, baker, March 25 at half-past 11, Court of Bankruptcy, London.—*Harry Bacon*, Judd-street, Middlesex, steward of the British and Foreign Club, March 27 at half-past 2, Court of Bankruptcy, London.—*Richard Cooper*, Rainham, Essex, baker, April 8 at 11, Court of Bankruptcy, London.—*Benj. Hubbard*, Walton-on-the-Naze, Essex, butcher, April 8 at 11, Court of Bankruptcy, London.—*George Godsmark*, Norton-street, New-road, Middlesex, out of business, April 8 at 11, Court of Bankruptcy, London.—*Wm. Candler*, Red Lion-street, Holborn, Middlesex, coach maker, April 8 at 11, Court of Bankruptcy, London.—*Thomas Evan Roberts*, Hill-st., Walworth, Surrey, clerk in the General Registry Office, Somerset-house, April 8 at 11, Court of Bankruptcy, London.—*James Tivkin*, Black Horse-yard, Rathbone-place, Oxford-street, Middlesex, out of business, March 31 at 11, Court of Bankruptcy, London.—*Charles Robotham*, North-end, Walham-green, Fulham, Middlesex, commercial traveller, March 29 at half-past 12, Court of Bankruptcy, London.—*Thomas Sims*, Whitechapel-road, Middlesex, licensed victualler, March 29 at 11, Court of Bankruptcy, London.—*Anthony Challis*, Scarborough-street, Goodman's-fields, Whitechapel, Middlesex, butcher, March 29 at 12, Court of Bankruptcy, London.—*Henry Joe. Fradelle*, Percy-street, Bedford-square, Middlesex, artist, March 29 at 11, Court of Bankruptcy, London.—*Thomas Old*, Leytonstone, Essex, clerk in the Bank of England, March 23 at half-past 12, Court of Bankruptcy, London.—*John Bailey*, Totnes, Devonshire, sub-contractor, March 23 at 11, District Court of Bankruptcy, Exeter.—*H. Baker*, Tiverton, Devonshire, out of business, March 24 at 11, District Court of Bankruptcy, Exeter.—*Geo. Mynett*, Stroud, Gloucestershire, out of business, April 9 at 11, District Court of Bankruptcy, Bristol.—*Edmund Weeks*, Bedminster, Bristol, grocer, April 6 at 11, District Court of Bankruptcy, Bristol.

Saturday, March 13.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas Mayhew*, Shepperton-street, New North-road, Islington, Middlesex, bricklayer, No. 58,406 T.; *Edw. Bliss*, assignee.—*George Longmore*, Lansdowne-place, Brunswick-square, Middlesex, rag merchant, No. 58,648 T.; *Samuel Samiland*, assignee.—*Isabella Hodgkinson*, William-street, Lowndes-square, Knightsbridge, Middlesex, widow, out of business, No. 58,701 T.; *William Masters*, assignee.—*Frederick William Lee*, Southampton-buildings, Holborn, Middlesex, tailor, No. 58,591 T.; *John Jacob Hill*, assignee.—*Richard Smith*, Lichfield, tallow chandler, No. 67,651 C.; *Wm. Webb*, assignee.—*George Laws*, Bucks Nuck, near Ryton, Durham, husbandman, No. 67,880 C.; *Ed. Martinson*, assignee.—*Matthew Thompson*, Scarborough, Yorkshire,

porter merchant, No. 67,933 C.; *Hodgson Lewis*, assignee.—*James Pentland*, Newcastle-upon-Tyne, auctioneer, No. 67,946 C.; *James Shield*, assignee.

Saturday, March 13.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Wilson*, Navarino-terrace, Cowley-road North, Brixton, Surrey, brewer: in the Gaol of Horsemonger-lane.—*Arthur Brideson*, St. Martin's-lane, Middlesex, baker: in the Queen's Prison.—*Samuel Bradley*, City-road, Middlesex, malt factor: in the Queen's Prison.—*Bevan George Sloper*, Hammersmith, civil engineer: in the Queen's Prison.—*Hen. Benjamin*, Wellclose-square, Goodman's-fields, Middlesex, commercial traveller: in the Debtors Prison for London and Middlesex.—*Robert Collinson*, Newman-st., Oxford-street, Middlesex, out of employment; in the Debtors Prison for London and Middlesex.—*Susanna Mary Atkins*, Upper Baker-street, Portman-square, Middlesex, assistant to a dress maker: in the Debtors Prison for London and Middlesex.—*Thomas Wishey* the younger, Pagoda-terrace, Bermondsey New-road, Bermondsey, Surrey, pork butcher: in the Gaol of Surrey.—*Abraham Levy Goodman*, Oxford-street, Middlesex, not in any trade: in the Queen's Prison.—*Charles Green*, Manchester, licensed victualler: in Lancaster Castle.—*John Deacon*, Leicester, glove maker: in the Gaol of Leicester.—*Christopher Ragg*, Leicester, butcher: in the Gaol of Leicester.—*Thos. Parker*, Mellor, near Blackburn, Lancashire, labourer: in Lancaster Castle.—*Thos. Dixon Cort*, Lancaster, assistant to an engineer: in Lancaster Castle.—*David Whatley*, Cirencester, Gloucestershire, out of business: in the Gaol of Gloucester.—*Patrick Miller Smith*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.—*Charles Ogle*, Newcastle-upon-Tyne, auctioneer: in the Gaol of Newcastle-upon-Tyne.—*Wm. Hill Tucket Galpin*, Chiswell, Portland, Dorsetshire, butcher: in the Gaol of Dorchester.—*Wm. Sykes*, Millbridge, near Leeds, Yorkshire, attorney at law: in York Castle.—*John Ripley*, Leeds, Yorkshire, tailor: in York Castle.—*Thomas Godwin*, Sutton Veny, Wiltshire, labourer: Fisherton Anger.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

Court-house, NOTTINGHAM, (County), March 29 at 10.

*John Spreckley*, Nottingham, victualler.

Court-house, DERBY, (County), March 31 at 10.

*George Topham*, Alfreton, grocer.—*John Moss*, Long Eaton, baker.

Court-house, HERTFORD, (County), March 31 at 10.

*John Baron*, Hatton, baker.—*William Scroby Tucker*, Bishop's Stortford, shoemaker.

Court-house, EXETER, Devonshire, April 1 at 10.

*Hugh Rattenbury*, Exeter, labourer.—*Thos. Alcock*, Devonport, out of business.—*Francis Jewell Browning*, Plymouth, hat manufacturer.—*Richard Graham*, West Teignmouth, shoemaker.—*Campbell John Pegasus*, Exeter, retired lieutenant in the royal navy.—*James Harvey*, Torquay, builder.

Court-house, CHESTER, (County), April 1 at 10.

*David Booth*, Sutton, near Macclesfield, gas fitter.—*John Schofield*, Sanbach, bricklayer.—*Thomas Vicars Bramwell*, Stockport, attorney at law.—*Geo. Rutland*, Macclesfield, auctioneer.—*Matthew Oldfield*, Macclesfield, whitesmith.—*Wm. Hallett*, Prestbury, out of business.—*Peter Dean*, Macclesfield, out of business.—*Sam. Oakes*, Alsager, near Sandbach, butcher.

Court-house, BODMIN, Cornwall, March 30 at 10.

*Thos. Dunstan*, Gwennap, miner.—*Jas. Loutitt Braimer*, Mylor, near Falmouth, lieutenant in the royal marines on half-pay.

MEETING.

*Andrew Carroll* the younger, March 31 at 1, Peel's Coffee-house, Fleet-street, sp. aff.

FRIDAY, MARCH 19.

## INSOLVENT.

ISAAC LINTERN, Upton, Bitton, Gloucestershire, licensed retailer of beer.

## BANKRUPTS.

JOHN PELLIS, Southtown, Suffolk, out of business, March 26 at half-past 12, and April 30 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Casterton, Yarmouth; Galsworthy & Nicholls, Cook's-court, Lincoln's-inn.—Fiat dated March 12.

JOHN HAZARD and WILLIAM BEAUMONT, High-st., Deptford, Kent, tailors and drapers, dealers and chapmen, March 26 at 2, and April 30 at 1, Court of Bankruptcy, London: Off. Ass. Fensell; Sol. Parker, St. Paul's Church-yard.—Fiat dated March 13.

CHARLES BROWN, Somerset-st., Aldgate, London, plumber and glazier, and Milwall, Poplar, Middlesex, paper manufacturer, dealer and chapman, March 26 at 1, and April 30 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Lawrence, 5, South-square, Gray's-inn.—Fiat dated March 9.

GEORGE TEIL and BASIL M'KENZIE RONALD, Old Jewry-chambers, London, East India merchants and partners, dealers and chapmen, (carrying on business under the style or firm of George Teil & Co.), March 31 and May 6 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Hughes & Co.—Fiat dated March 17.

THOMAS BRUCE WAVELE, Laks, Brading, Isle of Wight, Hampshire, miller, maltster, and corn merchant, April 1 at half-past 11, and April 26 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Turnley, Ludgate-street.—Fiat dated March 17.

DAVID ELWIN COLOMBINE, Carlton-chambers, Regent-st., St. James's, Westminster, money scrivener, dealer and chapman, April 3 at half-past 11, and May 14 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Rickards & Walker, Lincoln's-inn-fields.—Fiat dated March 13.

THOMAS WALKDEN, Mansfield, Nottingham, scrivener and share dealer, dealer and chapman, April 1 and 30 at 10, Town-hall, Sheffield: Off. Ass. Freeman; Sols. Branson, Sheffield; Moss, Sergeant's-inn, London.—Fiat dated March 8.

WILLIAM SARGINSON and MATTHEW RIGBY, Bury, Lancashire, joiners and builders, carpenters, dealers and chapmen, March 30 and May 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated March 13.

JOHN HUNT, Manchester, merchant, commission agent, dealer and chapman, March 31 and April 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Heaton; Sols. Slater & Hoelis, Manchester; Pearce & Co., 10, St. Swithin's-lane, London.—Fiat dated March 9.

HENRY WILLIAM SHIPLEY, Nottingham, lace manufacturer, dealer and chapman, April 1 and 23 at 12, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated March 10.

THOMAS READER, Foleshill, Warwickshire, miller, baker, dealer and chapman, April 1 and 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Dewes & Sons, Coventry; Weeks, 12, Cook's-court, Lincoln's-inn, London.—Fiat dated March 11.

THOMAS JOBLING, High Coslade, Darham, draper, grocer, dealer and chapman, March 26 at 11, and April 29 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Ingledew, Newcastle-upon-Tyne; Williamson & Hill, 4, Verulam-buildings, Gray's-inn, London.—Fiat dated March 9.

THOMAS POTTS, Newcastle-upon-Tyne, draper, dealer and chapman, March 30 at half-past 10, and April 29 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Ingledew, Newcastle-upon-Tyne; Williamson & Hill, 4, Verulam-buildings, Gray's-inn, London.—Fiat dated March 12.

RICHARD DIX, Wells, Somersetshire, saddler and harness maker, dealer and chapman, April 6 and 30 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hobbs, Wells; Whitaker, 12, Lincoln's-inn-fields, London.—Fiat dated March 17.

THOMAS SLATTERY, Liverpool, corn broker, April 9 and 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated March 13.

THOMAS HARDWICK and WINTER HARDWICK, Leeds, Yorkshire, auctioneers, March 30 and April 19 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Blackburn, Leeds; Lee, Leeds; Walker, Furnivall's-inn, London.—Fiat dated March 13.

WILLIAM GLOVER, Leeds, Yorkshire, woollen manufacturer and merchant, dealer and chapman, March 31 and April 21 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Payne & Co. or Bruce, Leeds; Sudlow & Co., London.—Fiat dated March 9.

REV. ANDREW KEIR, North Cave, Yorkshire, clerk, wood merchant, timber merchant, dealer and chapman, April 7 and 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Kynaston; Sols. Robinson, Beverley; Bell, Hull; Capes & Co., Gray's-inn, London.—Fiat dated March 10.

WILLIAM SMITH, Uttoxeter, Staffordshire, mercer, draper, and letter-press printer, March 30 and April 27 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Catlow, Cheshire.—Fiat dated Feb. 25.

## MEETINGS.

Henry Brewer, Great Waltham, near Chelmsford, Essex, draper, April 15 at 12, Court of Bankruptcy, London, last ex.—Charles Edmonstone, Over Darwen, Lancashire, paper manufacturer, March 31 at 11, District Court of Bankruptcy, Manchester, last ex.—Fras. H. Bourgeois, Northampton-st., Clerkenwell, Middlesex, watch manufacturer, April 9 at 1, Court of Bankruptcy, London, and. ac.—Wm. Williams and Joseph Sawtell, Newport, Monmouthshire, corn merchant, April 9 at 12, District Court of Bankruptcy, Bristol, and. ac.—Joseph Jas. Cannado, Bath, Somersetshire, fringe manufacturer, April 12 at 12, District Court of Bankruptcy, Bristol, and. ac.—Wm. Jones, Park, near Cardiff, and Merthyr Tydvil, Glamorganshire, ship builder, April 13 at 11, District Court of Bankruptcy, Bristol, and. ac.; April 15 at 11, div.—Stephen Hey, Colne, Lancashire, worsted manufacturer, April 9 at 12, District Court of Bankruptcy, Manchester, and. ac.; April 13 at 12, div.—Thos. Holland, Birmingham, japanner, April 10 at 11, District Court of Bankruptcy, Birmingham, and. ac.—John Jones, Conway, Carnarvonshire, ship builder, April 9 at 11, District Court of Bankruptcy, Liverpool, and. ac.—Thos. B. Golborne and Arth. A. Dolbe, Liverpool, wine merchants, April 9 at 11, District Court of Bankruptcy, Liverpool, and. ac.—Thos. B. Molyneux and Percival Witherbey, Liverpool, merchants, April 9 at 11, District Court of Bankruptcy, Liverpool, and. ac. and div. joint est.; April 10 at 11, fin. div. J. B. Molyneux.—Wm. Lake, Henfield, Sussex, grocer, April 9 at half-past 11, Court of Bankruptcy, London, div.—James Pritchard, Seymour-place, Camden-town, Middlesex, butcher, April 9 at half-past 11, Court of Bankruptcy, London, div.—Thos. C. Smith and Rich. Hayes, Henrietta-st., Covent-garden, Middlesex, hotel keepers, April 9 at half-past 11, Court of Bankruptcy, London, div.—Jos. Miller, Whittlebury-street, Hampstead-road, Middlesex, painter, April 9 at 11, Court of Bankruptcy, London, div.—E. Jones the elder, Budge-row, London, pasteboard manufacturer, April 9 at 11, Court of Bankruptcy, London, div.—Simon Charles Warner, Waiworth-road, Surrey, coal dealer, April 9 at 11, Court of Bankruptcy, London, div.—John Weston, Liverpool, merchant, April 9 at 12, District Court of Bankruptcy, Liverpool, div.—William Sedden and Francis Jordan, St. Helen's, Lancashire, millers, April 9 at 12, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

W. Law Wood, Gracechurch-street, London, ironmonger, April 9 at 12, Court of Bankruptcy, London.—John Donaldson, Regent-street and Margaret-street, Middlesex, coach maker, April 10 at 11, Court of Bankruptcy, London.—J. Beaumont Hollowell, Halifax, Yorkshire, dyer, April 10 at 11, District Court of Bankruptcy, Leeds.—Robert Elliot, Liverpool, agricultural implement maker, April 9 at 12, District Court of Bankruptcy, Liverpool.—Wm. Owen, Liverpool, beetmaker, April 12 at 11, District Court of Bankruptcy,

cy, Liverpool.—*John Prior*, St. Blassy, Cornwall, tailor, April 13 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 9.

*Richard Hullett*, Newcastle-under-Lyme, Staffordshire, grocer.—*Innoc Morris*, Mayfield, Staffordshire, cattle dealer.—*John Fugg Taylor*, Wigan, Lancashire, cotton spinner.—*George Widding*, Dartford, Kent, miller.—*Paul Garbanetti*, Borrott's Cottage, Charlton-vale West, Woolwich, Kent, carver and gilder.—*Wm. Johnson*, High-street, Hampstead, Middlesex, builder.—*Wm. Hunter*, Gray's-inn-lane, Middlesex, coach maker.—*Benjamin Shaen*, Beswick and Miles Plating, Manchester, cotton spinner.—*Robert Penny*, Cockermouth, Cumberland, mercer.—*Thomas Cook*, Leicester, printer.

#### PARTNERSHIP DISSOLVED.

*Henry Forshaw*, *Richard Blandell*, & *J. Forshaw*, Liverpool, attorneys at law.

#### SCOTCH SEQUESTRATIONS.

*Robert Johnston*, Milltown of Ord, Rosshire, distiller.—*Wm. Reid*, Glasgow, stationer.—*Francis Connor*, Neilston, Renfrewshire, merchant.—*John Patrick*, Linns, grocer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Robt. Russell*, Chester, assistant to a poultry dealer, March 24 at 12, District Court of Bankruptcy, Liverpool.—*Mary Lamb*, Littleton, Birstal, Yorkshire, beer seller, March 30 at 11, District Court of Bankruptcy, Leeds.—*Ch. Hewliden Bradley*, Kingston-upon-Hull, tobacconist, March 31 at 10, District Court of Bankruptcy, Leeds.—*Albert Deam*, Manningham, near Bradford, Yorkshire, pattern card maker, March 30 at 11, District Court of Bankruptcy, Leeds.—*John Lobley*, Stanningley, Pudsey, Calverley, Yorkshire, out of business, March 30 at 11, District Court of Bankruptcy, Leeds.—*Lawrence Mooney* and *Thomas Mooney*, Far-town, near Huddersfield, Yorkshire, out of business, March 24 at 11, District Court of Bankruptcy, Leeds.—*Thos. Vickers*, Summerwood, Dronfield, Derbyshire, dealer in hay, April 1 at 12, District Court of Bankruptcy, Manchester.—*William Knapsen*, Salford, Manchester, joiner, April 1 at 12, District Court of Bankruptcy, Manchester.—*Wm. Skinner*, Calverton, Nottinghamshire, wheelwright, April 1 at half-past 11, Exchange-rooms, Nottingham.

Wednesday, March 17.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Henry Barth*, Philadelphia-terrace, Mount-gardens, Lambeth, Surrey, and Brydges-street, Covent-garden, Middlesex, publisher: in the Debtors Prison for London and Middlesex.—*Eliz. Dixon*, Great Tower-street, London, widow, charwoman: in the Debtors Prison for London and Middlesex.—*Charles Morgan Green*, Fetter-lane, Fleet-street, London, baker: in the Debtors Prison for London and Middlesex.—*John Meedie*, Rochester, Kent, tailor: in the Queen's Prison.—*George Brown*, Skinner-street, Snow-hill, London, hair dresser: in the Debtors Prison for London and Middlesex.—*Mary Atkins*, Deptford-bridge, Kent, widow, out of business: in the Queen's Prison.—*George Barratt*, Eccleshall, Staffordshire, baker: in the Gaol of Stafford.—*Susannah Hayes*, Birmingham, widow, innkeeper: in the Gaol of Warwick.—*Mary Clifford*, Aston, near Birmingham, confectioner: in the Gaol of Warwick.—*John Breakenridge*, Everton, near Liverpool, tailor: in the Gaol of Lancaster.—*Thos. Partridge*, Birmingham, in no business: in the Gaol of Warwick.—*Jonas Smeeton*, Leicester, tailor: in the Gaol of Leicester.—*John Loude Tabberner*, Walton-upon-Thames, Surrey, railway agent: in the Gaol of Warwick.—*Thos. Nelson Bielby*, Aston, Warwickshire, out of business: in the Gaol of Warwick.—*Mary Morris*, Leamington Priors, Warwickshire, domestic servant: in the Gaol of Warwick.

Court-house, HERTFORD, (County), March 31 at 10.

*Wm. Scruby Tucker*, Bishop's Stortford, shoemaker.

Court-house, STAFFORD, (County), April 3 at 10.

*John Smeuser*, Tamworth, blacksmith.—*Chris. Fosny* the elder, Stourbridge, Worcestershire, glass cutter.—*George*

*Hancock*, Harecastle, near Tunstall, miner.—*Geo. Barratt*, Eccleshall, flour dealer.—*John Bedesard*, Wolverhampton, carpenter.—*George Dixon*, Rugeley, tailor.—*G. E. Knight* the elder, Wolverhampton, commission agent.

#### INSOLVENT DEBTOR'S DIVIDEND.

*William Clark*, St. Ives, Huntingdonshire, wheelwright. Watts's, St. Ives: 1s. 10d. in the pound.

#### MEETING.

*John Mavor*, Forest-hill, Oxfordshire, clerk, April 3 at 12, Looker's, Oxford, sp. aff.

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LONDON, MARCH 27, 1847.

THE County Courts are, it seems, to commence actual business in the course of next month; some on the 13th; some a little later; but all, we believe, before the end of the month.

We have no doubt that they will ultimately prove a great boon to the small trader, and in many cases to traders of considerable business, because there are many trades in which business is carried on to the extent of very large annual sums in the aggregate, without any one demand ordinarily exceeding 20% in the year. But we do very much doubt whether the prevalent idea will be realised, of getting altogether rid in these courts, of lawyers. The new courts, it will be recollected, are not, and are not intended to be, Courts of Request; it is not intended that justice, or more frequently injustice, shall be administered by a thorough contempt for law; but it is intended to decide legal claims according to law, only, in so doing, to exclude, as much as possible, all extraneous sources of expense.

For this purpose, endeavours, the spirit of which cannot be too much praised, have been made to simplify the course of proceedings in the recovery of demands in the new courts; and, so far as things in themselves sometimes inevitably difficult and complex are capable of being simplified and rendered easy, the rules of practice issued by the learned judges, (see ante, p. 73), and the forms directed to be used, (see ante, p. 84), shew the great desire of the heads of the law to render the act available for the people, and the skill with which they have carried that desire into effect.

But, in order to see how far it will be, in at least a great many cases, practicable for the suitors to dispense with legal assistance of some kind, let us look at a few of the rules and a few of the forms. If A. has worked for B. until his bill for work and labour amounts to

10%, and B. refuses or neglects to pay, the course may not be difficult, B. being living, and having no special defence to make, the debt being either a simple-contract debt, or B. having given a bond or some other security, making it a debt of higher degree. The clerk of the court will probably assist A. in filling in the summons to appear to plead, (Form No. 1), and proof being given of the execution of the work, and no reason assigned by defendant for not paying, judgment may be given.

But suppose, before the plaint is entered, B. dies, leaving his executors, who reply that they have fully administered; the plaintiff will then have to look to the 31st, 32nd, and 33rd rules of practice, which run as follows:—"If the sole defence by executors or administrators be, that they have fully administered, and the judgment of the Court is for the defendants, it shall be, that the amount found to be due be paid and levied out of the assets of the deceased quando acciderint, and the costs shall be in the discretion of the judge.

Where judgment has been given against executors and administrators, that the amount be levied upon the assets of the deceased quando acciderint, the plaintiff may at any time proceed by plaint against them, suggesting that assets have come in their hands; and the Court shall proceed and give judgment thereon,—if for the plaintiff, as in rule 29,—and if for the defendants, they shall be entitled to their costs.

Where judgment has been given, that the debt (or damages) and costs be levied de bonis testatoris, and the plaintiff complains that the defendants have been guilty of a devastavit, inasmuch as no goods of the deceased are forthcoming to satisfy the execution issued, then a summons may be taken out in the form given in the Schedule, or to the like effect; or thereupon, as in ordinary cases, the Court shall proceed to the hearing and judgment; and if judgment be given against

such executors or administrators, then it shall be that they pay the debt or damages and costs, to be levied de bonis testatoris si, &c., et si non, de bonis propriis.

If the plaintiff is not sufficiently puzzled by the use of the technical words, almost unavoidably used in these rules, and if, believing that the executors have had assets, he comprehends, without legal assistance, that he is to go into court and shew that goods of the testator have come to the hands of the executors, and have been wasted by them, his next step will be to appear in court, and there support his charge against the defence of the executors, consisting possibly of this: that, as to one of them, admitting that he has had the assets, he has wasted them, and has not a shilling wherewith to pay; as to the other, that the assets never were in his hands; to which plaintiff may have to reply, that, true, the assets never were actually in the solvent executor's hands, but that he did acts by which they had got into the hands of his co-executor, — a sort of case on which much legal learning may be required. Or the defence may be, first, if plaintiff claims as for a debt of superior degree, that it is not so; secondly, that, admitting the plaintiff's demand to be for a debt of superior degree, the executors have paid away all the assets in payment of debts of inferior degree without notice of the plaintiff's claim. Whereupon will arise, first, the pleasant questions to an unprofessional person, whether the plaintiff's debt is a debt by specialty or by simple contract; and that, being disposed of, may be followed by a discussion, on failure of proof of actual notice, of the equally pleasant and intelligible doctrine of constructive notice.

The judges cannot refuse to entertain these questions. There is nothing in the act to alter the law; and they cannot arrive at a decision on the question, devastavit or not, by any short cut. They must go through the law to arrive at it, and they must either hear the questions properly argued, or they must decide according to the light of their own learning, without any assistance; a duty which even superior judges are always unwilling to take upon themselves. Difficulties not less considerable may attend cases where the defendant pleads infancy or coverture; and it must be observed, that the cases we are putting, are only cases of extreme difficulty, though likely to be not of unfrequent occurrence. We are not noticing all the ordinary difficulties which beset unprofessional persons in being prepared with proof even of the most ordinary facts, — difficulties arising out of their habit of taking for granted whatever they themselves know and believe, and of their disposition to think everything good evidence that carries conviction to their own minds. We apprehend, that, except in the very plainest cases of debtor and creditor, the preliminary advice and the advocacy in court of professional persons, and of well-informed professional persons, will be found absolutely indispensable in conducting the business of the new courts; and that the sooner the public comes to that unpalatable conclusion, the sooner they will extract from the County Courts, not all the benefit they have imagined, for that they will never get, but all the benefit, and that will not be trivial, that the courts are capable of producing.

#### ON SEEING TO THE APPLICATION OF PURCHASE-MONEY FOR PROPERTY CHARGED WITH THE PAYMENT OF DEBTS AND LEGACIES.

The point upon which the Vice-Chancellor of England and Lord Langdale differed in the cases of *Forbes v. Peacock* (11 Sim. 152; 12 Sim. 528) and *Page v. Adams* (4 Beav. 269) has been decided by Lord Lyndhurst, C., in accordance with the opinion of the Master of the Rolls. (*Forbes v. Peacock*, 1 Phil. 717). But, as the circumstances in *Forbes v. Peacock* were such as might be thought insufficient to support the Vice-Chancellor's decision, even upon his own principles, and as Lord Lyndhurst's judgment contains dicta, which, to say the least of them, go very far beyond any former authority, the question cannot be considered to be yet in a settled state. We propose, therefore, in this paper to lay before our readers in some detail the state of the authorities.

The primary fund for the payment of the debts of a person deceased, is, in the absence of special circumstances, his personal estate. The possession of this by the executor, or by an administrator, whether rightfully constituted, or becoming liable in that character by his own unauthorised act, renders him personally liable both at law and in equity. In equity, the fund itself is also considered as charged, to a certain extent, with the debts. "The Court of Chancery," said Buller, J., in *Farr v. Newman*, (4 T. R. 636), "considers the fund as debtor, and therefore they pursue that, collect it all into their own hands under the notion of taking an account, call all persons before them who have any demand on that fund, and distribute it amongst all according to their priorities at law, (if they have any) or if not, equally. But that Court has never said, that, if the effects of a testator get bona fide and for a good consideration into the hands of a third person, they will take it from him. The case of *Elliot v. Merryman* (2 Eq. Abr., 450, s. 6; Id. 686, s. 12; 2 Atk. 41) proves directly the contrary. This Court cannot call all the creditors together, cannot compel an account of all the effects, or administer the same relief which equity does; therefore we must not be governed by the rules of equity on this subject. At law there is no such thing as a fund in the hands of the executor being the debtor, but the person of the executor, in respect of the assets which he has in his hands, is the debtor. If he admits (or, which is the same thing, does not deny) assets, the judgment and execution are to levy the debt out of the assets in his hands, because he is sued as executor, and is liable in respect of them; but he is not permitted to say, 'You have recovered against the assets, and therefore you must find them, or go unpaid;' on the contrary, if he do not produce them, or they cannot be found, he (the executor) immediately becomes personally liable in an action of debt, suggesting a devastavit." Both at law and in equity the executor can pass a perfect title to any part of the personally over which he acquires dominion. His disposition of the assets for valuable consideration, and without fraud, so far as the purchaser is concerned, binds both creditors and legatees. "The general rule both of law and equity is clear, that an executor may dispose of the assets of the testator, that over them he has absolute power, and that they cannot be followed by the testator's creditors. It would be monstrous if it were otherwise, for then no

one would deal with an executor. He must sell in order to effect the will, but who would buy if liable to be called to an account? It is also clear, that, if at the time of alienation the purchaser knows they are assets, this is no evidence of fraud, for all the testator's debts may have been already satisfied; or, if he knows that the debts are not all satisfied, must he look to the application of the money? No one would buy on such terms. There is one exception, indeed, where a contrivance appears between the purchaser and executor to make a devastavit." (Per Lord Mansfield, C. J., *Whale v. Booth*, 4 T. R. 625, n.). "At law, the executor has power to dispose of and alien the assets of the testator, and when they are aliened no creditor by law can follow them; for the demand of a creditor is only a personal demand against the executor in respect of the assets come to his hands, but no lien on the assets. This Court will indeed follow assets upon voluntary alienations by collusion of the executor; but if the alienation is for a valuable consideration, unless fraud is proved, this Court suffers it as well as at law, and will not control it, for a purchaser from an executor has no power of knowing the debts of the testator; and if this Court, upon the appearance of debts afterwards, would controul such purchasers, nobody would venture to deal with executors. It is objected, first, that these were the equitable assets of Sir Richard Billings, and that the plaintiff purchased nothing but an equitable interest, burthened with all the equity in the hands of the person from whom he purchased. But that is a rule only where there is a lien on the thing itself, and I know no difference in this Court between the power of an executor to dispose of equitable and legal assets." (Per Lord Hardwicke, C., 1 Atk. 463)\*.

The personal assets being liable, in the first instance, to the creditors, and the executor being absolutely entrusted with the administration of them, it follows that, in selling any part of the assets, the executor is to be presumed to be selling for the payment of debts; and the exemption of the purchaser from liability to ascertain the existence of debts, or to see to the due application of the money, arises from the necessity of the case. The executor is the person entrusted with the property; even he cannot know at any particular time whether or not all the debts are paid; and it would be impossible for a stranger to satisfy himself on the point. So that, unless those who deal with an executor could obtain their discharge from him alone, it would be impossible for the latter to administer the estate at all. If the executor apply to other purposes assets which are required for payment of debts, it is a devastavit; if he sell property specifically bequeathed when it is not wanted for payment of debts, it is a breach of trust; but a stranger, dealing with the executor in good faith, is not required to watch over the interests of either creditors or legatees, because, under ordinary circumstances, he cannot be vigilant to any purpose. (*Humble v. Bell*, 2 Vern. 444; *Elliot v. Merryman*, Barnard, 78; *Ewer v. Corbet*, 2 P. Wms. 148). But, if the purchaser has notice of circumstances which are inconsistent with the presumption that the executor is duly administering the property, he is not within the protection of the rule; as, where the executor mortgages or sells part of the assets as a security for, or in satisfaction of, his own personal debt. (*Scott v. Tyler*, 2 Dick. 712; *Hill v. Simpson*, 7 Ves. 182; *Wilson v. Moore*, 1 My. & K. 126, 337, (overruling the judgment in *Neugent v. Gifford*, 1 Atk. 463, and the decision in *Mead v. Orrery*, 3 Atk. 235). "The mere circumstance that they are executors will

not vitiate any transaction with them, for the power of disposition is generally incident, being frequently necessary, and a stranger shall not be put to examine whether, in the particular instance, it has been discreetly exercised. But, from the proposition that a third person is not bound to look to the trust in every respect, does it follow that, dealing with the executor for the assets, he may equally look upon him as absolute owner, and wholly overlook his character as trustee, when he knows the executor is applying the assets to a purpose wholly foreign to his trust? No decision necessarily leads to such a consequence." (Per Sir W. Grant, 7 Ves. 152; see 14 Ves. 363; 2 Sim. & Stu. 206). Even when there is no apparent fraud on the part of the executor, the purchaser is not protected from the claims of legatees if he knows that payment of creditors is not the executor's object; as in *Cubbridge v. Boatwright*, (1 Russ. 547), where the testatrix had directed that a leasehold should be sold, and the produce divided among five persons; B., a purchaser from H., the administrator, under a false representation that the latter had become beneficially entitled by an arrangement with the legatees, was held liable to the latter, on the express ground that his vendor did not profess to be selling the leaseholds as assets. "If," said Lord Gifford, M. R., "H., in his character of executor, had sold the property to B., and B. had been ignorant of the real nature of the transaction, the sale could not have been set aside."

A stranger, then, dealing for assets needs not to look beyond the words or conduct of the executor for the purpose of ascertaining whether there are debts unpaid, or whether the executor is duly performing his trust. Hence, if the executor is also legatee of a specific chattel, he may (after a reasonable time has elapsed from the death of the testator to enable him to ascertain the amount of the debts and the sufficiency of the other assets for payment of them) mortgage that chattel as a security for his own debt, and settle it on his marriage, or otherwise deal with it as his own: his doing so will amount to a sufficient representation that the circumstances are such as to warrant the act. In this respect a purchaser from the executor stands in the same situation as a purchaser without notice from any other legatee after assent. (*Taylor v. Hawkins*, 8 Ves. 209; *Spackman v. Timbrell*, 8 Sim. 260; see 4 Bro. C. C. 136; 17 Ves. 163). In *Taylor v. Hawkins* a mortgage by the executor of leaseholds specifically bequeathed to him, made within seven months after the testator's death, was sustained against creditors.

The reason and the rule extend even to a sale of a portion of the personal assets expressly directed by the testator to be exonerated from the debts out of his other property. A testator cannot protect any part of his assets from liability to his creditors, and, by declaring that specific property shall be exonerated, he does no more than the rules of equity do, in favour of specific legatees, in the absence of any such declaration. A bona fide purchaser from the executor of property so directed to be exonerated from debts is, therefore, as safe from claimants under the will, as if no such direction had been made.

In some of the cases cited above, the parties seeking to impeach the transaction were creditors; in others, legatees. Of course, where the purchaser is protected, he is protected against both classes of claimants—against creditors, because he cannot take measures for their protection; against legatees, because the foundation of the purchaser's indemnity is the assumption, that the executor is selling for the payment of debts, which are paramount to the claims of legatees. If the thing sold has been specifically bequeathed, but the executor has not assented to the bequest, the purchaser acquires a good title at law as well as in equity; if assent has preceded the sale, he

\* The passages above cited from Buller, J., Mansfield, C. J., and Lord Hardwicke, C., correctly state the general principles for which they are cited, although the judgments in which they occur have not been followed as authorities.

gets only an equitable title, (*Chamberlain v. Chamberlain*, 1 Ch. Cas. 256\*), liable, of course, to be defeated by a sale by the legatee to a purchaser for value, without notice. On the other hand, where the purchaser has reason to believe that payment of debts is not the executors' object, then, as he is not, by the rule under consideration, protected from the claims of creditors, so he is not, by that rule, protected from the claims of legatees, and must rest his title to exoneration, if he can, on other grounds, such as an express power, conferred by the will on the executors, of selling and giving discharges. If the executor has no such power, then, in case of a sale avowedly not made for payment of debts, the purchaser must see that the sale is made, and the purchase-money applied, in conformity with the trusts of the will; for, here, there is no class like that of creditors, uncertain as to its members and their respective rights; but the objects of the trusts and the nature of their claims may be ascertained from the will; and the purchaser must either seek them out, and obtain their concurrence, or see that the will has invested the executor with power to discharge him. (See *Eland v. Eland*, 4 My. & C. 420). Thus, a mortgage of assets by an executor, who is also residuary legatee, to secure his private debt, may be set aside, even at the suit of a pecuniary legatee. (*Hill v. Simpson*, 7 Ves. 152). But such a mortgage, for the reason already stated, would be safe against creditors.

On these points the law is settled as to personal assets, which, by the common law, (recognised and confirmed by the Statute of Westminster 2nd, 13 Edw. 1, c. 19; see *Snelling's case*, 5 Rep. 83), are subject to a charge or liability for payment of debts, in priority to all claims of volunteers. With respect to real property, the case is somewhat different. At common law, freehold estates were not liable to creditors even by bond or covenant; but, descending to the heir, they created in him a personal liability to the extent of their value. If they were devised away from the heir, the creditor had no remedy, and a creditor by simple contract had no rights in respect even of the descended freeholds. The statutes against fraudulent devises (3 & 4 Will. & M. c. 14; 6 & 7 Will. & M. c. 14; 11 Geo. 4 & 1 Will. 4, c. 4) have subjected devisees to the same liability as heirs, and, after passing special enactments in favour of the simple-contract creditors of traders, (47 Geo. 3, c. 74; 11 Geo. 4 & 1 Will. 4, c. 47), the Legislature has at last declared, that the freehold and copyhold estates of every person, whether a trader or not, shall, at his death, be assets for payment of his debts, to be administered in equity, unless he has himself by will charged them with, or devised them subject to the payment of, his debts. Lastly, a testator may by a charge, express or implied, subject his real estates to a trust for the payment of his debts. The remedies of the creditors are different in these different cases. Under a speciality he has a personal remedy against the heir and devisees at law, as well as in equity; he has no remedy, either at law or in equity, against a purchaser for valuable consideration from the heir or devisee, though with notice. Even against an alienee who had paid no consideration, he had no remedy be-

\* Mr. Coote, indeed, (Treat. on Mortg. 200, n., 2nd ed.), considers, "that, if a purchaser or mortgagee shall bonâ fide deal with an executor within a reasonable time after the testator's death, and obtain possession of the muniments of title, (he is speaking of leaseholds), a specific legatee would never be permitted, either at law or in equity, to set up the executor's assent against the sale or mortgage; for, by sale and delivery, the title of the purchaser or mortgagee is complete. (Vide *Scott v. Tyler*, Dick. 725; 17 Ves. 166)." It is conceived, that the proposition, that an executor retains, or can confer, any legal dominion over a leasehold specifically bequeathed, after assent, is wholly unsupported by principle or authority.

fore the stat. 13 Eliz. c. 5, which makes void any conveyance intended to delay, hinder, or defraud creditors, but contains a saving of bonâ fide conveyance for value, without notice of intended fraud. (See 7 Beav. 124; 1 Eq. Ab. 149, pl. 6; Cro. El. 350; 5 Rep. 60 a; *Spackman v. Timbrell*, 8 Sim. 253; *Richardson v. Horton*, 7 Beav. 112\*; *Matthews v. Jones*, 1 Anst. 515; Sugd. Vend. 834). Under a simple contract, he has a remedy in equity against the heir or devisee personally, and against the land in his hands, but not against a bonâ fide purchaser for value, with or without notice of the existence of debts. Under a charge or trust for payment of debts, he has a direct equity against the land itself, except in the hands of a purchaser or mortgagee who has seen his purchase or mortgage money into the hands of the executor or of the person appointed by the testator to give discharges. A bonâ fide purchaser of land, therefore, from the heir or devisee, where there is no charge of debts, is not liable to see to the application of the money, because the land itself was never charged; a bonâ fide purchaser of land charged with debts is not liable to see to the application of the money, or the necessity of the sale, for the reasons already mentioned with regard to personal estate, viz. the impossibility of his doing so to any purpose. The reasons of his exoneration in the two cases are different, and the consequences are different, where a charge of legacies raises the question, whether the purchaser should see to the payment of the legacies. If there is no charge of debts, the several persons beneficially interested in the real estate take it as assets, rendering them personally liable to the extent of the value of their beneficial title. The heir is liable for so much as is not devised away; the devisee is liable for so much as will not be required for payment of the legacies charged; the legatee is liable to the extent of his legacy, if he receive it before the debt is paid; but, until the commencement of a suit, (see *Green v. Low*, 3 Bro. C. C. 217), the creditor has no lien upon the estate itself; nor has either the heir or devisee, or the legatee, any power of administering the land, or any power over it beyond that which his beneficial ownership gives him. He takes the assets, but not the power of administering them; he is like an administrator de son tort, who has all the responsibility, but none of the powers of a properly constituted administrator. Consequently, the purchaser from the heir or devisee is as much bound to obtain the concurrence of the legatee as he would be bound to obtain that of any other person interested in the estate: he

\* In *Richardson v. Horton*, the testator devised his real estate to his wife for life, with remainder to his daughter in fee. The will contained no charge of debts. The widow and daughter, on the marriage of the latter, joined in a settlement, by which part of the devised estates was conveyed in trust for creditors, and the residue settled on the objects of the marriage. It was held, that specialty creditors could not impeach the settlement. Lord Langdale, M. R., said, "Debts by speciality, in which the heirs are bound, constitute no lien or charge on the land, either in the hands of the debtor or of his heir. Notwithstanding the existence of such debts, the debtor himself may alienate the land, or he may by will make it equitable assets, thereby preventing its exclusive application to the payment of specialty debts, or, as Lord Chief Justice Willes says, (Willes, 524), he may devise it for the payment of a particular debt on simple contract, and so withdraw it from specialty creditors altogether." Lord Langdale, M. R., appears to have committed an oversight, in adopting the position cited from Willes as being now law. It was law when uttered by the Chief Justice, because the statute against fraudulent devises contained an exception in favour of trusts for payment of "any just debt or debts." But the stat. 3 & 4 Will. 4, c. 104, makes all real estate assets which the testator has not charged with "the payment of his debts," meaning, of course, all his debts; and provides, that, in the administration of such assets, creditors by speciality binding the heirs shall be preferred.

deals with all as owners, with none as parties administering assets, even though it should happen that the devisee be also executor. (*Horn v. Horn*, 2 S. & S. 448; *Braithwaite v. Britain*, 1 Kee. 219). The dealing, therefore, not being pretended to be an administration of the assets, it is immaterial, as regards the claims of creditors, whether it is a sale or a settlement; (*Spackman v. Timbrel*, 8 Sim. 260); and it would be equally immaterial whether it was made after the lapse of a reasonable time from the testator's death, or the very day after his death, unless the circumstances were such as to bring the case within the stat. 13 Eliz. c. 5. (*Townsend v. Westcott*, 2 Beav. 240; 4 Id. 58). It is true, that personal assets are in the same situation as real assets, with regard to exemption from the lien of debts—from being followed by the creditors;—but this exemption arises from a different cause in the two cases. In the case of real assets, the assets themselves are never liable to the creditors; but "the heir, being named in the obligation, is considered to be himself a debtor—not, indeed, a debtor liable to pay the debt under all circumstances, but liable to the extent of the value of the real estate descended,—and is not restrained from alienation." (7 Beav. 124). The personal assets, on the contrary, are primarily liable for the debts, and the exemption arises from the fact, that the executor or administrator is appointed to administer them, and he cannot do this unless he has a power to discharge purchasers. In the case of real assets not subject to a charge, there is no person appointed to administer; and the different parties interested as volunteers,—heirs, devisees, or legatees,—do not take as they would take personally, subject to a paramount legal title in an executor or administrator.

But when the estate is charged with debts, it is, for this purpose, placed in the same position in equity as personal estate,—it is specifically liable,—and the purchaser, before he can be secure from the creditors, must satisfy himself either that he is dealing with the party appointed to administer, or (which is the same thing), that the latter has declared that he has satisfied the debts aliunde, or has funds sufficient to satisfy them. The impossibility of attaining any greater certainty in respect of debts, makes it essential that the purchaser should be discharged in either case\*. Thus, a purchaser of a leasehold from an executor, or from a legatee, after assent, is safe, without seeing to the payment of debts; and a marriage-settlement by the legatee would be equally unimpeachable. (*Spackman v. Timbrel*, 8 Sim. 260). As far as concerns the claims of creditors, a purchaser of real estate charged with debts, must be in precisely the same situation. A charge of debts gives the creditors the same rights in equity against that estate that they have against the personal assets by the general rule of law. In equity, the personal assets are to be considered as subject to a charge or trust for payment of debts. Certainly, the charge gives the creditor no better right against the realty than he has in all cases against the personality. It is true that a charge prevents the Statute of Limitations from running against him in respect of the realty; but this does not prove that he has any higher rights or a more direct trust, because it has been settled by the

\* This reason is well illustrated by the qualification introduced by Lord Hardwicke in his statement of the rule, "that a purchaser or mortgagee need not see to the application of the money where no schedule of debts." (*Ithell v. Beane*, 1 Ves. sen. 215; 1 Dick. 132). When the only charge is of specified debts, they are as ascertainable as legacies, and the purchaser, being able, is bound to see that they are paid. When once the money for payment of debts is raised and in the hands of the trustees, the land is for ever discharged, even in the hands of the heir, devisee, or other volunteer; for the estate is debtor for the debts and legacies, and not for the faults of the trustees. (*Anon.*, 1 Salk. 153).

highest authority, that a charge or trust for payment of debts out of personality will not exclude the Statute of Limitations, expressly on the ground that such a trust is *nugatory*; the trust already exists; executors are already trustees. (*Jones v. Scott*, 1 Russ. & My. 255; 4 Cl. & Fin. 382). It follows, that the decisions as to the liabilities of parties dealing for value with personal estate, in respect of debts or legacies, are applicable to similar cases when the subject of the dealing is real estate charged with debts and legacies. So that if real estate is given, subject to a charge of debts, to A., and after a reasonable time the executors or trustees for payment of debts, release to A., a purchaser from him, without notice of any fraud, will be safe from the claims of any unsatisfied creditors. And so, if real estate is devised to the executor for his own benefit, subject to a charge of debts, after a reasonable time he may deal with it as his own, and sell, mortgage, or settle it, discharged from all liability, to any unsatisfied creditors. This conclusion has been doubted; and even a decision to the contrary has been inadvertently made. (*Braithwaite v. Britain*, 1 Kee. 206). But its soundness must be manifest, when the consequences of a different doctrine are considered. If an executor or trustee for payment of debts, is unable after a reasonable time to declare the charge satisfied, and to release the devisee, or, being himself the devisee, to deal with the property as his own, the beneficial enjoyment intended by the testator can never be had, except through the medium of a pretended sale for payment of debts, although, possibly, the testator died without owing any. For a trust for payment of debts excludes all the Statutes of Limitations as against parties with notice, and no one could take the estate without notice of the charge; and that notice of the particular debts is immaterial, is the very point of the objection. The estate would, therefore, be unsaleable under the ownership, and could only be discharged from the trust by a sale founded on a false representation, or through the medium of a suit.

In the case alluded to, (*Braithwaite v. Britain*, 1 Kee. 207), the complexity of the circumstances, perhaps, occasioned the true point to be overlooked. The testator devised his Sinderly estate to his nephew, W. B., in fee, charged with 3800*l.*, to be paid to his executors thereafter named, within a year from his decease; and he gave his Kirklington estate to his nephew, J. B., in fee, subject to a similar charge of 1400*l.* After making some specific bequests, he gave the said sums of 3800*l.* and 1400*l.*, and the residue of his real and personal estate, to the said W. B., J. B., and his nephew, G. B., absolutely as tenants in common, but charged with the payment of his debts, and he appointed them his executors. J. B. and G. B. alone proved the will. The testator died in 1824, and W. B. took possession of the Sinderly estate. In 1826, by indenture made between W. B. [J. B. ?] and G. B. of the one part, and J. B. [W. B. ?] of the other, reciting, that, by the will, the two sums of 3800*l.* and 1400*l.* were given to the three nephews, (but without noticing the charge of debts), and that they had apportioned the sums between them, and settled all accounts as to them, J. B. and G. B. released to W. B. all claims upon the Sinderly estate, and, by a similar indenture of the same date, the other estate was released from the 1400*l.* W. B. and G. B. afterwards mortgaged these several estates. The testator at the time of his death carried on a banking business in partnership with J. B. and one W. T. In 1832, the plaintiff commenced proceedings to recover a debt due from the firm in the testator's lifetime. Lord Langdale, M. R., held, that the claim was not barred by the Statute of Limitations, and that the estates in the hands of the mortgagees were liable to the amounts of the respective charges of 3800*l.* and 1400*l.* "If the two sums of 3800*l.* and 1400*l.* had been raised and paid to

the executors, I think that the mortgagees would not have been bound to see to their application; and there might have been circumstances under which the declaration and release of the executors would have protected them; but they had notice of the will and of the trading; they knew that, by the will, the executors were bound to pay the debts, and that the sums of 3800*l.* and 1400*l.* were given with the residuary property to the executors, chargeable with the debts, and with this knowledge, they take a title under the deed of 1826, by which it is so far from appearing that the money was paid to the executors, that I think the contrary appears, for the sums 3800*l.* and 1400*l.* are treated merely as legacies to the nephews, who are stated to have apportioned and divided the amount among themselves. The consequence, I think, is, that the releases only operate to the extent of the beneficial interest to which the executors, as legatees, were entitled to the charges, and that, for the benefit of creditors, the legatees continue to be affected with the charges against the mortgagees, who took under such a title." The case may, perhaps, be considered to have been decided on the special circumstances, though it must be confessed they were altogether insufficient to support the decision.

But in *Eland v. Eland*, (1 Beav. 235; 4 My. & C. 420), where the point arose, the Master of the Rolls, in effect, overruled *Braithwaite v. Britain*, and this decision was affirmed by Lord Cottenham, C., on appeal. In that case the testator had devised real estate, subject to a general charge of debts and legacies, to his son in fee, and appointed the son executor. Nine years after the testator's death, the devisee mortgaged the estate, with a covenant against all incumbrances except the legacies. The estate proved insufficient for payment of the debts, legacies, and mortgage money; and it was held that the mortgagee took, subject to the legacies, but not to the debts; not subject to the debts, on account of the general rule; subject to the legacies, because, by his contract, he had undertaken to be subject to them. How the case would have stood in the opinion of Lord Cottenham, if the mortgagee had not so undertaken, is not very clear: there are passages in the judgment which are not easily reconcilable with principle, or even with other parts of the same judgment. It was further held, that the amount of the legacies for which the mortgagee was liable, being raised, was to be applied as assets for payment of the unsatisfied debts.

*Rogers v. Rogers* (6 Sim. 364) may be classed with *Eland v. Eland*. There real estates were devised to A. for life, remainder to B. in fee, subject to debts and legacies. A. was appointed executrix. A. and B. mortgaged to C., and covenanted against all incumbrances, "except the legacies." D. took a transfer of this security, and made a further advance. He was held to take, subject to the legacies.

It is conceived, that even intimation to the purchaser or mortgagee, that there were debts of the testator remaining unpaid, would not alone be sufficient to make him liable to the creditors for dealing with the executor, after a reasonable time for ascertaining the extent of the debts, as if he were absolute owner. The purchaser must be considered to have understood that the executor had other funds in his hands sufficient for the payment of his debts, and to have trusted the application of those funds to the executor, in the same manner as a purchaser, on a sale expressly for payment of debts, trusts the application of his purchase-money to the executor. The danger to the creditors seems to be no greater, and the inconvenience of a different rule to the parties beneficially interested no less, in the one case than in the other.

(To be continued).

## Reviews.

*The Law of Railways and Railway Companies, &c.* By WILLIAM HODGES, Esq., Barrister. London, 1847. [Sweet.]

Mr. Hodges's book has been long expected by the Profession, and though the delay in its publication may have been inconvenient to many, the cause of it is sufficiently apparent upon inspection of the work itself, which travels over the whole of the vast field of statute and case law, affecting railways and railway business. We have on more than one occasion in *THE JURIST*, inculcated the doctrine, that a lawyer who gets up a hurried exposition of a statute, or a careless epitome of the law in any given department, merely for the sake of seeing his name in print, offers a species of insult to the Profession, and should expect the most merciless dissection at the hands of the critic. But, on the other hand, when we find a lawyer betaking himself in earnest to the composition of a text-book, in which he obviously uses his best endeavours to exhaust any subject of importance, then we hold that he is entitled to a considerate, and even lenient, examination of his work, in return for his pains and earnest endeavour, even should he partially fail in his attempt. In this spirit we commenced the examination of Mr. Hodges's work, which extends over about 700 pages, (exclusive of statutes and forms), and discusses the law as it relates to every step in the formation of a railway company, and every right arising out of its proceedings as a company, after its complete formation. But although Mr. Hodges is entitled, in our view, to be criticised in this spirit, he does not require it: he has not only laboured, but he has laboured with success.

The work is divided into seven chapters: the first treats of the statute-law applicable to railways; the second of the rights and liabilities of railway companies as carriers; the third of the assessment of railways to the poor; the fourth of the remedies by mandamus; the fifth of proceedings by injunction and other proceedings in equity; the sixth of the dissolution of railway companies, and the rights of allottees; and the seventh, of the liabilities of promoters.

The whole subject, therefore, of the rights and liabilities of railway companies, and of those on whom they set, comes under review, and, we will add, is fully, clearly, and practically expounded.

The 4th and 5th sections of the first chapter will be found particularly useful to the practitioner. The 4th treats of the constitution of a railway company, and the 5th of its powers to take land; powers which have been, and probably will be, so long as there are railways to be made, a most fertile source of litigation. In this, the 5th section of Chapter I, Mr. Hodges has given some useful practical forms relating to the proceedings of companies in using their powers to take land. We think, however, that Mr. Hodges needed not in this part of the work, in ushering in the 68th section of the 8 Vict. c. 18, (for meeting the requirements of the cases where lands have been taken without proper authority), to have introduced it to the notice of the reader by the very naïve observation, "that cases may occur where lands have been taken as injuriously affected, during the formation of the railway, and the party injured may nevertheless have never received any notice to treat or offer of compensation from the company." Mr. Hodges must surely be too much of a lawyer not to know, indeed, myriads of the cases that he himself cites shew, that not only such cases may occur, but that they were, until checked by the law, a part of the regular railway code, and are still indulged in, whenever companies dare to venture upon them. The extensive and important subject of compensation is very fully treated, and a great number of

authenticity upon it are collected, both upon the question of compensation for direct injury, and that for indirect injury.

We notice, in the chapter on the constitution of railway companies, an omission of the case of *Young v. Smith*, (10 Jur. 52), in which it was decided, that the prohibition contained in the 26th section of the Joint-stock Companies Act (7 & 8 Vict. c. 110) against shareholders in companies not completely registered selling their shares, does not apply to railway companies. Mr. Hodges had, indeed, arrived, without the decision, at the sound conclusion; see his note in p. 122, in which he expresses himself as follows:—"It is now well known that a grave doubt exists whether all this traffic (the sale of the scrip) is not altogether illegal, by force of the 26th section of the 8 Vict. c. 110. Since the author wrote the note annexed to that section, [referring to a note in the Appendix], in which he expressed an opinion that the section does not apply to railway companies, he has been informed that several very eminent lawyers have expressed a different opinion. But, upon careful re-consideration of the question, the writer, with great deference, still retains his original opinion, that the latter part of the section does not apply to railway companies under any circumstances." Mr. Hodges should, however, have fortified his opinion by quoting the case of *Young v. Smith*.

On the present state of the law with respect to the rating of railway companies to the relief of the poor, Mr. Hodges observes, (p. 471):—

"It is well known that railway companies are usually common carriers on their own lines of railway, and, as it has been, shewn they are liable to be rated as occupiers of the land on which the railway and its appendances are constructed, but they are not liable to be rated in respect of the profits derived from their stock in trade, or any other personal property; and thus, therefore, arises the practical difficulty which occurs to distinguish accurately between them that which is properly referable to the trade alone, and that increase of value which the carrying on the trade upon the land gives to the occupation of it.

"It has been already stated, that considerable litigation has taken place on the subject of railway rating, and as no less than three cases have been sent to the Court of Queen's Bench for decision, it may be supposed that they afford a clear and distinct rule for rating railways, which may be applied in all future cases. A perusal of the cases will, however, shew that this desirable result has not been attained, and the reason is obvious, for the Court of Queen's Bench, according to its custom, studiously applied and confined the judgments to the facts of each case, as they were stated by the quarter sessions; and it being also a well-established rule that the quantum of the rate is a question solely for the sessions to determine, no opinion could be elicited from the learned judges as to the propriety and sufficiency of the various allowances and deductions which had been made by the sessions out of the gross receipts of the company, that being the process by which the sessions ascertained the rateable value of the railways. This disinclination of the Court to interfere with the mere questions of fact was pointedly put by the Court in one of the cases in the following language:—"We are very unwilling to withhold our aid in settling questions for the sessions of such novelty and difficulty as the railway rating must often bring before them; but we ought not to go beyond our province, and so, perhaps, mislead them. The question involves no principle of law, and we decline to answer it." This pertinent remark is applied to a question of momentous interest to the contending parties, i. e., whether tenants' profits ought to be ascertained by a per-

centage, calculated upon the original value of the moveable stock belonging to the company, or by a percentage on their gross receipts.

"It is therefore believed, that a careful perusal of the judgments delivered in the cases referred to will lead to the conclusion, that, although the Court has, with great perspicuity, answered the questions of law submitted, the judges declined to give any opinion upon some of the really main points in dispute; if, therefore, disappointment be felt because specific rules applicable to railway rating are not distinctly laid down, it will arise in the peculiar mode in which the cases were stated, and from the circumstances already adverted to."

He then states the substance of the cases that have been decided on this point. (*London and South-western case*, 2 Rail. Cas. 629; *The Grand Junction Railway case*, 4 Rail. Cas. 1; and *Reg. v. The Great Western Railway Company*, 4 Rail. Cas. 28). And concludes the subject with the following observations:—"After an impartial consideration of the whole question, there seems to be reason to conclude, that the present state of the practice relating to railway rating is far from satisfactory. The questions left unanswered by the Court of Queen's Bench must of necessity lead to much litigation at the quarter sessions; and it appears to be extremely desirable that some mode of assessing the rate should be adopted, which will make unnecessary the investigation of accounts, and the laborious process of making deductions from the gross receipts, which are founded upon very unsatisfactory principles, and sometimes upon no principle whatever.

"The rateable value of a farm or manufacture is always ascertained without resorting to a series of intricate deductions from the gross receipts of the occupier, and there seems to be no sufficient reason why a similar course should not be adopted in the case of railways. It is very easy to ascertain the gross receipts per mile of a railway, and also the outgoings per mile, and, by subtracting the latter from the former, the result shews the net profit made by the occupation of the land, and by the possession of capital and stock used in trade, with certain incidental advantages savouring of monopoly, which result from the peculiar nature of railway traffic.

"Now, it is clear, as it has been already shewn, that the whole of this net profit is not rateable to the relief of the poor, but only a portion of it; and there seems to be reason for contending, that the courts of quarter sessions, bearing in mind the principles of the law applicable not only to the rating of railways, but also to farms, manufactories, and other like property, may, without much difficulty, ascertain the portion of the net profit which is fairly attributable to the occupation of the land, and they may thus assess the rate on such portion of the net profits as they may consider, under the circumstances of each particular case, to be consistent with justice. Courts of quarter sessions may at first take different views as to the portion of the net profits which is rateable. Some justices may consider, that, if one half, or even less than one half, of the net profits be made subject to the rate, the value of the occupation of the land would be amply represented. Other justices may, as in *The Great Western case*, attach the rate on upwards of three fourths of the net profits; but it is believed, that, as the principles of the law of rating are clear and distinct, and may be fully discussed before the justices, an uniformity of decision may be ultimately arrived at.

"It may be objected that the mode of rating thus suggested is not altogether perfect in its operation. But it offers this advantage, that it would be founded on legal principles, and it must not be forgotten, that, if



' the present mode of ascertaining the rateable value of railways is adhered to, the difficult task remains for the justices to determine whether tenants' profits are to be ascertained by a percentage calculated upon the value of the railway stock, or by a percentage on the gross receipts of the company,—a question left undetermined by the Court of Queen's Bench, in *The Great Western case*. And when this knotty point is decided by the courts of quarter sessions, another of equal difficulty as well as importance arises, i. e. what amount of percentage ought to be allowed for tenants' profits? Should it be 5*l.* per cent. or 50*l.* per cent., or some intermediate amount. Upon these questions the courts of quarter sessions must exercise their own discretion without the expectation of having the slightest assistance afforded them by the judges of the Court of Queen's Bench."

Our space will not permit our giving any further extracts from the work before us. Those which we have given will be sufficient to shew the style of the author, and his mode of placing the law before his readers. In respect to the other subjects of which he has treated, we have found the same clear and business-like execution of the author's task. The equity lawyer will, for instance, find, in the 5th chapter, a very neat resumé of the doctrine and practice of courts of equity in relation to injunctions for and against railway companies, referring to a great mass of authorities, and what is equally useful, particularly at the present moment,—a collection of all the recent cases in equity. On the whole, we may safely say, that Mr. Hodges' work appears to us likely to be very useful to the practising lawyer. It is the fashion, and perhaps it is a very useful fashion, to add to works of this kind an appendix of statutes and precedents. Mr. Hodges has not departed from this fashion, and has added all the material statutes relating to railway companies, and many forms of pleading, notices, &c.

## Imperial Parliament.

### HOUSE OF LORDS.

Monday, March 22.

#### BANKRUPTCY AND INSOLVENCY.

Lord Brougham moved the second reading of the Bankruptcy and Insolvency Bill. It was not necessary he should go at length into the question; he should merely state, as succinctly as possible, the object of the present measure. Their Lordships had passed a bill having the effect of abolishing imprisonment for debt in cases where a party, giving up all his property to his creditors, petitioned the Court of Bankruptcy for protection. Where no fraud or gross extravagance appeared to have existed, the debtor was entitled to a final order protecting his person from arrest for the same debt. He proposed to make little or no alteration in that law, but only to effect some changes in the machinery by which that relief was afforded, and to transfer to the insolvent commissioners the jurisdiction given to the bankruptcy commissioners. The six bankrupt commissioners received at present 2000*l.* a-year each; they sat on an average four hours a day for eleven weeks in the year, and were assisted by a registrar at 1000*l.* a-year, and official assignees at not less than 1500*l.* a-year. He proposed to take the insolvency business away from the bankruptcy commissioners, and to reduce their number from six to three. With respect to the Court of Review, it was substantially abolished, its duties being discharged by one of the Vice-Chancellors without remuneration. There was no reason whatever why the whole of the original business of that court should not be transacted by the commissioners themselves, with an appeal on points of law to the Lord Chancellor or the Vice-Chancellors. Two branches of business were connected with the Insolvent Court—the one was the permanent sittings in London, and the other the circuits performed by three commissioners three times a-year, each occupying six weeks. These circuits were attended with great expense to the public. He proposed to abolish the circuits of the in-

solvent commissioners, and to transfer their jurisdiction to the local judges just appointed under an act introduced by Lord Lyndhurst, and adopted with a few alterations by the present Government. According to the territorial divisions prescribed by the Local Courts Act, no person would have to travel more than eight miles to find a judge, and it must be evident that it would be most convenient to transfer the country insolvency jurisdiction to the newly established tribunals. It might be a question whether it was not desirable to enable the new judges to administer the law in bankruptcy as well as in insolvency; but the present bill did not go so far as that. By the provisions of the present bill the commissioner in insolvency would be invested with power to take into consideration all the circumstances of the cases which might come before him. The commissioner would have to satisfy himself that an insolvent had no prospect of succeeding to property,—that his insolvency was attributable to misfortune, and not to wilful extravagance,—and, above all, that he had not lain by and spent all the money he had—which, if he was insolvent, was his creditors', and not his—but had applied to the Court for relief whilst he had it in his power to pay a dividend of 4*s.* or 5*s.* in the pound. The bill provided, that if the commissioner should be satisfied upon those points, he should be empowered to grant an insolvent protection as to future-acquired property.

The Lord Chancellor said, that it was not his intention to oppose any objection to the motion for the second reading of his noble and learned friend's bill. It was very desirable that the subject should be investigated by a select committee, in which all the legal knowledge of the House might be brought to bear upon it. It might not be improper in him to express a doubt as to the expediency of deciding upon matters of detail with respect to questions which were at present in an unsettled state,—such, for instance, as the question as to the necessity of maintaining the existing distinction between bankruptcy and insolvency. It appeared to him, also, that, until the amount of the business which would devolve upon the new local courts had been ascertained by experience, it would be unwise to transfer the country insolvency jurisdiction to them. The noble and learned lord looked forward to the possibility of transferring some part of the bankruptcy jurisdiction to the same tribunals, but, for the reason he had just assigned, he could not at present express a decided opinion with respect to that proposition.

The bill was read a second time.

## London Gazette.

TUESDAY, MARCH 23.

#### BANKRUPTS.

HENRY KING, North-end, Fulham, Middlesex, victualler, dealer and chapman, April 8 at half-past 11, and May 4 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Buchanan, Basinghall-street, London.—Fiat dated March 19.

JOSEPH SAMUEL ROBINSON, New Bond-street, Middlesex, upholsterer, dealer and chapman, April 9 at half-past 11, and May 4 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Bradley, Berners-street, Oxford-street.—Fiat dated March 22.

THOMAS WILLIAMS, Hay, Brecknockshire, maltster, April 9 and May 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Sabine, Bristol.—Fiat dated March 18.

RICHARD BENSON, Liverpool, share broker, April 7 and 23 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated March 16.

JOSEPH TAYLOR, Bury, Lancashire, grocer and flour dealer, dealer and chapman, April 7 at 12, and May 5 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated March 17.

WILSON DICKINSON, Manchester, saddler, dealer and chapman, April 8 and 29 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Fogg, Manchester; Wathen, 18 A, Basinghall-street, London.—Fiat dated March 18.

## MEETINGS.

*Samuel Cunningham*, Minerva-street, Hackney-road, Middlesex, proprietor of saw mills, April 3 at 11, Court of Bankruptcy, London, last ex.—*John Aspinall*, Manchester, cotton manufacturer, April 8 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Cross Humby*, Blackfriars-road, Surrey, and Northampton, shoe manufacturer, April 14 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Wm. Chappelow*, Long-acre, Middlesex, bridle cutter, April 13 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Edw. J. Tweed*, Cambridge, victualler, April 14 at 12, Court of Bankruptcy, London, aud. ac.—*Joseph Jarman*, Brunwick-terrace, Walworth-road, Surrey, out of business, April 14 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Muschwhite*, Cromwell-lane, Old Brompton, Kensington, Middlesex, cowkeeper, April 14 at 12, Court of Bankruptcy, London, aud. ac.—*John King*, Kingsland-road, Middlesex, soap maker, April 12 at 1, Court of Bankruptcy, London, aud. ac.; April 15 at 12, div.—*Thomas Moore*, St. Alban's, Hertfordshire, furniture broker, April 12 at 1, Court of Bankruptcy, London, aud. ac.; April 15 at 12, div.—*Wm. Trice*, High-street, Stepney, Middlesex, grocer, April 12 at 1, Court of Bankruptcy, London, aud. ac.; April 15 at 1, div.—*Chas. Fred. Smyrk*, Lavina-grove, Wharf-road, Middlesex, builder, April 13 at 1, Court of Bankruptcy, London, aud. ac.—*Jos. Metford*, Bath, wine merchant, April 15 at 12, District Court of Bankruptcy, Bristol, aud. ac. and div.—*Henry Rowbotham* and *Robt. Johnson Keworthy*, Brinksway, near Stockport, Cheshire, and Manchester, calico printers, April 13 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 16 at 12, div.—*John Rouse*, Exeter, plumber, April 14 at 11, District Court of Bankruptcy, Exeter, aud. ac.; April 15 at 1, div.—*Peter Hansen*, Newcastle-upon-Tyne, merchant, April 13 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; April 15 at 11, div.—*George Samuel Carwell* and *William Croser*, Newcastle-upon-Tyne, merchants, April 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; April 15 at 12, div.—*Thomas Heppell*, Newcastle-upon-Tyne, timber merchant, April 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; April 15 at half-past 10, div.—*Francis Fothergill* and *James M'Innes*, Bell's-close, near Scotswood, Northumberland, lamp black manufacturers, April 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. esp. est. of *Francis Fothergill*.—*Thomas Snaith* and *Geo. Snaith*, Bishop Auckland, Durham, ironmongers, April 15 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Joseph Horncastle*, Glamford Briggs, Lincolnshire, seed merchant, April 14 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Jas. Coates*, Leominster, Herefordshire, tailor, April 14 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Alex. Russell*, Ashford, Kent, saddler, April 13 at 11, Court of Bankruptcy, London, div.—*Philip Howard*, Hingham, Norfolk, wine merchant, April 9 at 2, Court of Bankruptcy, London, div.—*Wm. Rolfe*, Therfield, Hertfordshire, farmer, April 15 at 1, Court of Bankruptcy, London, fin. div.—*Joseph Jarvis* and *James Jarvis*, Great Bush-lane, Cannon-st., London, wine merchants, April 15 at 11, Court of Bankruptcy, London, div.—*Wm. Groves*, Huntingdon, grocer, April 15 at 11, Court of Bankruptcy, London, div.—*Wm. Crashing*, Billericay, Essex, linen draper, April 15 at 1, Court of Bankruptcy, London, div.—*George Potter*, *Samuel Potter*, and *John Krusus*, Manchester, and Birkacre, near Chorley, Lancashire, calico printers, April 15 at 11, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

*Alfred Fielder*, Alton, Southampton, brewer, April 14 at 11, Court of Bankruptcy, London.—*Hen. Brooker*, High-st., Peckham, Surrey, grocer, April 14 at half-past 12, Court of Bankruptcy, London.—*Wm. Hodges*, Kingsgate-street, Holborn, Middlesex, cloth worker, April 13 at 11, Court of Bankruptcy, London.—*Wm. W. Coleman*, Southampton, provision merchant, April 14 at 1, Court of Bankruptcy, London.—*Jonathan Wragg*, Melina-pl., Westminster-bridge-road, Surrey, iron merchant, April 14 at 1, Court of Bankruptcy, London.—*Marmaduke Wilkin*, Lincoln's-inn, Middlesex, ship broker, April 14 at 12, Court of Bankruptcy, London.—*Edw. J. Tweed*, Cambridge, victualler, April 14 at

12, Court of Bankruptcy, London.—*Jos. Jarman*, Brunwick-terrace, Walworth-road, Surrey, out of business, April 14 at half-past 12, Court of Bankruptcy, London.—*John C. Humby*, Blackfriars-road, Surrey, and Northampton, shoe manufacturer, April 14 at half-past 11, Court of Bankruptcy, London.—*Robert Barnes*, King-st., Hammersmith, Middlesex, ironmonger, April 15 at 11, Court of Bankruptcy, London.—*Jos. Gass*, Colchester, Essex, draper, April 15 at 1, Court of Bankruptcy, London.—*Chas. Fred. Smyrk*, Lavina-grove, Wharf-road, Middlesex, builder, April 13 at 1, Court of Bankruptcy, London.—*John Terry*, Wych-street, Strand, Middlesex, licensed victualler, April 15 at 12, Court of Bankruptcy, London.—*Edward Smith*, Dursley, Gloucestershire, apothecary, April 16 at 1, District Court of Bankruptcy, Bristol.—*Lazenby Pearson*, Newcastle-upon-Tyne, carrier, April 15 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Rouse*, Exeter, plumber, April 14 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 13.

*John Davis*, Tewkesbury, Gloucestershire, hosier.—*Wm. Ball Perry*, Croydon, Surrey, linendraper.—*W. Henry Fitz-Augh*, Liverpool, merchant.

## FIAT ANNULLED.

*John Spencer*, Steinton, Nottinghamshire, nursery and seedsman.

## SCOTCH SEQUESTRATIONS.

*James Wallace*, Leith, commission agent.—*James Campbell*, Edinburgh, keeper of livery stables.—*John Nimmo*, Bridgeton of Glasgow, blacking grinder.

## INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Kemp*, Great Yarmouth, baker, April 15 at 11, Court of Bankruptcy, London.—*Alfred Lovell*, Caroline-street, Camden-town, Middlesex, painter, April 15 at half-past 11, Court of Bankruptcy, London.—*H. Ratcliff*, Essex, baker, April 15 at half-past 11, Court of Bankruptcy, London.—*Matthew Diddell*, Littleport, Isle of Ely, Cambridgeshire, grocer, April 15 at 11, Court of Bankruptcy, London.—*Elizabeth Tatman*, Church-street, Deptford, Kent, widow, baker, April 15 at 11, Court of Bankruptcy, London.—*G. Norris*, Claremont-cottages, Peel-street, Kensington Gravel-pits, painter, April 1 at 11, Court of Bankruptcy, London.—*Thos. Ford*, Queen's-row, Pentonville, Clerkenwell, Middlesex, grainier, April 1 at 11, Court of Bankruptcy, London.—*Mary Hoeknell*, widow, Tabernacle-square, Hoxton, Middlesex, ladies' bootmaker, March 31 at 11, Court of Bankruptcy, London.—*Walter Yates*, South Molton-street, Oxford-street, and Grafton-street, Fitzroy-sq., Middlesex, surgeon dentist, April 1 at 11, Court of Bankruptcy, London.—*James Cockrell* the younger, Langdon-hills, near Horndon-on-the-Hill, Essex, blacksmith, April 8 at 11, Court of Bankruptcy, London.—*John Harris*, Latimore-road, Shepherd's-bush, Middlesex, laundryman, March 29 at 1, Court of Bankruptcy, London.—*Thomas Winstanley*, Clifton-place, New North-street, Finsbury, Middlesex, commercial agent, March 29 at 1, Court of Bankruptcy, London.—*James Rod*, Rayleigh, Essex, shoemaker, March 29 at 12, Court of Bankruptcy, London.—*Thos. Staley Vessey*, Arbour-street East, Stepney, Middlesex, attorney at law, March 29 at 11, Court of Bankruptcy, London.—*Henry Shalders*, Albion-street, Wandsworth-road, Surrey, commission agent, March 29 at 12, Court of Bankruptcy, London.—*Wm. Doe*, Peel-street, Kensington, Middlesex, out of business, March 29 at 1, Court of Bankruptcy, London.—*William Heath*, South Lambeth New-road, Surrey, carpenter, March 29 at 11, Court of Bankruptcy, London.—*Samuel James Tæzer*, Little Birch, Herefordshire, plumber, April 1 at half-past 10, District Court of Bankruptcy, Birmingham.—*George Paul Eckstein*, Birmingham, foreman to a civil engineer, April 3 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Perkins*, Kates-hill, near Dudley, Worcestershire, butcher, April 13 at half-past 11, District Court of Bankruptcy, Birmingham.—*Robert Calladine*, Silby, Leicestershire, grocer, April 9 at 11, Exchange-rooms, Nottingham.—*Benjamin Alltop*, Leicester, framework knitter, April 9 at 11, Exchange-rooms, Nottingham.—*William Birks*, Longton, Staffordshire, crate maker,

April 13 at 11, District Court of Bankruptcy, Birmingham.—*Herbert Panton*, Llangathaw, Carmarthenshire, bailiff, April 16 at 12, District Court of Bankruptcy, Bristol.—*J. Loddor*, Bishop's Hull, Somersetshire, baker, March 30 at 11, District Court of Bankruptcy, Exeter.—*Thos. Neece*, Farnworth, near Bolton-le-Moors, Lancashire, beer seller, March 30 at 12, District Court of Bankruptcy, Manchester.—*George Pearson*, Manchester, joiner, March 31 at 12, District Court of Bankruptcy, Manchester.

*Saturday, March 20.*

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Edwin Richard Robson Letton*, Blissett-street, Greenwich, Kent, not of any business, No. 58,516 T.; Charles Thomas Goodale, new assignee, in place of Charles Hayward and Benj. Evans, removed.—*Rick. Thos. Morton*, Paris-street, Lambeth, Surrey, publican, No. 58,117 T.; W. Bishop, assignee.—*Anthony Hutchinson*, New Gravel-lane, Shadwell, Middlesex, butcher, No. 58,670 T.; Richard Messenger, assignee.—*Thos. Tully Hill*, Hereford, tailor, No. 67,890 C.; William Parry, assignee.—*Sam. Harris*, Hereford, tailor, No. 67,951 C.; Wm. Parry, assignee.—*Robert Wall Ogilvie*, Newcastle-upon-Tyne, general merchant, No. 67,830 C.; Robert Imearry, assignee.—*Ed. Telford*, Carlisle, jeweller, No. 67,900 C.; Wm. Mark, assignee.—*George Greenwood Sherwood*, Park-road, Park-st., Stockwell, Surrey, bread and biscuit baker, No. 58,712 T.; Wm. Henry Fellows and Wm. Henry Wells, assignees.—*Chas. Mott*, Lancaster, auditor for the South Lancashire and Cheshire District Unions, No. 67,856 C.; Charles Price, assignee.—*John Elphinstone Stewart*, City-road, Middlesex, portrait painter, No. 58,354 T.; Frederick Foster, assignee.

*Wednesday, March 20.*

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Jos. Wm. Woolley*, Lisle-st., Leicester-square, Middlesex, ironmonger: in the Queen's Prison.—*Jos. Smith*, Bury-st., Bevis Marks, St. Mary-axe, London, attorney at law: in the Debtors Prison for London and Middlesex.—*Wm. Wright*, Harris's-court, Oxford-street, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*F. Brown*, Ashfield-place, Church-row, Stepney, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Daniel Nightingale*, Dartford, Kent, omnibus proprietor: in the Debtors Prison for London and Middlesex.—*Christopher Dashwood Harrington*, Pinner, near Harrow, Middlesex, coach proprietor: in the Debtors Prison for London and Middlesex.—*Wm. J. Morris*, Church-street, Minorics, Middlesex, stationer: in the Debtors Prison for London and Middlesex.—*Thos. Mortimer*, Palace-st., Pimlico, Middlesex, plasterer: in the Debtors Prison for London and Middlesex.—*Wm. Hall*, Manchester, letter-press printer: in the Gaol of Lancaster.—*Ed. Sandford*, Dacre-place, Dacre-road, Lee, Kent, barrister at law: in the Gaol of Southampton.—*Jane Booth*, Loughborough, Leicestershire, licensed victualler: in the Gaol of Leicester.—*Jas. Cater*, Tamworth, Warwickshire, farmer: in the Gaol of Warwick.—*Wm. Alex. Caldwell*, Redditch, Warwickshire, needle dealer: in the Gaol of Warwick.—*Owen Callaghan*, Liverpool, assistant to a boarding-house keeper: in the Gaol of Liverpool.—*John Parmiter*, Donnington, near Dewsbury, Berkshire, out of business: in the Gaol of Reading.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

*Court-house, SHREWSBURY, Shropshire, April 6 at 10.*

*Thomas Leigh*, Omslow Hall, near Shrewsbury, butler.—*Humphrey Dyke*, Chirk, near Ruabon, Denbighshire, labourer.—*Andrew Birch Sidee*, Maesbury, near Oswestry, out of business.

*Court-house, SOUTHAMPTON, April 8 at 10.*

*Ed. Sandford*, Dacre-place, Dacre-road, Lee, Kent, barrister at law.

*Court-house, DONNINGTON, (County), April 6 at 10.*

*Wm. Hill Tuckett Galpin*, Gidswell, Fortland, Dorsetshire, butcher.

#### MEETINGS.

*John Willinson*, Clitheroe, Lancashire, attorney at law, April 13 at 2, Bailey's, Clitheroe, sp. aff.

FRIDAY, MARCH 26.

#### BANKRUPTS.

**JOHN HUTCHISON**, Lloyd-square, Middlesex, wine merchant and commission agent, dealer and chapman, April 8 at 11, and May 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Lawrence & Pheas, Old Jewry-chambers.—Fiat dated March 12.

**RICHARD BEAUMONT**, High-st., Deptford, Kent, woollen draper, April 10 and May 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Norton & Son, New-st., Bishopsgate.—Fiat dated March 19.

**FRANCIS CLARIDGE**, Southampton-row, Bloomsbury, Middlesex, wine merchant, dealer and chapman, April 6 at 12, and May 7 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Walters, Basinghall-st., City.—Fiat dated March 13.

**WILLIAM DENYER**, Littlechampton, Sussex, plumber, glazier, and painter, dealer and chapman, April 5 and May 3 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Edmunds, Worthing; Rolfe & Edmunds, South-sq., Gray's-inn.—Fiat dated March 19.

**WILLIAM SMITH**, Uttoxeter, Staffordshire, mercer, draper, and letter-press printer, March 30 and April 27 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Catlow, Cheadle; Mottosam & Knowles, Birmingham.—Fiat dated March 26.

**SAMUEL BROWN**, Trowbridge, Wiltshire, woollen cloth manufacturer, April 9 and May 7 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Vallance & Beasley, 9, Old Jewry-chambers, London.—Fiat dated March 23.

**JAMES WHITE**, Stanley, West Derby, Walton-on-the-Hill, Lancashire, joiner, builder, and cabinet maker, dealer and chapman, April 13 and May 7 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Snowball, Liverpool; Johnson & Co., Temple, London.—Fiat dated March 18.

**RICHARD KITSON**, Cleckheaton, Yorkshire, tow spinner, (lately carrying on business at Brighthouse under the style or firm of Richard Kitson & Co.), April 9 and May 1 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Dunning & Stawman, Leeds; Mitton & Co., 23, Southampton-buildings, London.—Fiat dated March 16.

**MATTHEW JOHNSON**, Leeds, Yorkshire, spindle maker, dealer and chapman, April 12 and 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Kynaston; Sols. E. and J. M. Barret, Leeds; Singleton, 21, Great James-street, Bedford-row, London.—Fiat dated March 20.

**JEREMIAH SCOTT**, Leeds, Yorkshire, sharebroker, dealer and chapman, April 22 and May 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Naylor, Leeds; Sadow & Co., Chancery-lane, London.—Fiat dated March 20.

**ISAAC HALL**, Dobcross, Saddleworth, Yorkshire, machine maker, wheelwright, timber merchant, dealer and chapman, April 9 and May 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Buckley, Ashton-under-Lyne; Richards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated March 20.

**JESSE FRANCIS**, Holywell, Flintshire, grocer and provision dealer, dealer and chapman, April 12 and May 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Cunnah, Chester; King, Farnival's-inn, London.—Fiat dated March 22.

**HEWSON DUTCHMAN**, Liverpool, merchant and ship owner, April 7 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cassmoe; Sols. Yates, jun., Liverpool; Holme & Co., New-inn, London.—Fiat dated March 17.

#### MEETINGS.

*Joseph Birnie Allen*, Clifton-cottages, Loughborough-road, Brixton, Surrey, and Hatton-garden, London, brick merchant, April 6 at 11, Court of Bankruptcy, London, last ex.—*Jas. Ogden*, Reddish, Lancashire, cotton spinner, April 7 at 12, District Court of Bankruptcy, Manchester, last ex.—*Gesfell Johnson*, Liverpool, merchant, April 16 at 12, District Court

of Bankruptcy, Liverpool, and. ac.; April 22 at 12, div.—*T. Beimes*, Pickering, Yorkshire, money scrivener, April 17 at 11, District Court of Bankruptcy, Leeds, and. ac.—*Abraham Huddleston*, Beeton, Bramham, Yorkshire, corn miller, April 19 at 11, District Court of Bankruptcy, Leeds, and. ac.; April 22 at 11, div.—*Henry Jos. Ed. Saffran*, Huddersfield, Yorkshire, cloth merchant, April 19 at 11, District Court of Bankruptcy, Leeds, and. ac.; April 22 at 11, div.—*Francis Ward*, Baitley, Yorkshire, rag merchant, April 19 at 11, District Court of Bankruptcy, Leeds, and. ac.; April 22 at 11, div.—*Francis Henry Beuryis*, Northampton-square, Clerkenwell, Middlesex, watch manufacturer, April 16 at 11, Court of Bankruptcy, London, div.—*Samuel Metcalf Latham*, Dover, Kent, baker, April 16 at 1, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*John Johnson*, Chelmsford, Essex, grocer, April 16 at 12, Court of Bankruptcy, London.—*John Barrington Elworthy*, Bridgewater, Somersetshire, draper, April 16 at 2, Court of Bankruptcy, London.—*George Moulton Mahson*, High-st., Whitechapel, and Whitechapel-road, Middlesex, potatoe dealer, April 16 at 1, Court of Bankruptcy, London.—*Chas. Meas Browne*, Newchurch, Isle of Wight, Southampton, schoolmaster, April 16 at 12, Court of Bankruptcy, London.—*John Gilliam*, Frith-st., Soho-square, Middlesex, April 17 at 11, Court of Bankruptcy, London.—*Jos. Wenman*, Birkenhead, Cheshire, wine merchant, April 16 at 12, District Court of Bankruptcy, Liverpool.—*John Dixon Parry*, Manchester, share broker, April 19 at 12, District Court of Bankruptcy, Manchester.—*Geo. Mossley*, Bakewell, Derbyshire, auctioneer, April 16 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 16.

*Charles Scazzum*, Wynnatt-street, Clerkenwell, Middlesex, licensed victualler.—*Sam. Page*, Nottingham, carrier.—*Robt. Mason*, Huntingdon, chemist.—*John Percy Moore*, Plymouth, Devonshire, chemist.—*W. Everett*, Bunhill-row, St. Luke's, Middlesex, turner.—*John Dredge*, Liverpool, hotel keeper.—*Samuel George Burton*, Sidmouth, Devonshire, gas manufacturer.—*Francis Clark*, George-street, Adelphi, jewel-case maker.

## PARTNERSHIP DISSOLVED.

*David Manser* and *Thomas Jenner*, Rye, Sussex, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Wm. M' Culloch*, Gresnock, cheese merchant.—*James A. Dobbie*, Glasgow, ironman.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Fred. Gängell*, Gillingham, Kent, painter in her Majesty's Dock-yard, April 15 at 12, Court of Bankruptcy, London.—*Richard Brunsden*, Downham-road, Islington, Middlesex, hot presser, April 15 at 1, Court of Bankruptcy, London.—*Josiah Kelley*, Uppminster, Essex, coal carter, April 8 at 11, Court of Bankruptcy, London.—*Robert Cubitt*, Cable-street, Back-lane, Middlesex, haberdasher, April 8 at 11, Court of Bankruptcy, London.—*Thomas Hall*, Brunswick-st., Stamford-street, Blackfriars-road, Surrey, out of business, April 8 at 11, Court of Bankruptcy, London.—*John Geo. Craddock*, Holywell-street, Strand, Middlesex, printer, April 7 at 11, Court of Bankruptcy, London.—*Wm. Hartley*, Eccleshill, near Bradford, Yorkshire, dealer in wool, April 20 at 11, District Court of Bankruptcy, Leeds.—*Chas. Goodall* and *Robt. Furniss*, Wakefield, Yorkshire, painters, April 23 at 11, District Court of Bankruptcy, Leeds.—*Thos. Dickson*, Thirsk, Yorkshire, out of business, April 20 at 11, District Court of Bankruptcy, Leeds.—*John Basendale*, Adlington, Lancashire, collier, March 31 at 12, District Court of Bankruptcy, Manchester.—*Daniel M' Ewen*, Manchester, provision shop-keeper, April 8 at 12, District Court of Bankruptcy, Manchester.—*John Dillon*, Manchester, out of business, March 31 at 12, District Court of Bankruptcy, Manchester.—*Henry George Davies*, Liverpool, clerk to the London and North-western Railway Company, April 7 at 11, District Court of

Bankruptcy, Liverpool.—*Henry Hasledine*, Penns-hill, Oldswinford, Staffordshire, horse dealer, April 3 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Duggins*, Aston, Warwickshire, out of business, April 3 at 11, District Court of Bankruptcy, Birmingham.

Tuesday, March 23.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Chas. Bird Boast*, Bromley, Middlesex, manager to the Inorganic Manure Company: in the Queen's Prison.—*John Robinson*, Craven-street, Strand, Middlesex, and Fenchurch-street, London, manufacturing chymist: in the Debtors Prison for London and Middlesex.—*Robert Collins*, Maze-pond, Tooley-street, Southwark, Surrey, hop factor: in the Queen's Prison.—*J. Cleave*, Acton-street, Bagnigge-wells-road, Clerkenwell, Middlesex, assistant bookseller: in the Debtors Prison for London and Middlesex.—*John Lake*, Pamp-row, Old-street-road, St. Luke's, Middlesex, coach smith: in the Queen's Prison.—*Wm. Grove*, Kingland-road, Middlesex, licensed victualler: in the Queen's Prison.—*E. W. Pook*, Manchester-buildings, East-lane, Walworth, Surrey, compositor: in the Debtors Prison for London and Middlesex.—*John Whitmore*, Hulme, Manchester, auctioneer: in Lancaster Castle.—*Jos. Creden*, Halse, Somersetshire, boot maker: in the Gaol of St. Thomas Apostle.—*James Anthony Emblee*, Pontefract, Yorkshire, civil assistant in the Ordnance Survey: in York Castle.

(On Creditor's Petition).

*Joseph Appley*, Iron Acton, Gloucestershire, sawyer: in the Gaol of Gloucester.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, April 9, at 9.

*Henry Benjamin*, Wolloese-square, Goodman's-fields, Middlesex, commercial traveller.—*James Bards*, Wellington-st. North, Strand, and Soley-terrace, Pentonville, Middlesex, advertising agent.—*Henry Hayman Player*, Queen-street, Golden-square, Middlesex, gentleman.—*Ellis. Mandy*, widow, Brown's-court, Edgeware-road, Middlesex, out of business.—*Wm. Marks*, Ebury-street, Pimlico, Middlesex, out of business.—*James Abbott*, Waterloo-road, Lambeth, Surrey, cabinet maker.—*Joseph Gill*, Navarino-place, Dalston, Middlesex, clerk in the General Post-office.—*Edward Ferr*, John-street North, New-road, Marylebone, Middlesex, chesamonger's shopman.—*Abraham Levy Goodman*, Oxford-st., Middlesex, out of business.—*Susanna Mary Atkins*, Upper Baker-street, Portman-square, Middlesex, milliner.—*Thomas Stephen*, Somers'-town-terrace, Clarendon-sq., St. Pancras, Middlesex, medical librarian to the King's College, London.—*Wm. Felix Fehrembeck*, Lansdown-terrace, Caledonian-road, Islington, Middlesex, tailor.

April 10, at the same hour and place.

Sir *Henry Chadleigh Oxenden*, Bart., Broome-park, near Canterbury, Kent.—*J. Omeara*, Gravesend, Kent, lieutenant colonel in the Spanish service.—*Robert Collinson*, Newman-street, Oxford-street, Middlesex, foreman to an upholsterer.—*Thos. Withey* the younger, Pagoda-terrace, Bermondsey New-road, Bermondsey, Surrey, pork butcher.—*J. Moodie*, Rochester, Kent, tailor.—*Elizabeth Dixon*, Great Tower-st., London, widow and charwoman.—*Noah Bond*, High-st., Southwark, Surrey, out of business.—*Jos. Ackerman* the younger, Hayes-court, Soho-square, Middlesex, tailor.—*Isaac Lipscombe*, Little Gray's-inn-lane, Middlesex, out of business.—*Pierce Egan* the younger, Grove-terrace, Queen's-road, Bayswater, Middlesex, artist.

Court-house, COVENTRY, Warwickshire, April 12 at 10.

*W. Hallam*, Birmingham, assistant in a boot and shoe business.—*Jos. Dutton*, Birmingham, spoon manufacturer.—*J. Morton*, Clifton, near Rugby, out of business.—*Thos. Partridge* the elder, Birmingham, out of business.

Court-house, SALISBURY, Wiltshire, April 9 at 10.

*Thos. Godwin*, Sutton Veny, publican.—*William Cramp*, Trowbridge, victualler.—*Thos. Maud*, Wincley, near Bradford, physician.

Court-house, WARWICK, (County), April 9 at 10.

*Thos. N. Bieby*, Birmingham, out of business.—*John L. Taberner*, Walton-upon-Thames, Surrey, out of business.—*Mary Clifford*, Boreley, out of employ.—*Mary Morris*,

Leamington Priors, domestic servant.—*Jas. Cater*, Tamworth, farmer.—*Susannah Hayes*, widow, Birmingham, in no employment.

## MEETINGS.

*Rich. Smith*, Lichfield, tallow chandler, April 16 at 11, Old Crown Inn, Lichfield, sp. aff.—*Thos. Jones*, Liverpool, licensed victualler, April 19 at 11, Dodge's, Liverpool, sp. aff.

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# The Jurist

No. 534—VOL. XI.

APRIL 3, 1847.

PRICE 1s.

\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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LONDON, APRIL 3, 1847.

A VERY recent case, which occurred at the Liverpool Assizes, (*Reg. v. Chadwick*), in which the defence set up by the prisoner, indicted for bigamy, was, that the wife during whose life he married again, was the sister of a former deceased wife, has caused the question of the legality of such marriages to be reopened, and has given occasion to one of the counsel engaged in that case to publish a very elaborate and learned dissertation upon the subject, of which the object is to prove that marriage with a deceased wife's sister is lawful\*.

Hitherto, in discussing this question, it has been usually assumed that the table of degrees of consanguinity and affinity acted upon by the Ecclesiastical Courts, has the force of law, for the purpose of determining what are the prohibited degrees. It has, accordingly, been assumed, that marriage with a deceased wife's sister is within the prohibited degrees of affinity; and the only question upon the legality of such marriages has been, with reference to the construction of the 5 & 6 Will. 4, c. 54, whether that act absolutely incapacitated persons within the prohibited degrees, so as to make marriages between them void in this realm, wherever contracted, or whether it only avoids all such as shall be contracted in this realm. On this point we confess we never had any doubt, that, as to marriages between persons within the prohibited degrees, the act of Will. 4 renders them absolutely impossible, affixing the incapacity to the persons of the parties—not merely regulating forms or ceremonial, and not falling within the rule of the *lex loci*.

Mr. Foster, however, proceeds upon new ground, going at once to the question, what are the prohibited

degrees of affinity? contending, with great ability, and, it must be admitted, with some shew of reason, that, by the law of England, a marriage with a deceased wife's sister is not within the prohibited degrees of affinity, and if not within the prohibited degrees, of course not rendered void by the 5 & 6 Will. 4, which only touches marriages between parties who are within such degrees, the act itself not attempting to define what are prohibited degrees.

The substance of Mr. Foster's argument may be stated in a few words. It is this: that, by tracing the statute-law through a variety of enactments and repeals, the ultimate result is, that the 32 Hen. 8, c. 38, and the 1 Mary, sess. 2, c. 1, are now in force. That, by the former, it is enacted, "that all and every such marriages, as within this Church of England shall be contracted between lawful persons (as by this act we declare all persons to be lawful, that be not prohibited by God's law to marry), such marriages being contract and solemnised in the face of the church, and consummate with bodily knowledge, or fruit of children or child being had therein between the parties so married, shall be, by authority of this present Parliament aforesaid, deemed, judged, and taken to be lawful, good, just, and indissoluble, notwithstanding any pre-contracts . . . ; and that no reservation or prohibition, God's law except, shall trouble or impeach any marriage without the Levitical degrees; and that no person of what estate, degree, or condition soever, he or she shall be admitted to any of the spiritual courts within this King's realm, or any of his grace's other lands and dominions, to any process, plea, or allegation, contrary to this foresaid act." And that by the latter, after much reference to the marriage of Henry VIII with Queen Catherine, and after repealing the statutes passed for bastardising the issue of that marriage, it is declared "that the said marriages had and

\* A Review of the Law relating to Marriages within the prohibited Degrees of Affinity, &c., by T. Campbell Foster, Esq., Barrister. Benning, London.



solemnized betwixt your said most noble father King Henry, and your said most noble mother Queene Katherine, shall be definitively, clearly, and absolutely declared, deemed, and adjudged, to be and stand with God's law and his most holy word, and to be accepted, reputed, and taken of good effect and validitie, to all intents and purposes."

"This being the state of the statute law, it is argued, that, for ascertaining what are the prohibited degrees of affinity, we are thrown back upon the Levitical degrees; and that, by Leviticus, a marriage with a deceased wife's sister is not prohibited, the only prohibition in reference to a wife's sister being, that a man may not have two sisters to wife at once. And for this construction of the 16th verse of the 18th chapter of Leviticus, Mr. Foster cites numerous learned critics, and various translations of the passage, all of which agree in using words shewing that the prohibition is only against marrying a wife's sister, living the first wife.

If these two points are to be assumed, viz. first, that the statute law incorporates in itself the Levitical law, so far as to admit no impediments to marriage which are not found in Leviticus; and, secondly, that the Levitical law does not forbid a marriage with a deceased wife's sister,—the case for the validity of the marriages in question would be made out; for the only remaining point would be, how far the canons can override the statute law. On this there could, one would think, scarcely be a question, since it is in terms an absurdity to say, that the rules of law governing courts, which are dependent for their very existence on the supreme temporal authority, can have any force as against the laws promulgated by that authority. However, the question, if question there ever could be, has been solemnly decided in *Middleton v. Croft*, (2 Atk. 651); and there is now no doubt whatever that the canons are not of themselves law, but only so far as they are adopted by the statute or common law.

This difficulty, however, arises, assuming the argument to be correct, that the statutes of 32 Hen. 8 and 1 Mary are now the statute law relating to prohibited or permitted marriages, viz. that the statute of Mary is a specific enactment only so far as regards the particular marriage of Henry VIII and Catherine; and that it can only be referred to, in reference generally to marriage with a deceased wife's sister, as a sort of legislative dictum, and not as an actual declaration of the law; and that, as to the 32nd of Hen. 8, that act expressly excepts from its operation marriages *contrary to the law of God*, without saying what is the law of God. It cannot be that the Legislature considered there could be no marriages contrary to the law of God, except such as were prohibited in Leviticus, for, if that had been the intention, it would have been absurd to introduce the qualification. The statute, therefore, only legalizes marriages without the Levitical degrees, if they be according to the law of God; and that leaves the question still open, whether the law of England, adopting the canons so far as they are not contrary to that law, does not adopt them as the exponent of the law of God, wherever the temporal law has not declared what is the law of God; whether, in fact, the construc-

tion of the statute law is not this, that no marriages are forbidden except those which are forbidden by Leviticus or by the canon law?

The subject appears to us one of the greatest legal difficulty, and we shall certainly rejoice to see it settled either by solemn decision or by an act of the Legislature.

## Correspondence.

TO THE EDITOR OF "THE JURIST."

SIR,—The subject of your leading article in THE JURIST of the 20th ultimo, (viz., the operation of the 5 & 6 Vict. c. 116, and 7 & 8 Vict. c. 96), is one of considerable importance, and, I trust, sufficiently so to justify my stating the reasons which lead me to differ from your conclusion thereon.

The writer of that article argues, that the object of the acts in question was to give protection to the person of a debtor, upon consideration of his giving up his estate to his creditors; that, where there are no (*present*) assets, such consideration fails; that the provisions of those acts, and the forms of procedure under them, cannot be complied with by an insolvent having no assets, without involving an absurdity; and that a debtor having no assets to give up *must* have been guilty of fraud, or gross or culpable negligence.

I submit that the enactments under consideration must be construed with regard to the previously-existing state of the law. Under the Insolvent Debtors Act, (1 & 2 Vict. c. 110), any debtor actually within the walls of a prison was entitled to discharge and protection of his person upon petitioning the Insolvent Debtors Court, and *filing a schedule of his property*,—the effect of which was, to vest his estate and effects in assignees, for the benefit of his creditors; but (excepting the bankrupt laws) no relief existed in the case of a debtor not in prison. I take it, that the aim and end of the insolvent laws are to secure an equitable distribution of the insolvent's estate amongst his creditors, as much as to secure the person of the debtor.

I contend, therefore, that the objects of the 5 & 6 Vict. c. 116, were to extend the benefits of the insolvent law, as it then stood, in a twofold manner, viz., first, to afford to the honest but unfortunate debtor a fair protection, *without his submitting to an unnecessary and, perhaps, disastrous imprisonment*; and, secondly, to provide for the transfer of the debtor's estate to his creditors, without the latter incurring the useless cost of bringing an action, and proceeding to judgment and execution. The 7 & 8 Vict. c. 96, carries the same principle further, by authorising and giving effect to special proposals for discharging or compounding the claims of creditors.

Such being (as I contend) the objects of these statutes, what reason can be urged why their provisions should not apply to the case of an insolvent without *present assets*, as well as the provisions of the 1 & 2 Vict. c. 110; or what greater absurdity would be exhibited by the forms under those acts than by the forms in use under this, when applied to such a case? I have never heard it doubted, that a debtor absolutely without effects is entitled to the benefit of the 1 & 2 Vict. c. 110.

But I would submit, that the supposed absurdity vanishes, when it is considered that the "whole estate, *present and future*," (5 & 6 Vict. c. 116, s. 7), of a debtor is what he surrenders to his creditors; and that, in the absence of *present assets*, the probability of their arising *in future*, from the successful exertions of the debtor, or other sources, may sufficiently satisfy the terms of the acts.

The provisions of the 7 & 8 Vict., with regard to

special proposals, to which I have before referred, appear to me, in fact, to point to the very case in argument. It is easy to perceive that numerous cases of utter insolvency may occur, wherein an honest debtor, set free from the risk of imprisonment, and from the harassings of legal process, may, by the application of his talents or energies, secure the means of liquidating his debts, fully as effectually, and as advantageously for the creditors, as by the surrender of the minimum in amount of present assets, which would admittedly entitle him to protection.

With regard to the position, that no man can be left altogether destitute of property and in debt without fraud or culpable negligence, it would not, I think, be difficult to multiply cases in proof of its falsity; but one or two may suffice for the purpose.

Take the case of a shareholder in a bank, or mining company, or other public adventure, who, with every reason to suppose himself in prosperous circumstances, may be suddenly rendered penniless, by means which (individually) he could neither foresee nor control; or that of a small farmer, whose all is the stock on his farm, and who, by the failure of a crop and a distress for rent, is reduced to the same state. But if it be said that a man, either should not subject himself to such risks, or should not incur debts, then I would ask, how many men are there whose only property (and that I apprehend as legitimate a capital for speculation as money) may consist in scientific attainments or an inventive faculty, who may not only honourably but prudently incur debts (the creditors being quite aware of the risk) in the prosecution of inventions or discoveries likely to be beneficial to mankind, by the failure of which they may be brought to absolute destitution. These are amongst many similar instances which have occurred, and which will doubtless occur again, in which a man may be in debt without funds, yet free from culpability; and they are cases which I cannot think that the Legislature has intended to exclude from the protection which the acts were designed to afford.

I will conclude by making one farther remark, namely, that, if the construction contended for in your last number be correct, and if, by parity of reasoning, the 7 & 8 Vict. c. 70, is to be similarly construed, (which I submit would follow), then that act, and so much of the act 7 & 8 Vict. c. 96, as relates to compositions with creditors, would become a dead letter in the very case in which their provisions would be most beneficial to creditors. I am, Sir, &c.,

A CONSTANT READER.

We have received the above communication from a correspondent, and insert it in THE JURIST, according to our usual practice, which is, as our readers know, as far as we can, to give every view of a doubtful point, without reference to what may be our own individual opinion upon it.

The communication, however, of our correspondent does not shake the opinion that we have ventured to offer on this subject to our readers. Our correspondent relies upon the 1 & 2 Vict. c. 110, and on the practice under it. The practice under that statute may be disposed of in the same way as the practice under the 7 & 8 Vict. c. 96, viz. as perfectly immaterial. The practice of the commissioners in bankruptcy under an act, may or may not be regular or irregular; but whatever it is, it cannot be held to be the key to the construction of the statute. If it has been irregular, it has simply been wrong, and must be corrected; but to say that the construction of a statute is to be inferred from it, is wholly to beg the question, and to make the law according to the commissioners' error, and not according to the will of the Legislature.

With regard to the construction of the statutes them-

selves, before the 7 & 8 Vict. can be required to be construed with reference to the construction of the 1 & 2 Vict., it must be shewn that the scope and language of the two statutes are identical. One principal ground for construing the 7 & 8 Vict. c. 96, as we have done, is the language of the preamble,—language which is not to be found in the 1 & 2 Vict. c. 110; neither is there in the form of petition, requisite pursuant to the 1 & 2 Vict. c. 110, anything necessarily inconsistent with the total absence of present assets. The petitioner must state that he is willing that his estate and effects shall be vested in the provisional assignee, but he is not required, as he is in a petition under the 7 & 8 Vict., to state that his estate is worth so much, or that there is anything applicable for the benefit of his creditors—words which we do still contend are most absurd, if they are meant to apply to the case where there is, confessedly, nothing to be distributed.

But there is a great difference also between the equities of the two statutes. There is a great difference between protecting a debtor who has been incarcerated by a creditor as the consequence necessarily of hostile proceedings, and whose pennilessness, if penniless he be, is the result of those very hostile proceedings; and giving the right of obtaining protection by a precautionary proceeding, to a debtor against whom no hostile proceedings have been taken. It is perfectly rational, that, in the former case, the debtor should be protected in person on giving up all his future rights to property, and if the words of the statute do not require an opposite construction, it would be, indeed, a harsh thing to say that the Legislature could not mean to protect his person when, by the acts of his creditors, he has been stripped of all his present property. But it is a very different thing to say, that the Legislature meant to hold out to a debtor this sort of protection: "Go on incurring liabilities at your discretion; expend to the very last shilling of your property as your own act; and, when you have done so, we will not inquire whether you might not have stopped sooner, but we will then protect your person upon your giving up, not your present property, of which you have taken care that none shall be left, but your future chances of property."

We say, that, unless this sort of encouragement can be found in the words of the statute, it is not an encouragement that is to be implied; and we repeat, that, looking at the words of the preamble of the 7 & 8 Vict., and at the words of its various clauses, no such intention is to be found in that statute.

It is observed, that there is nothing in our view at all to militate against the intention attributed by our correspondent to the Legislature, to allow an honest debtor, by freeing him from the harassment of legal process, to realise assets for the benefit of his creditors, because, in the first place, our argument is, that, within the meaning of the 7 & 8 Vict., there cannot be an honest debtor who shall have totally denuded himself of assets; and, in the second place, if a debtor having so denuded himself, and having, in conformity with his honest intentions, afterwards acquired some assets, then comes before the Court for protection, he would be clearly entitled to it, and would then come within the circle of protection for which our correspondent contends.

On one point our correspondent appears totally to have misunderstood us. He seems to think that our doctrine is harsh and uncharitable, on this ground, that we attribute dishonesty to the mere act of insolvency. Now we never meant to say, and never did say, that a man cannot become insolvent without dishonesty; but what we did say, and what we repeat, is, that a man cannot strip himself of his last shilling of property, without gross carelessness and culpable negligence. The case that our correspondent puts, of a shareholder in a bank or any other concern, who becomes suddenly insolvent by the failure of such con-



cern, is not in point. Neither is the case of a person whose capital consists of his scientific or inventive acquirements. In either case, the person embarking his capital never does, and never can, embark the absolute entirety of his property; he must retain, and always does retain, according to his position, certain valuable items of property, either for actual and daily use, or for investment; and if the principal concern in which he is engaged fails, he becomes *insolvent*, it is true, but not *wholly without assets*. The case that we say is not within the 7 & 8 Vict., is not the case of an insolvent man, which means merely a man who cannot pay *in full*, but of a man who, being insolvent, knowingly, and necessarily so, goes on from insolvency to actual penilessness; and we ask, is it possible for any man, possessed of any property, to be placed (without proceedings in invitum, stripping him of all property) in such circumstances, as to be absolutely without *any* assets, except by wilfully delaying his application for protection until he has left nothing for his creditors but his person? We are not called upon to give, and we do not give, any opinion upon the humanity or inhumanity of the statute; but we put it merely upon this: is it possible to conceive a case, in which a debtor, having had something, and having had no hostile proceedings against him, can be brought to have absolutely nothing, without knowing that he was proceeding from insolvency to absolute nullity of assets? And, if there cannot be such a case, then can there be a case of absolute nullity of assets, in which there is not that *culpable negligence* which excludes the debtor from the purview of the 7 & 8 Vict. c. 96? One specious argument against our view has been slightly touched upon by our correspondent, viz. that, if we are right, the statute might be eluded by a debtor retaining an amount of property merely nominal, as it would be difficult to say what amount of dividend the statute intends to be considered assets. The answer to this is, however, that, where there are assets of *any* amount, the question, whether there has been culpable negligence or not, will be determined by extrinsic evidence; for, though we contend that the total absence of assets is of itself evidence of culpable negligence within the meaning of the statute, and upon its general construction shuts the party out from its protection, it does not follow that there may not be, *with* assets, that degree of culpable negligence, which will also deprive the applicant of the right to relief.

#### ON SEEING TO THE APPLICATION OF PURCHASE-MONEY FOR PROPERTY CHARGED WITH THE PAYMENT OF DEBTS AND LEGACIES.

(Concluded from p. 114).

Before we examine the case of *Forbes v. Peacock*, by the light of the principles thus established, it will be necessary to consider the cases of *Watkins v. Cheek*, (2 S. & S. 199); *Johnson v. Kennett*, (6 Sim. 384; 3 My. & K. 630); and *Page v. Adams*.

In *Watkins v. Cheek*, a testator charged his real estate with two legacies, of which the payment was deferred, and, subject to the payment of his debts, gave his real and personal estate to his wife absolutely, and appointed her executrix. The widow married S. C., and on her marriage settled the real estate of her first husband to such uses as she should appoint, and, in default of appointment, over. More than sixteen years after the death of the testator, S. C. and his wife executed a mortgage of the devised realty for 4000*l.*, which, in the mortgage deed, was stated to be lent to S. C. for his own use. It was held, that the mortgagee took, subject to the legacies; Sir J. Leach, V. C., referring to the argument, that the charge of debts exo-

nerated the mortgagee, said, "As a general principle, this proposition cannot be questioned. So, a mortgagee or purchaser from the executor of a part of the personal property of the testator has a right to infer that the executor is, in the mortgage or sale, acting fairly in the execution of his duty, and is not bound to inquire as to the debts or legacies. But if the nature of the transaction affords intrinsic evidence that the executor, in the mortgage or sale, is not acting in the execution of his duty, but is committing a breach of trust, as where the consideration of the mortgage or sale is a personal debt due from the executor to the purchaser or mortgagee, then such mortgagee or purchaser, being a party to the breach of trust, does not hold the property discharged from the trusts, but equally subject to the payment of debts and legacies as it would have been in the hands of the executor. The same principle is applicable to real estate; and the question is, whether the transaction in question did not afford intrinsic evidence that the mortgage to the defendant was not made by S. C. and wife in order to pay the charge created on the estate by the will of the testator, but for other purposes, which amounted to a breach of trust."

In *Johnson v. Kennett*, (6 Sim. 384), a testator gave an annuity to his wife, and legacies to his daughters, and subject thereto, and to the payment of his debts, he gave his real and personal estate to his son, T. K., and appointed him executor. T. K. and his wife made a general conveyance of the real estate to uses to bar dower in favour of himself. He then sold and conveyed the estates in lots to different purchasers. Some of the purchase-deeds recited the will, (omitting the charge of debts), and that T. K. had agreed to give bonds of indemnity against the legacies. To these the widow was a party, releasing her annuity. The rest of the purchase-deeds merely recited the will. To the first class of purchasers bonds of indemnity against the legacies were given; to the others, bonds generally for quiet enjoyment, without reference to the will. There was no evidence to shew that the purchasers knew that the debts had been paid. Sir L. Shadwell held that the purchasers took subject to the legacies, on the ground that the conveyance and fine to uses to bar dower shewed that T. K. was dealing with the estate as owner. He also relied on both the particular and the general bonds as strengthening that inference; (see *qu. as to the latter*). Lord Lyndhurst reversed this decision on appeal. He said, "The real estate, being in this case charged generally with the payment of debts and legacies, would not, *prima facie*, in the hands of a purchaser be liable to the payment of the legacies; but it is said, that the debts having been paid, and paid out of the personal estate, and nothing remaining but the legacies, the case falls within the general rule applicable to cases where legacies alone are charged upon the real estate. I find no authority for such a proposition\*. *The rule applies to the state of things at the death of the testator, and if the debts are afterwards paid, and the legacies alone are left as a charge, that circumstance does not vary the general rule.* In this case it does not appear when the debts were paid. \* \* \* \* \* On the face of the bill the case is the mere general case of real estate charged with the payment of debts and legacies. It is said, that from the nature of the transaction the purchasers must have been aware that the debts were paid, because bonds of indemnity were taken by them against the legacies only, no mention being made of debts. But this is not correct as a general statement, for it appears that some of them mention the legacies only, but some are mere general bonds of indemnity. I lay no stress

\* No such proposition was advanced in the argument. The proposition of the counsel for the legatee was, that the rule did not protect a purchaser who knew or had reason to know that the sale was not made for payment of debts.

however on that circumstance, for it does not appear to me, that, if all the bonds of indemnity had been taken against the legacies only, that would at all vary the case. It would have been quite idle to mention the debts in the bonds, because, if there were any debts, it was clear that the parties were indemnified." The principal ground of the Vice-Chancellor's decision, viz. the fact that the prior conveyance to uses to bar dower shewed that the executor was dealing with the estates as his own, was not adverted to by the Lord Chancellor.

In *Page v. Adam*, (4 Beav. 269), an estate, subject to a charge of debts and legacies, (among which were annuities), was sold under conditions binding the purchaser to make his objections and requisitions within twenty-eight days, and authorising the vendor, "if any such objections were made, and not removed within fourteen days after the expiration of the twenty-eight days herein-named," to annul the contract. The purchaser in due time required that evidence of the discharge of the debts, legacies, and annuities should be given. The vendor satisfied the purchaser on all points except as to the annuities, and on his insisting on having a release of them, declared the contract at an end. On a bill by the purchaser for specific performance, the defendant admitted that the personal estate was more than sufficient to pay the debts, which had been all paid, though not all paid at the time of the sale. He also admitted that the sale had not been made for the purpose of paying debts. Lord Langdale, M. R., in dismissing the bill, said, "The rule as to the exoneration of the purchaser from liability to look to the application of the purchase-money was stated by Lord Lyndhurst (3 My. & K. 631) to be applicable to the state of things at the time of the testator's death; and the particular arrangements which may be made by the executor for the payment of the debts, the term when they may be paid, or the fund out of which they may in the first instance be paid, do not appear to me to vary the effect of the rule." After shewing that there was no difference in the application of the rule between annuities and other legacies, his Lordship proceeded: "I think that the purchaser is not called upon to inquire whether the executors and devisees act properly when they sell the estate, and that it is not incumbent on him to look to the application of the purchase-money." The bill was therefore dismissed, on the ground that the vendor having done all that was incumbent on him to do for the purpose of shewing a good title, and the purchaser having persevered in requiring something more, the contract was properly annulled under the condition for that purpose.

The condition in *Page v. Adam* may be thought to have referred only to such *valid* objections and requisitions as the vendor might be unable to meet, but the Master of the Rolls assumed that it also applied to an invalid objection, if the purchaser choose to insist on it, a construction which seems to be more consistent with convenience than with the terms of the condition. But whether this be so or not, it is clear that the decision must have been the same if the objection had been sustainable; and therefore the observations of the Court on the rule of exoneration in case of a charge of debts were altogether extra-judicial.

If, as in *Page v. Adam*, there were debts unpaid at the time of the contract, but, before the conveyance, the purchaser learns that all the debts have been paid, (whether out of funds not primarily applicable to the purpose or not seems to be perfectly immaterial), it might be contended, that, as the equitable title passed by the contract, the purchaser is entitled to performance, and the executor can give a discharge. It is apprehended that the purchaser might, if he pleased, insist on a specific performance; but whether he could get a discharge from the executor would (before the decision in *Forbes v. Peacock*, *infra*) have been very

questionable. The difficulty (independently of the doctrine in that case) would have been like that which is experienced upon a purchase under a trust for sale in a settlement, in which the receipt clause has not been inserted. The purchaser takes a good title in the first instance, but he is obliged to see the money re-invested; and, if no suitable purchase can be found, he is unable to complete his contract with safety.

In *Forbes v. Peacock*, (11 Sim. 152; 12 Sim. 528; 11 Mee. & W. 630; 1 Phill. 717), the testator, after directing payment of his debts, gave the residue of his personal estate and a freehold house to his wife for life, with liberty to sell the house in case a good offer should be made; and, after her death, he directed that the residue of his estate should be collected, and that the house, if not previously sold, should be sold, (without saying by whom), and the proceeds divided amongst certain persons; and he appointed his wife, J. H. F., and R. C. executors and trustees of his will. The widow and J. H. F. proved the will; R. C. died in J. H. F.'s lifetime. The widow died twenty-five years after the testator: after her death J. H. F. sold. The purchaser objected to complete without the concurrence of the *cestuis que trust*, on the ground that the vendor had no power to sell and give discharges. On demurrer, Sir L. Shadwell held, that the vendor could sell and discharge the purchaser, it not appearing that all the debts were paid; but his Honor subsequently allowed exceptions to the Master's report, on the ground that the Master had refused to allow the defendant to examine the plaintiff on the question, whether all the debts had been paid,—a question which the plaintiff refused to answer. On a case sent to the Exchequer, the Barons had certified that the executor had power to sell whether the debts had been paid or not. After stating the general rule, and the grounds of it, his Honor said, that it did not, in his opinion, extend to exonerate the purchaser, when he is, in effect, informed that the debts have been paid, which information he considered the purchaser to have by the refusal of the executor to say that there were debts still unpaid. "No case has been produced in which it has been decided that the purchaser, knowing that the debts have been paid, is exempt from the necessity of seeing to the application of the purchase-money, except this case of *Page v. Adam*." The objection being considered to be one of title, the order extended to the dismissal of the bill. But this order was reversed by Lord Lyndhurst, on appeal. His Lordship, after stating the case, said, "The estate being charged in the first instance with the payment of debts, the defendant was not bound, according to the general rule, to see to the application of the purchase-money. If, indeed, he had notice that the vendor intended to commit a breach of trust, and was selling the estate for that purpose, he would, by purchasing under such circumstances, be concurring in the breach of trust, and thereby become responsible. (*Watkins v. Cheek*, 2 S. & S. 199; *Balfour v. Welland*, 16 Ves. 151; *Eland v. Eland*, 4 Myl. & Cr. 429). But, assuming that the facts relied upon in this case amount to notice that the debts had been paid, yet, as the executor had authority to sell, not only for the payment of debts, but also for the purpose of distribution among the residuary legatees, this would not afford any inference that the executor was committing a breach of trust in selling the estate, or that he was not performing what his duty required. The case, then, comes to this:—If authority is given to sell for the payment of debts and legacies, and the purchaser knows that the debts are paid, is he bound to see to the application of the purchase-money? I apprehend not". In the

\* "I admit, if an executor should sell a term for an under-value, or to one who has notice that there are no debts, this might be another consideration." (Per Sir J. Jekyll, M. R., *Ewer v. Corbet*, 2 P. Wms. 149).

case of *Johnson v. Kennett*, where it was contended that the rule did not apply, because the debts had been paid before the sale took place, I held that the rule had reference to the death of the testator, and, therefore, that, even supposing the debts were paid before the sale took place, and that the legacies alone remained as a charge, that circumstance would not vary the general rule."

It does not seem to have been considered, in the above case, that the executor, in refusing to say whether there were debts unpaid or not, might have been merely insisting on the general rule that the purchaser was not concerned in such an inquiry, in which view his refusal could not be deemed to amount to notice that the debts were paid. The learned reporter has the following note to the case:—

"If, notwithstanding this decision, it should still be inferred, from the terms of the dictum in *Johnson v. Kennett*, that the rule would not apply to a case in which it should happen that there were no debts due at the testator's death, and that the purchaser knew it, I have the authority of Lord Lyndhurst for stating, that he did not intend, on that occasion, to lay down any rule which should govern such a case; and that the guarded and somewhat qualified terms in which the dictum is referred to and adopted in this case were used for the express purpose of excluding that inference. Should it be held that the rule applied to a case of that description, it would seem to follow inevitably (if, indeed, it be not apparent from the current of existing authorities) that the rule is, as was contended by the counsel for the appellants in the principal case, an absolute rule of construction, and not one depending for its application on the state of the testator's affairs either at the time of his death or at any other period. Indeed, it seems difficult to understand how it should ever have been considered otherwise. *Balfour v. Welland* is an instance in which an absolute power to give discharges for the purchase-money was implied even in a deed, from the nature of the trusts to be performed; and, in cases of the class now under consideration, the implication of a similar power amounts to nothing more than attributing to the mind of the testator a sense of that necessity for the trustees having such a power, where they are directed to pay debts, which the Courts have always acknowledged where there have been debts to be paid."

The case of *Balfour v. Welland*, (16 Ves. 151), cited by the learned and able reporter in the above note, is certainly a strong authority in favour of the doctrine for which he cites it. In that case, trustees for sale under a deed for the benefit of creditors, were held to be enabled to give a valid discharge for purchase-money, the trust being for the benefit of scheduled creditors and others who might come in within a limited time, which time had elapsed. Sir W. Grant, M. R., said, "that it was not necessary to determine whether, as a general rule, trustees, selling in performance of their duty, could not give a valid discharge for the purchase-money,—for this deed very clearly confers an immediate power of sale for a purpose which cannot be immediately defined, viz. to pay debts which cannot be ascertained until a future and distant period. It is impossible to contend that the trustees might not have sold the whole property at any time they thought fit after the execution of the deed, and yet it could not be ascertained until the end of eighteen months who were the persons among whom the produce of the sale was to be distributed. If the sale might take place at a time when the distribution could not possibly be made, it must have been intended that the trustees should of themselves be able to give a discharge for the produce, for the monies could not be paid to any other person than the trustees. It is not material that the objects of the trust may have been actually ascertained before the sale. The deed must receive

its execution as from the moment of its execution. According to the frame of the deed the purchasers were or were not liable to see to the application of the money, and their liability cannot depend upon any subsequent event." His Honor then observed, that the purchaser was necessarily safe in paying the money to the trustees, because the only parties who could be interested in it must have executed the deed, so that they were to be taken as having appointed the trustees to receive the money. But this is the general principle, that the proximate hand to receive must be the hand to discharge,—a principle which is not yet considered as settled. (See *Glyn v. Locke*, 3 Dru. & W. 11).

*Balfour v. Welland* does not, however, go to the full extent of the principle which Mr. Phillips, apparently with the sanction of Lord Lyndhurst, would deduce from *Forbes v. Peacock*. In *Balfour v. Welland* the trustees were to sell for the benefit of a class which at the time of sale might not be ascertainable, and so selling, were to give discharges. There was only one power of sale, and that for one purpose only. But the doctrine deduced from *Forbes v. Peacock* is, not merely that trustees selling for the benefit of an unascertained class may give discharges, but that trustees, having two different powers of sale, one for the benefit of an indefinite class, and the other for the benefit of an ascertained class, may, when understood to be exercising the latter power, give discharges, because the capacity of giving discharges is essential to the exercise of the former power. Surely this is not a logical conclusion. A testator who directs his trustees to pay his debts out of his real estate, if necessary, may or may not have considered whether they should have power to give discharges. If it is inferred that he did contemplate their having such power, it can only be on the ground that its possession is essential to the execution of the trust; and it cannot be inferred that he meant to give them any greater authority than would be necessary for that purpose. It can never be necessary for trustees, in selling for payment of debts, to conceal the purpose for which they sell. How then can it be necessary to the working out of a trust for the payment of debts, that the trustees should have power to give discharges when they are avowedly not selling for payment of debts? *Watkins v. Cheek* and *Cubidge v. Boatwright* proceeded on the ground that the executor was obviously not dealing with the estate as administrator, i. e. was not acting in that character in which alone he could have given a discharge. Suppose a testator makes specific dispositions of his real and personal estate, subject to a charge of debts, and the executor sells an estate specifically devised, telling the purchaser at the same time that there are no debts to be paid? Can it be pretended that the testator meant that he should have power to discharge the purchaser in such a case? Yet this is the doctrine of *Forbes v. Peacock*. It can make no difference that a power of sale for a different purpose is superadded. In the case of a power to sell for payment of legacies only, the present doctrine of the Court is understood to be, that the testator has not exonerated the purchaser from seeing to the application of the money,—that it is not sufficient for him to see the money into the hands appointed to receive it. If the purchaser is not exonerated in the case of a charge of legacies only, he cannot on any just reasoning be exonerated, where the case, being originally of a charge of debts and legacies, is reduced to that of a charge of legacies only, by the acknowledged fact that there are no debts. (See *Shaw v. Borrer*, 1 Kee. 559). An executor, who is also residuary legatee, may sell any specific chattel for payment of debts, and discharge the purchaser, but if he sell or mortgage an existing debt of his own, having at the time assets in his hands for all the pecuniary legacies, and subsequently misapplies those assets, the purchaser or mortgagee will be liable to the legatees. Why? Not because he was party to a breach

of trust, for at the time there was none committed or suspected, but simply because the ground of exemption, the professed purpose of paying creditors, did not exist. (*Hill v. Simpson*, 7 Ves. 152; see *Braithwaite v. Britain*, 1 Kee. 206, supra).

In the above observations, we have assumed that the decision in *Forbes v. Peacock* proceeded on the principle suggested by Mr. Phillips, viz. that the rule is a rule of construction. The principle, however, on which the judgment is expressed to be founded, is, that the liability of the purchaser depends on the state of things at the testator's death—an expression which also occurs in *Johann v. Kennett*, *Eland v. Eland*, and *Page v. Adam*. We do not attempt any comment on this expression, both because we are utterly unable to guess at its import, and because it appears by the reporter's note, cited above, to have been abandoned by the learned judge with whom it originated.

We shall conclude by stating a case upon which a difficulty recently arose in practice. A testator devised real estate to A. for 1000 years, in trust, by sale or mortgage, to raise money for payment of debts and legacies, and, subject to the term, he gave the estate beneficially to B. and C., whom he appointed executors. A. died in the testator's lifetime, and a purchaser from B. and C. required the concurrence of the executors, on the ground, that though, when no trustee is appointed, the executor has an implied power to execute a trust for the benefit of creditors and legatees, such implication cannot arise where the trust is expressly conferred on another. Conflicting opinions were given on the case. The true difficulty seems to be, that the charge was on a term of years, but the devisees sold the fee simple in possession, thus rendering it impossible to ascertain how much of the purchase-money was bound by the trust. The difference would have been important had the term been of shorter duration. A sale of the term, had the trustee been alive, afforded the only means of getting rid of the trust without the concurrence of the legatees; for a release to the devisees or to a purchaser from them, being an act which could not have been done for the purpose of paying debts, would have afforded no protection against the legatees.

G. S.

### LONDON CHARTERS.

TUESDAY, MARCH 30.

#### BANKRUPTS.

**EDWARD MARSHALL**, Clifton-st., Sun-st., Finsbury, Middlesex, pewterer, dealer and chapman, April 13 at 2, and May 14 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Buchanan, 8, Basinghall-st., City.—Fiat dated March 26.

**WILLIAM HEATH BONDS**, Creek-road, Deptford, Kent, licensed victualler, dealer and chapman, April 13 at half-past 2, and May 14 at 11, Court of Bankruptcy, London: Off. Ass. Groon; Sols. Symes & Co., 31, Bechurch-street.—Fiat dated March 25.

**HENRY HOWELL**, Shrewsbury, Shropshire, draper, dealer and chapman, April 10 at 12, and May 8 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Soles & Turner, 68, Aldermanbury.—Fiat dated March 20.

**AUGUSTA SOPHIA TIPPER, HENRY ROE TIPPER, and ALFRED TIPPER**, Upper Thames-street, London, and Horton-mills, Buckinghamshire, wholesale stationers and paper manufacturers, (trading under the style and firm of Samuel Tipper & Company), April 9 at 2, and May 7 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Spicer, Great Marlow, Buckinghamshire.—Fiat dated March 22.

**THOMAS SIVILL**, Liverpool, publican, April 16 and May 7 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Arison & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated March 23.

**GEORGE ATKINS SOAR**, Great Marylebone-street, St. Marylebone, Middlesex, glass cutter and lead merchant, April 5 at half-past 1, and May 3 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Bicknell & Co., Connaught-terrace, Edgeware-road.—Fiat dated March 27.

**JOHN HALY**, Surrey-street, Strand, Middlesex, and St. Peter's-alley, Cornhill, London, merchant, (surviving partner of Edw. B. Haly, deceased), April 12 at 1, and May 10 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Wilde & Co., College-hill, London.—Fiat dated March 27.

**WILLIAM SWAIN**, Cheltenham, Gloucestershire, builder, plumber, and glazier, dealer and chapman, April 14 and May 14 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Winterbotham & Co., Cheltenham.—Fiat dated March 25.

**JOSEPH CHATTERTON**, Manchester, coach builder, April 13 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sol. Woodburne, Manchester; Armstrong, 8, Staple-inn, London.—Fiat dated March 26.

**JAMES SHARP**, East Riddleaden-hall, Bingley, Yorkshire, coal merchant, dealer and chapman, April 17 and May 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Weatherhead & Co., Bingley; Bond, Leeds; Sharpe & Co., Bedford-row, London.—Fiat dated March 22.

**JEREMIAH BURROWS**, Sutton in Ashfield, Nottinghamshire, farmer and publican, dealer and chapman, April 16 and May 7 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Jessop, Alfreton; Stevens & Co., Queen-street, Chespside, London.—Fiat dated March 25.

**STEPHEN CHAPPEL and JAMES CHAPPEL**, Hunslet, Leeds, Yorkshire, earthenware manufacturers, dealers and chapmen, (carrying on business under the firm of H. J. Chappel, at the Leeds Pottery, and at the Leathley-lane Pottery, at Hunslet aforesaid), April 12 and May 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Smith, Leeds; Wiglesworth & Co., Gray's-inn, London.—Fiat dated March 25.

**WILLIAM HODGSON the younger**, Halton, Leeds, Yorkshire, licensed victualler, April 19 and May 6 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Greaves, Leeds; Jacques & Co., Ely-place, London.—Fiat dated March 23.

**JOHN JEBB**, Stanwdfine in the Fields, Baschurch, Shropshire, grocer and publican, April 8 and May 1 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Knowles, Birmingham.—Fiat dated March 25.

**JAMES TRANTER the younger**, Uttoxeter, Staffordshire, timber merchant, April 14 and May 5 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Palmer, Rugeley; John Smith, Birmingham.—Fiat dated March 17.

**WILLIAM HENRY LOVATT**, Wolverhampton, Staffordshire, factor, dealer and chapman, April 13 at 11, and May 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Robinson, Wolverhampton; Motteram & Knowles, Birmingham.—Fiat dated March 26.

#### MEETINGS.

*Joseph Elam*, Etham-place, Kent-street, Surrey, rug manufacturer, April 20 at 12, Court of Bankruptcy, London, and so.—*John Bond and Edmund Morgan*, Oxford-street, Middlesex, shawl manufacturers, April 20 at 11, Court of Bankruptcy, London, and so.—*F. Hopkins*, Cambridge, brewer, April 22 at half-past 11, Court of Bankruptcy, London, and so.—*Thomas Taylor*, Headbourne Worthy, Southamptonshire, blacksmith, April 22 at 12, Court of Bankruptcy, London, and so.—*Stephen Joyce*, London-wall, London, stove manufacturer, April 21 at half-past 12, Court of Bankruptcy, London, and so.—*Martin H. L. Gastano Colnaghi*, Cockspur-street, Charing-cross, Middlesex, printeller, April 20 at 11, Court of Bankruptcy, London, and so.—*J. Pless*, Store-street, Bedford-st., Middlesex, timber merchant, April 20 at 12, Court of Bankruptcy, London, and so.: April 23 at 12, div.—*T. Fossey*, Canterbury, Kent, leather seller, April 21 at 11, Court of Bankruptcy, London, and so.—*G. Rogers*, Gloucester, ironmonger, April 28 at 1, District Court of

Bankruptcy, Bristol, aud. ac.—*Wm. Longbottom* and *Ralph Bentley*, Rochdale, Lancashire, wool merchants, April 22 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 23 at 12, div. sep. est. *W. Longbottom*.—*Jas. Mackay*, Liverpool, tailor, April 20 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; April 23 at 11, div.—*H. Green*, Birmingham, button manufacturer, April 21 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*W. Lockwood*, Hightown, Birstal, Yorkshire, worsted spinner, April 20 at 11, District Court of Bankruptcy, Leeds, aud. ac.; April 21 at 11, div.—*Andrew Daws*, Mansfield, Nottingham, draper, April 23 at 10, Town-hall, Sheffield, aud. ac.—*John Wilkinson*, Stockton-upon-Tees, Durham, wharfinger, April 20 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; April 22 at 11, div.—*Rich. White*, Thorney-close, and Sunderland, Durham, merchant, April 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Wm. Fred. Cowper*, *Benj. Farrer Cowper*, and *Paul Edwin Cowper*, Darlington, Durham, linen-draper, April 20 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. sep. est. of *Wm. Fred. Cowper* and *Benj. F. Cowper*: at 12, aud. ac. joint est.; April 22 at 12, div. sep. est. of *W. F. Cowper*, and joint est.; at half-past 12, div. sep. est. of *Benj. Farrer Cowper*.—*John Wallace Falshaw*, Farringdon, Berkshire, grocer, April 20 at 1, Court of Bankruptcy, London, div.—*Edward Lodge Ogle*, Clements-lane, London, brickmaker, April 20 at 11, Court of Bankruptcy, London, div.—*Rob. Pettigrew* the younger, Mulgrave-place, Woolwich, Kent, tailor, April 20 at 1, Court of Bankruptcy, London, div.—*Thos. Roberts*, Blackman-street, Southwark, Surrey, linen-draper, April 20 at 2, Court of Bankruptcy, London, div.—*Rich. Vaughan*, Burton Coffee-house, near Freeman's-court, Cheapside, London, coffee-house keeper, April 20 at 2, Court of Bankruptcy, London, div.—*Sam. Palmer Gladstone*, Crisp-street, East India-road, Poplar, Middlesex, shipwright, April 20 at half-past 11, Court of Bankruptcy, London, div.—*John Jeffrey*, Tonbridge-wells, Speldhurst, Kent, grocer, April 20 at 12, Court of Bankruptcy, London, div.—*Francis Shotter*, Portsea, Hants, grocer, April 20 at half-past 12, Court of Bankruptcy, London, div.—*Frederick Thos. West*, Commercial-road, Lambeth, Surrey, coal merchant, April 21 at half-past 11, Court of Bankruptcy, London, div.—*Jasper Howes Tittle*, Wymondham, Norfolk, bombazine manufacturer, April 21 at half-past 1, Court of Bankruptcy, London, div.—*James Bagster King*, Newgate-street, London, and Hampstead, Middlesex, warehouseman, April 22 at half-past 2, Court of Bankruptcy, London, div.—*John Choyce Chambers*, Ipsley, Warwickshire, needle manufacturer, April 21 at 11, District Court of Bankruptcy, Birmingham, fin. div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John Bond* and *Edw. Morgan*, Oxford-street, Middlesex, shawl manufacturers, April 20 at 11, Court of Bankruptcy, London.—*W. Groesmith*, Portsmouth, Southampton, baker, April 21 at 1, Court of Bankruptcy, London.—*Hen. Farman*, Fulham St. Mary Magdalen, Norfolk, baker, April 21 at 12, Court of Bankruptcy, London.—*Wm. Hitchcock*, Hogston, Buckinghamshire, victualler, April 21 at 1, Court of Bankruptcy, London.—*George Luck* and *Wm. Craft*, York-road, Lambeth, Surrey, drapers, April 20 at 12, Court of Bankruptcy, London.—*John Plews*, Store-st., Bedford-sq., Middlesex, timber merchant, April 20 at 12, Court of Bankruptcy, London.—*Rich. White*, Thorney-close and Sunderland, Durham, merchant, April 20 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Rich. Morris*, Gloucester, coach builder, April 22 at 1, District Court of Bankruptcy, Bristol.—*John H. Gandell*, Cheltenham, Liverpool, dealer and chapman, April 20 at 11, District Court of Bankruptcy, Liverpool.—*Nath. Thompson*, Liverpool, factor, April 20 at 12, District Court of Bankruptcy, Liverpool.—*John H. Gandell* and *John Brunton*, Birkenhead, Cheshire, commission agents, April 20 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 20.

*John Griffiths*, Liverpool, wholesales stationer.—*Robert W. Samson*, Essex-wharf, Strand, Middlesex, coal merchant.—*James Blunden*, Basingstoke, Southampton, baker.—*David*

*Pattie*, St. Alban's-pl., Edgware-road, Middlesex, stationer.—*W. Mullett*, Hampton's-mill, West Peckham, Kent, paper manufacturer.

#### SCOTCH SEQUESTRATIONS.

*John Craig*, dec., Glasgow.—*Fleming & Chalmers*, Glasgow, iron founders.—*John Robertson*, Denny, grocer.—*Wm. Wallace & Son*, Glasgow, merchants.—*John Cochran*, Larrieston, Glasgow, mason.—*Wm. MacLaren*, Glasgow, perfumer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Driver*, Gwyne's-place, Hackney-road, Middlesex, attorney at law, April 3 at 12, Court of Bankruptcy, London.—*John Milner*, Holborn-hill, London, commission agent, April 22 at 11, Court of Bankruptcy, London.—*Jos. Hall*, Stratford-le-Bow, Essex, carman, April 22 at half-past 11, Court of Bankruptcy, London.—*Geo. Chantler*, Compton-st., Brunswick-sq., Middlesex, piano-forte hammer coverer, April 22 at 11, Court of Bankruptcy, London.—*Richard Habs*, Plymouth, Devonshire, butcher, April 8 at 1, District Court of Bankruptcy, Exeter.—*Wm. Pease*, Axminster, Devonshire, auctioneer, April 7 at 11, District Court of Bankruptcy, Exeter.—*Thomas Clark*, Birmingham, comb manufacturer, April 7 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Williams*, Kidderminster, Worcestershire, cicker, April 7 at 11, District Court of Bankruptcy, Birmingham, Saturday, March 27.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Wm. Benton*, Leamington, Warwickshire, licensed victualler, No. 46,897 C.; *Jas. Tibbit*, new assignee, in place of *Rich. Hiorns*, dec.—*Geo. Torrington*, Aston, near Birmingham, retail brewer, No. 34,638 T.; *Wm. Worthington*, assignee.—*Aaron Lyons*, Princess-sq., Ratcliff-highway, Middlesex, cabinet maker, No. 58,636 T.; *Geo. Barr*, assignee.—*Jeremiah John Donoghue*, Vere-st., Clare-market, Middlesex, dealer in old wearing apparel, No. 58,764 T.; *Wm. Soxell*, assignee.—*Sam. T. Perry*, Manchester, tailor, No. 67,967 C.; *Wm. Kinder*, assignee.—*Sam. Brook*, Stroud, Kent, farmer, No. 67,974 C.; *Humph. Wickham*, assignee.

Saturday, March 27.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Street*, Little Essex-street, Strand, Middlesex, land surveyor: in the Debtors Prison for London and Middlesex.—*Daniel Percival Blake*, Park-place, Peckham, Surrey, boot maker: in the Debtors Prison for London and Middlesex.—*James Morfeau*, Duke's-mews, Earl-st., Lisson-grove, Middlesex, coach smith: in the Debtors Prison for London and Middlesex.—*Samuel Powell*, Old Church-street, Edgware-road, Middlesex, coffee-shop keeper: in the Debtors Prison for London and Middlesex.—*Wm. Brown*, Waterloo-road, Southwark, Surrey, out of business: in the Gaol of Surrey.—*Wm. George Smith*, Fitzroy-place, Southwark-bridge-road, Surrey, out of business: in the Queen's Prison.—*Horatio Joseph Canning*, Waloot-place, Hackney, Middlesex, and Cheapside, London, Manchester warehouseman: in the Debtors Prison for London and Middlesex.—*John Paul*, Mortimer-street, Cavendish-square, and Great Titchfield-street, Middlesex, house agent: in the Debtors Prison for London and Middlesex.—*Thomas Bayly Smith*, Blythe-cottage, Blythe-lane, Hammersmith, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*George Whitehead*, Mansell-st., Goodman's-fields, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Joseph Jenkins*, Ashford-street, Hoxton, Middlesex, stonemason: in the Debtors Prison for London and Middlesex.—*George Etnor*, Tillotson-place, Waterloo-bridge-road, Surrey, newspaper reporter: in the Debtors Prison for London and Middlesex.—*John Forbes*, Camden-grove, Peckham, Surrey, carpenter: in the Queen's Prison.—*John Alfred Doyle*, Ward-street, Princes-road, Lambeth, Surrey, printer: in the Gaol of Surrey.—*Lewis Levy*, Cobs-yard, Petticoat-lane, Middlesex-street, Whitechapel, Middlesex, general dealer: in the Gaol of Surrey.—*Daniel James*, High-street, Whitechapel, Middlesex, poultryer: in

the Debtors Prison for London and Middlesex.—*R. Crooks* the elder, Circus-row, Royal-hill, Greenwich, Kent, tailor: in the Debtors Prison for London and Middlesex.—*Margaret Hargreaves*, Blackburn, Lancashire, widow, out of business: in the Gaol of Lancaster.—*Rich. Maddock*, Chester, builder: in the Gaol of Chester.—*David Callan*, Little Marsh, Great Kimble, Buckinghamshire, dealer in hay: in the Gaol of Aylesbury.—*Thomas Davies*, Llanbowl, Pembrokehire, farmer: in the Gaol of Haverfordwest.—*Geo. Ward*, Hutton Bushell, near Scarborough, Yorkshire, farmer's labourer: in York Castle.—*Craven Denby*, Kingston-upon-Hull, out of business: in the Gaol of Kingston-upon-Hull.—*Morris Jones*, Liverpool, out of business: in the Gaol of Lancaster Castle.—*Frederick Ratcliff*, Fumleton, Salford, Lancashire, dyer: in the Gaol of Lancaster Castle.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, April 14 at 9.*

*John Cleave*, Acton-street, Bagnigge-wells-road, Clerkenwell, Middlesex, assistant clerk to a bookseller.—*Thos. Mortimer*, Palace-street, Pimlico, Middlesex, plasterer.—*Thomas Hart*, West-square, Lambeth, comptroller in her Majesty's Customs.—*John Peart Birley*, Middle Queen's-buildings, Brompton, Middlesex, plumber.—*Thomas Frost*, Carnaby-street, Carnaby-market, Middlesex, in copartnership with John Rice and Charles Kist, of the Egyptian-hall, Piccadilly, in the exhibition of tableaux vivans and poses plastiques.

*Court-house, Leicestershire, April 13 at 10.*

*Emach Broster*, Melton Mowbray, fellmonger.—*John Keighley*, Leicester, toll-gate keeper.—*John Deacon*, Leicester, glove maker.—*Christopher Ragg*, Leicester, out of business.—*John Wright*, Leicester, out of business.—*Charles Webster*, Woodgate, Quorndon, near Loughborough, retailer of beer.

## FRIDAY, APRIL 2.

### BANKRUPTS.

**HENRY JONES**, Grosvenor-row, Pimlico, and Smith-street, King's-road, Chelsea, Middlesex, oil and colour man, dealer and chapman, April 9 at 2, and May 14 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Shaw, Fish-street-hill.—Fiat dated March 26.

**HENRY JAMES COOK**, Hedge-row, High-street, Islington, Middlesex, linendraper, dealer and chapman, April 12 at half-past 1, and May 17 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Hardwicke & Co., Weaver's-hall.—Fiat dated March 30.

**JOHN BARLOW** the elder and **JAMES GILL**, Calvert's-buildings, Southwark, Surrey, and Maidstone, Kent, hop factors, dealers and chapmen, April 14 and May 13 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Gregson & Kewell, Angel-court, Throgmorton-street, London.—Fiat dated April 1.

**JOHN JEBB**, Stanwardine in the Fields, Baschurch, Shropshire, grocer and publican, April 8 and May 1 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Knowles, Birmingham.—Fiat dated March 25.

**ANDREW BIRRELL**, Salford, Lancashire, vinegar manufacturer, dealer and chapman, April 12 and May 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Case-nove; Sols. Snowball, Liverpool; Johnson & Co., Temple, London.—Fiat dated March 29.

**ROBERT MACOUN**, Bolton, Lancashire, cotton spinner, dealer and chapman, April 20 and May 18 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Woodhouse, Bolton; Johnson & Co., Temple.—Fiat dated March 25.

**GEORGE JONES**, Rough-hills, Bilston, Staffordshire, victualler, dealer and chapman, April 13 and May 4 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Jesse Baraleet, Birmingham.—Fiat dated March 22.

**JOHN JONES PRICE**, Bultth, Brecon, tanner, currier, dealer and chapman, April 16 and May 13 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Brittan & Sons, Bristol.—Fiat dated March 27.

### MEETINGS.

*Thomas Bower*, Strand, Westminster, bookseller, April 14 at half-past 11, Court of Bankruptcy, London, ch. ass.—*Wm.*

*Aston*, Lapley, Staffordshire, maltster, April 13 at 11, District Court of Bankruptcy, Birmingham, ch. ass.—*George Sharp* and *Samuel Sharp*, Commercial-road, Lambeth, Surrey, stone masons, April 13 at 2, Court of Bankruptcy, London, last ex.—*Edward Seppings*, Cromer, Norfolk, victualler, April 13 at 12, Court of Bankruptcy, London, last ex.—*Edw. Redwood* the younger, Windmill-street, Lambeth, Surrey, china dealer, April 15 at 2, Court of Bankruptcy, London, last ex.—*Henry Brewer*, Great Waltham, near Chelmsford, Essex, draper, April 15 at 12, Court of Bankruptcy, London, last ex.—*John Johnson*, Chelmsford, Essex, grocer, April 23 at 11, Court of Bankruptcy, London, aud. ac.—*Robt. Barnes*, King-street, Hammersmith, Middlesex, ironmonger, April 23 at half-past 11, Court of Bankruptcy, London, aud. ac.—*George Moulton Mabson*, High-st., Whitechapel, and Whitechapel-road, Middlesex, potato dealer, April 23 at 11, Court of Bankruptcy, London, aud. ac.—*Lavender Shelton*, Hitchin, Hertfordshire, licensed hawk, April 23 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Henry Payne*, High-st., Camberwell, Surrey, licensed beer retailer, April 23 at 1, Court of Bankruptcy, London, aud. ac.—*J. Luke Boorman*, Gravesend, Kent, silversmith, April 23 at 11, Court of Bankruptcy, London, aud. ac.—*James Peter Wilson*, Clarence-place, Pentonville, Middlesex, builder, April 23 at 11, Court of Bankruptcy, London, aud. ac.—*Thos. Gillett*, Gutter-lane, Cheapside, London, warehouseman, April 28 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Wm. Walker*, Nottingham, silkman, April 23 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Walter Smith*, Abergavenny, Monmouthshire, innkeeper, April 27 at 11, District Court of Bankruptcy, Bristol, aud. ac.; April 29 at 11, div.—*John Cross Humby*, Blackfriars-road, Surrey, and Northampton, shoe manufacturer, April 23 at 11, Court of Bankruptcy, London, div.—*John Bond* and *Edw. Morgan*, Oxford-st., Middlesex, shawl manufacturers, April 23 at 2, Court of Bankruptcy, London, div.—*Jas. Kirkpatrick*, Newport, Isle of Wight, Southampton, banker, April 23 at 1, Court of Bankruptcy, London, div.—*Chas. Barillet*, Southampton, merchant, April 16 at 11, Court of Bankruptcy, London, fin. div.—*James Gale* the elder and *James Gale* the younger, Love-lane, Shadwell, Middlesex, rope makers, April 23 at 12, Court of Bankruptcy, London, div.—*John George Uford*, Holloway, Middlesex, common brewer, April 23 at half-past 12, Court of Bankruptcy, London, div.—*Ed. Rigmeiden*, Liverpool, wine dealer, April 23 at 11, District Court of Bankruptcy, Liverpool, div.

### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*John Parsons*, Medway-st., Horseferry-road, Westminster, Middlesex, baker, April 23 at 12, Court of Bankruptcy, London.—*Chas. Hallett* and *Chas. Parker*, Thornton-street, Dockhead, Bermondsey, Surrey, and Minories, London, linendrapers, April 26 at 2, Court of Bankruptcy, London.—*Jas. Rule*, Saffron Walden, Essex, veterinary surgeon, April 23 at 1, Court of Bankruptcy, London.—*Chas. Jungmichel*, Austinfriars, London, merchant, April 26 at 12, Court of Bankruptcy, London.—*Chas. Goodwin*, Great Guildford-street, Southwark, Surrey, plaster merchant, April 22 at half-past 11, Court of Bankruptcy, London.—*Wm. Neep*, Colchester, Essex, carpenter, April 26 at half-past 1, Court of Bankruptcy, London.—*John Henry Payne*, High-street, Camberwell, Surrey, licensed beer retailer, April 23 at 1, Court of Bankruptcy, London.—*Thos. Newshead*, Norwich, linendraper, April 23 at 12, Court of Bankruptcy, London.—*Geo. David Payne*, Saville-row, Regent-st., Westminster, Middlesex, tailor, April 23 at 11, Court of Bankruptcy, London.—*John Minors Vaughan*, Bristol, licensed victualler, April 27 at 11, District Court of Bankruptcy, Bristol.—*Hen. Langridge*, Liverpool, stay manufacturer, April 23 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Cleason*, Dawley-green, near Shiffnall, Shropshire, victualler, April 27 at 11, District Court of Bankruptcy, Birmingham.—*James Lewis*, Dawley-green, Shropshire, butcher, April 27 at 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 23.*

*Wm. G. Grossmith*, Romsey Extra, Southampton, brewer.—*Johann Leopold*, Birmingham, music seller.—*Jos. Timmis*, Newcastle-under-Lyme, Staffordshire, common brewer.

## PARTNERSHIPS DISSOLVED.

*Edw. Prichett* and *Hen. Watson*, Aylesbury, Buckinghamshire, attorneys and solicitors.—*Hen. Last* and *Christ. R. N. Palmer*, Wars, Hertfordshire, attorneys and solicitors.

## SCOTCH REGISTRATIONS.

*Robert Grainger*, Glasgow, upholsterer.—*John* and *Wm. Clark* and  *Jas. Scott*, Glasgow, merchants.—*John Macaulay*, Glasgow, chemist.—*Donald Maclean*, Kinlochshelve, Mull, Argyleshire, doctor of medicine.

## DECLARATION OF INSOLVENCY.

*John Dyer*, Sarrey-street, Strand, Middlesex, in no trade, business, or profession.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Jones* the younger, Shepperton-place, Ialington, Middlesex, carpenter, April 15 at 11, Court of Bankruptcy, London.—*Thomas Hadler* the elder, Gravesend, Kent, coachsmith, April 15 at 11, Court of Bankruptcy, London.—*Geo. Burckwell*, Ditchingley, Sussex, retail brewer, April 15 at 11, Court of Bankruptcy, London.—*John Banyard*, Debenham, Suffolk, saddler, April 21 at 11, Court of Bankruptcy, London.—*W. Dale* the elder, London-wall, London, bootmaker, April 15 at 11, Court of Bankruptcy, London.—*Wm. Dale* the younger, London-wall, London, bootmaker, April 15 at 11, Court of Bankruptcy, London.—*Wm. Day*, Great Bardfield, Essex, baker, April 13 at 12, Court of Bankruptcy, London.—*Thomas West*, Shaftesbury-street, Hoxton New-town, Middlesex, out of business, April 13 at 11, Court of Bankruptcy, London.—*Henry Pennington*, Beech-street, Barbican, Cripplegate, London, box maker, April 13 at half-past 11, Court of Bankruptcy, London.—*George Prince*, Shirley, Southampton, out of business, April 13 at half-past 11, Court of Bankruptcy, London.—*Charles Prior*, Great Yarmouth, Norfolk, out of business, April 13 at half-past 12, Court of Bankruptcy, London.—*Charles Wedge*, Sun-street, Bishopsgate-street, London, linen-draper, April 13 at 11, Court of Bankruptcy, London.—*Thos. Lewis*, High-street, Peckham, Surrey, furniture broker, April 13 at half-past 11, Court of Bankruptcy, London.—*T. Rippon*, Moulsham, Chelmsford, Essex, professor of music, April 13 at 12, Court of Bankruptcy, London.—*Charles Nash*, Wigmore-street, St. Marylebone, Middlesex, share broker, April 13 at half-past 12, Court of Bankruptcy, London.—*Wilhelm Kohler*, Rathbone-place, Oxford-street, Middlesex, lithographic printer, April 13 at 12, Court of Bankruptcy, London.—*William Simons*, Whittaker-street, Finsbury, Middlesex, builder, April 22 at 12, Court of Bankruptcy, London.—*Henry Richards*, Milton-street, Dorset-square, Middlesex, attorney at law, April 22 at 12, Court of Bankruptcy, London.—*Wm. Dawson*, Leake, Lincolnshire, plumber, April 9 at 11, Exchange-rooms, Nottingham.—*Richard Robinson*, Birmingham, butcher, April 13 at 12, District Court of Bankruptcy, Birmingham.—*Daniel Leak*, Spittlegate, Grantham, Lincolnshire, shopkeeper, April 16 at 11, Exchange-rooms, Nottingham.—*H. Smitheman*, Dudley, Worcestershire, constable, April 8 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Hicks*, Bilston New-town, Staffordshire, spade maker, April 10 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Towill*, Kennford, Devonshire, baker, April 15 at 11, District Court of Bankruptcy, Exeter.—*John Williams*, Newbridge, near Cardiff, Glamorganshire, cabinet-maker, April 23 at 11, District Court of Bankruptcy, Liverpool.—*Daniel Rickard*, Bath, Somersetshire, saddler, April 9 at 12, District Court of Bankruptcy, Bristol.—*Wm. Dawson*, Blakenhead, Cheshire, joiner, April 15 at 11, District Court of Bankruptcy, Liverpool.

Wednesday, March 31:

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. J. Cross*, Church-st., Hackney, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Wm. Horn*, Elm-st., Gray's-inn-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Henry Marsden*, Artillery-lane, Bishopsgate-street, London, out of employ: in the Debtors Prison for London and Middlesex.—*John S. Morris*, Palace New-road and Stangate Coal-wharf,

Lambeth, coal merchant: in the Debtors Prison for London and Middlesex.—*Jas. Pickford*, Hertfordshire, gentleman: in the Queen's Prison.

(On Creditor's Petition).

*John Barrior*, Blizard-pl., Fulham-road, Middlesex, working jeweller: in the Debtors Prison for London and Middlesex;

(On their own Petitions).

*John Allwood*, Ardwick, Manchester, bobbin turner: in Lancaster Castle.—*John Lee*, Eldon-grove, near Liverpool, builder: in Lancaster Castle.—*George Wilson*, Deangate, Manchester, in no business: in Lancaster Castle.—*Wm. A. Oates*, Leeds, Yorkshire, butcher: in the Gaol of York.—*Nicolas Aitken*, Nailsea, near Bristol, Somersetshire, glass maker: in the Gaol of Durham.—*Wm. Humphreys*, Harlepool, Durham, watch maker: in the Gaol of Durham.—*John Hardy*, Pendleton, Lancashire, labourer: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, April 17, at 9.

*Ebenezer W. Pook*, Manchester-buildings, East-street, Walworth, Surrey, compositor.—*Charles J. Proby*, Crowcourt, Old Broad-st., London, silk broker.—*Thos. E. Cole*, Lower-marsh, Lambeth, Surrey, baker.—*Hen. Berris*, Philadelphia-terrace, Mount-gardens, Lambeth, Surrey, publisher.—*John Wilson*, Navarino-terrace, Cowley-road, North Brixton, Surrey, out of business.—*Geo. Brown*, Skinner-street, Snow-hill, London, hair dresser.

April 19, at the same hour and place.

*Horatio J. Canning*, Cheapside, London, Manchester warehouseman.—*Geo. Whitehead*, Mansel-st., Goodman's-fields, Middlesex, baker.—*Jos. Jenkins*, Ashford-st., Hoxton, Middlesex, stone mason.—*Hen. Keene*, Martha-st., Camberwell, Surrey, butcher.—*Robert Collins*, Maze-pond, Tooley-street, Southwark, Surrey, hop factor.

Court-house, NORTHAMPTON, April 16 at 10.

*Wm. Briggs*, Kingthorpe, near Northampton, butcher.—*John Hobbs*, Oundle, out of business.

Court-house, AYLESBURY, Buckinghamshire, April 19 at 10.

*David Callan*, Little-marsh, Great Kimble, dealer in hay.—*Robert Thomas Ivali*, High Wycombe, coach maker.—*J. Lacey*, Princes Risborough, timber dealer.—*Daniel Beil*, Dagnall, near Hemel Hempstead, ointment maker.

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57, Chancery-lane, London.

**REPORT of the DIRECTORS to the SHAREHOLDERS,** at the First Annual General Meeting, held at the Gray's Inn Coffee House, on Wednesday, the 31st day of March, 1847.

Your directors have great pleasure in submitting their first annual report, and they congratulate the members on the flourishing condition and prospects of the society.

Your directors have received from the Actuary the following report of the business transacted by this society during the first year:—

**TO THE DIRECTORS OF THE SOLICITORS' AND GENERAL LIFE ASSURANCE SOCIETY.**

March 30, 1847.

Gentlemen,—In compliance with your request, I beg to make the following report on the present state and progress of your society since the commencement of business on the 6th day of April, 1846.

Up to the present time 205 policies have been issued, covering assurances to the extent of 113,692l. 11s., and yielding an annual income of 3456l. 12s. 3d.; during the same period two annuities have been granted of the value of 786l. 10s. 2d.

In order, however, to give a better idea of the amount of business which has been submitted to the society, it may be stated that no less than 313 proposals have been made to it for assurances to the extent of 178,864l. 12s., consisting of—

305 proposals which have resulted in policies amounting to .....	£113,692 11 0
18 have been accepted; and are pending completion .....	6374 0 0
—18	130,066 11 0
32 proposals have been accepted; but the policies have not been taken up .....	47,499 1 0
25 have been withdrawn .....	
10 still under consideration .....	
28 have been declined .....	11,299 0 0

Total 313 proposals for assurance, amounting to ..... £178,864 12 0

This is an amount of business in the first year of the society's existence exceeding that done by the majority of the most successful companies established during the last twenty years.

It will be seen that the average amount assured under each policy is about 560l.

It is gratifying to state that no death has yet happened among the lives assured in the office, which, viewed in connexion with the fact of the large number of proposals declined, shows that due caution has been exercised in not accepting proposals on an inferior class of lives.

It may be remarked, that the large number of 313 proposals has arisen almost wholly from the immediate connexion of the society and its proprietary, without having recourse to advertisements and the other usual means of procuring business.

I have therefore great pleasure in expressing my conviction that with continued skilful management, your society may be expected, at a very early period, to become most advantageous to the assured, and profitable to the proprietary.

I have the honour to be, gentlemen,

Your most obedient servant,

(Signed) F. G. P. NEISON, Consulting Actuary.

The balance sheet to the 31st December last, as approved by the auditors, has been sent, in pursuance of the statute, to every member of the society, and your directors invite attention to the small expenditure in the establishment of this, as compared with that usually incurred in the formation of similar companies.

Your directors have to state, that, in the allotment of shares, they have been anxious to give to as many members of the legal profession as possible a direct interest in the welfare of the society. Up to this time your directors have allotted 17,385 shares; of these the deposit has been paid on 14,518 shares, and the call on 12,558 shares. It will be seen that the capital thus represented is £37,900l.

Your directors trust that the members will personally exert themselves to make known to their friends in the profession the peculiar advantages of transacting their life assurance business in this office, which are combined with benefits and security to the assured equal to those that can be obtained in any other society.

Your directors have further to state that Messrs. Samuel Edward Donne, John Samuel Martin, De Grenier, De Fontblanque, William Murray, and William Withall, are the directors who retire from office by lot, but, being eligible, offer themselves for re-election, in the terms of the deed of settlement. All the auditors go out of office, and also offer themselves for re-election.

In conclusion, your directors would remind the members of the society that a very large proportion of the business of life assurance is in the hands of solicitors, and that as this society already comprises upwards of 500 members of the legal profession, and which number will be greatly increased by the distribution of the unallotted shares, it needs but the combined efforts of the members to place their society among the most flourishing institutions of the kind in the kingdom.

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# The Jurist

No. 535—VOL. XI.

APRIL 10, 1847.

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LONDON, APRIL 10, 1847.

THE question of the game laws takes a prominent place among the numerous legal reforms which have lately been projected. It is a subject of much interest, tracing its origin to the forest laws of feudal times, and yet at the present period exercising its influence over a large portion of the working classes of the country. To shew the extent of this influence, we may refer to the evidence of Mr. Phillips, one of the Secretaries of State, given before the Committee of the House of Commons, appointed in 1845, in which he stated, that, during five years, (1839—1843), game-law convictions were upwards of one-seventh of all the summary convictions in England and Wales. (Welford's Digest of the Evidence, Appendix, p. 60). By returns made to the House of Commons, it appears, that, in 1843, 4259 persons, and in the two years ending on the 1st January, 1846, 11,392 persons, were convicted of poaching. It becomes, therefore, an important consideration to inquire how far laws of so wide an operation are just in themselves or in their administration. We shall confine our observations merely to the legal points of the question, without entering into its social or political bearings.

There are two peculiar features in the present system of the game laws: one is the special protection which has been thrown around animals *feræ naturæ*; the second is the character of the penalties contained in these enactments, as compared with other laws of a penal nature. With regard to the first feature, animals *feræ naturæ* and unreclaimed, are not, as is well known, the subject of larceny, and the law relating to trespass not having been considered sufficiently stringent for the preservation of game, numerous and cumulative punishments, varying from imprisonment for three months to transportation for seven years, have been framed for this

purpose. Any one may satisfy himself of this fact by turning to the principal statute upon the subject, (1 & 2 Will. 4, c. 32). By the civil law of Rome, the prohibition as to trespassing upon another man's land was deemed sufficient protection for game: "*Feræ bestiarum et volucrum, pisces, capientium fiunt. . . . Nec interest quod ad feras bestias et volucres, utrum in suo quisque fundo capiat in alieno. Plane qui in alienum fundum ingreditur venandi aucupandive gratiâ, potest a domino, si is præveriderit, jure prohiberi, ne ingrediatur.*" (Digest. 41, ss. 1, 3).

With regard to the second point which we have mentioned, the character of the penalties inflicted, the objections urged are, that they are cumulative, and are unnecessarily severe. By 1 & 2 Will. 4, c. 32, ss. 5, 23, the punishment for taking or killing game, or using any dog, gun, net, or other engine or instrument for searching for or killing game, by a person without a certificate, is a fine not exceeding 5*l.* and costs, or three months' imprisonment and hard labour; but it is expressly provided, that this penalty shall not exempt from payment of the certificate duty, which shall be deemed a cumulative penalty. By 6 & 7 Will. 4, c. 65, s. 8, persons sporting without a certificate may be charged with double duty, being the sum of 8*l.* 1*s.* 8*d.* A poacher, therefore, may be first imprisoned for three months, and then be further imprisoned "without ball or mainprize, until payment be made of the sum of 8*l.* 1*l.* 8*d.*," which in many cases would be tantamount to a sentence of perpetual imprisonment. By 9 Geo. 4, c. 69, the offence of night-poaching is punishable with imprisonment for three months, and at the expiration of that period the offender is to find sureties, himself in 10*l.* and two sureties in 5*l.* each, for his not re-offending again for a year next following, and, in default of finding such sureties, he is to be imprisoned and kept to hard labour for the space of six months. It cannot

be denied, that cumulative penalties are opposed to the spirit of the English law, and we believe that this is the only case in which, after a man has undergone punishment for his offence, he is made liable to a further punishment for the want of sureties to prevent a repetition of the offence. The penalty imposed for his deficiency in money or in friends may be twice as long as that imposed for the crime. Captain Williams, one of the inspectors of prisons, in his evidence before the committee, to which we have referred, said, "The cumulative penalties and the peculiarities of these laws, the length of imprisonment, and the severity of punishment, could not fail to strike my observation. (Question 6695). I recollect," he said, "a case at Wakefield. The man was detected on the 22nd November. He was charged with three offences arising out of one: the first charge was a trespass on the 22nd November, (penalty 2*l.*, and costs 12*s.* 6*d.*, or two months' imprisonment); then there was using a gun for the purpose of killing game, on Sunday, the 22nd November, (the same penalty and costs, 2*l.* 12*s.* 6*d.*); the third was using a gun for the purpose of killing game, without a certificate, on the 22nd November, (the same penalty and costs." (6718, 6719). Mr. Phillips said, "By 1 & 2 Will. 4, a poacher, who is convicted for three months as an uncertificated man, is not exempt from the fiscal process; but it is quite clear, from the way in which the returns have been made, that the magistrates have not acted upon it at all with a view to the revenue, but merely as an act of Parliament for the suppression of crime. (6065). It is directly contrary to the principle of the law, that a man should be punished twice for the same offence. (6074). The Game Laws are the severest laws, I will venture to say, in the statute-book; it is impossible to doubt it, I think." (6001).

Much evidence was also given before the committee, as to the mal-administration of this code, and numerous suggestions were made for the remedy of the evils which were alleged to flow from the laws themselves, and the mode of carrying them into effect. Among the principal of these were the removal of all special protection from game, the establishment of a tribunal by which all summary convictions should be tested, the extension of a jury to game cases, and the abolition of certificates.

We believe, that, if the laws relating to game were struck out of the statute-book altogether, the existing code would be found quite sufficient for the protection of property of every kind. The legal remedy given for a wilful trespass would still remain. If, however, this should be considered ineffectual, it would be easy to enact that game should be the subject of larceny, and thus to bring these offences into analogy with other offences against property.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed James Trevor, Gent., of Bridgewater, in the county of Somerset, to be a Master Extraordinary in the high Court of Chancery.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Richard Pidcock, of Woolwich, in the county of Kent, Gent., to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the county of Kent.

**Court Papers.**

**EQUITY SITTINGS, EASTER TERM, 10 VIC. 1847.**

**Court of Chancery.**

*Before the Lord CHANCELLOR, at Westminster.*

Tuesday .. April 13	} Appeals.
Wednesday .... 14	
<i>Easter Term.</i>	
Thursday .....	} Appeal Motions and Appeals. (Petition-day).—Petitions.
Friday .....	
Saturday .....	
Monday .....	} Appeals.
Tuesday .....	
Wednesday .....	
Thursday .....	} Appeal Motions and Appeals. (Petition-day).—Unopposed Petitions and Appeals.
Friday .....	
Saturday .....	
Monday .....	} Appeals.
Tuesday .....	
Wednesday .....	
Thursday .....	} Appeal Motions and Appeals.
Friday .....	
Saturday .....	
Monday .....	} Appeals.
Tuesday .....	
Wednesday .....	
Thursday .....	} (Petition-day).—Unopposed Petitions and Appeals.
Friday .....	
Saturday .....	

Such days as his Lordship is occupied in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.*

Tuesday .. April 13	} Remaining Petitions.
Wednesday .....	
Thursday .....	} Motions.
Friday .....	
Saturday .....	} Petitions in General Paper.
Monday .....	
Tuesday .....	
Wednesday .....	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Thursday .....	
Friday .....	
Saturday .....	} Motions.
Monday .....	
Tuesday .....	
Wednesday .....	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Thursday .....	
Friday .....	
Saturday .....	} Petitions in General Paper.
Monday .....	
Tuesday .....	} Motions.
Wednesday .....	

Short Causes, Consent Causes, and Consent Petitions *only* Saturday at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Tuesday .. April 13	} Moxley v. Alston (2Ds, part heard) Beale v. Sams (D) Gaspette v. Young (by order) Freston v. Huxley (by order)
Wednesday .....	

		<i>Easter Term.</i>	
Thursday	15	Motions.	
Friday	16	(Petition-day).—Petitions, (unopposed first), Short Causes, and Petitions.	
Saturday	17		
Monday	19	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	20		
Wednesday	21		
Thursday	22	Motions.	
Friday	23	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	
Saturday	24		
Monday	26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	27		
Wednesday	28		
Thursday	29	Motions.	
Friday	30	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	
Saturday	1 May		
Monday	3	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	4		
Wednesday	5		
Thursday	6		
Friday	7	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	
Saturday	8		

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Tuesday	.. April 13	Motions and Causes.
Wednesday	..... 14	Petitions, Bankrupt Petitions, and Causes.

		<i>Easter Term.</i>	
Thursday	..... 15	Motions and Causes.	
Friday	..... 16	(Petition-day).—Petitions and Causes.	
Saturday	..... 17		
Monday	..... 19	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	..... 20		
Wednesday	..... 21	Bankrupt Petitions and Ditto.	
Thursday	..... 22	Motions and Causes.	
Friday	..... 23	(Petition-day).—Petitions and Causes.	
Saturday	..... 24		
Monday	..... 26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	..... 27		
Wednesday	..... 28	Bankrupt Petitions and Ditto.	
Thursday	..... 29	Motions and Causes.	
Friday	..... 30	(Petition-day).—Petitions and Causes.	
Saturday	..... 1 May		
Monday	..... 3	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	..... 4		
Wednesday	..... 5	Bankrupt Petitions and Ditto.	
Thursday	..... 6	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Friday	..... 7	(Petition-day).—Petitions and Ditto.	
Saturday	..... 8		

*Before VICE-CHANCELLOR WIGRAM, at Westminster.*

Tuesday	.. April 13	Cases, Exceptions, and Further Directions.
Wednesday	..... 14	

		<i>Easter Term.</i>	
Thursday	..... 15	Motions and Causes.	
Friday	..... 16	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Saturday	..... 17		
Monday	..... 19	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	..... 20		
Wednesday	..... 21		
Thursday	..... 22	Motions and Ditto.	
Friday	..... 23	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Saturday	..... 24		
Monday	..... 26	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday	..... 27		
Wednesday	..... 28		
Thursday	..... 29	Motions and Ditto.	
Friday	..... 30	Pleas, Demurrers, Exceptions, Causes, and Further Directions.	

Saturday	.... May 1	Short Causes, Petitions, (unopposed first), and Causes.
Monday	..... 3	
Tuesday	..... 4	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday	..... 5	
Thursday	..... 6	
Friday	..... 7	
Saturday	..... 8	Short Causes, Petitions, (unopposed first), and Motions.

COMMON-LAW CAUSE LISTS, EASTER TERM.

Court of Queen's Bench.

NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SITTINGS AFTER HILARY TERM, 1847.

EASTER TERM, 1846.

Reg. v. Parker	Surrey—Carruthers v. West
Surrey—Pemberton v. Coles	Norwich—Burton v. Scott
York—Worth v. Gresham	"    Linford v. Fitzroy
Liverpool—Doe d. Hayward v. Tinaly	Carmarth.—Bowen v. Owen
Chester—Davis v. Falk	Devon—Harrison v. Bankart
"    Doe d. Groves v. Groves	Cornw.—Stevens v. Jeacocke
Glamorgan—Doe d. Richards v. Evans	Wilts—Robins v. Fennell
"    Doe d. Bennett v. Harry	Somerset—Reg. v. Chorley
Carmarth.—Thomas v. Frederick	
"    Same v. Same	<i>Tried during Mich. Term, 1846.</i>
Lincoln—Chapman v. Rawson	Midd.—Greville v. Stulz & ors (in error)
Stafford—Whitmore v. Leak	
Hereford—Evans v. Horniatt	HILARY TERM, 1847.
Glo'ster—Doe d. Dyke v. Dyke	Midd.—Richardson v. Berkeley
Somerset—Parnell v. Smith	"    Coales v. Simmons
Devon—Woolmer v. Toby	"    Normansel v. Crest

TRINITY TERM, 1846.

Midd.—Beale v. Moul & ors.	"    Doe d. Sumner v. Naah
Lond.—Nicholls v. Atherstone	"    Reg. v. Long
"    Reg. v. Schlesinger	"    Reg. v. Watson

MICH. TERM, 1846.

Midd.—Gurney v. Gurney	"    Reg. v. Britton
"    Collett v. Curley	"    Mountain v. Wilmott
Lond.—Boyd v. Royal Exchange Assurance Co.	"    Blundell v. Drummond
"    Herring v. Meteyard	"    Jones v. Blunt
"    Simpson v. Margiston	"    Gent v. Cutts
Montgomery—Middleton v. Bedward	Lond.—Thane v. Boast

Carnarvon—Davis v. Williams	"    Pennil v. Harborne
Chester—Joynson v. Garfitt	"    Spinks v. Bardell
Notts—Pott & an. v. Flather	"    Sims v. Henderson
Leicester—Hassell v. Heiming	"    Henderson v. Henderson
York—Lockwood v. Wood	"    Mitchell v. Moore
Liv'pool—M'Ewen v. Wood	<i>Tried during Hilary Term, 1847.</i>
"    Hobson v. Garner	Midd.—Flower v. Roper
Kent—Nana v. Jackson	
"    Absolon v. Marks	
Essex—Constable v. Martin	

STANDING FOR JUDGMENT.
Rogers v. Brenton
Doe d. Earl of Egramont v. Langdon
Same v. Courtenay
Same v. Williams & an.
Reg. v. Kensington

SPECIAL CASES AND DEMURRERS

FOR EASTER TERM, 1847.

Those marked thus \* are Special cases—the rest are demurrers.

STANDING FOR JUDGMENT.	Berkley v. Kemp
Flanders v. Bunbury	"    v. Mackey

FOR ARGUMENT.

*Dale v. Pollard & ors.	Munden v. Duke of Brunswick
*Cobb v. Allan & an.	Doughty v. Bowman & an.
Nicoll v. Orgill	Leatham v. Simmonds & an.
*Doe d. Renow & an. v. Ashley	Morris v. Duke of Beaufort.
*Doe d. Hawksworth v. Hawksworth	*Wating & an. v. Horwood.
	Ewbank v. Wood
	Bush v. Weiss
	Spence & an. v. Chodwick

Goddard v. Wray  
 Fernyhouse v. Curaham  
 Godden v. Watts  
 Clayton v. Hozier  
 Minahall v. Roberts  
 Robson v. Oliver & an.  
 \*Doe d. Harris & or. v. Taylor  
 \*Doe d. Biddulph & or. v. Poole  
 Bownes v. Marsh (N. O. V.)  
 Wood v. Mytton (Arr. of J.)  
 Barker v. Jarvis  
 Berkley v. De Veau  
 \*The Churchwardens &c. of  
 St. Nicholas, Deptford, v.  
 Sketchley  
 Hale v. Riviere  
 Parker v. Gill  
 Wilmot v. Batson  
 Hall v. Edmunds  
 \*Ellis & ors. v. Russell & ors.  
 Plumer v. Robertson  
 Lamond & ors. v. Erlam  
 Lewis v. Harris  
 Howard v. Clarkson  
 Flower v. Newton

Flower v. Macdowell  
 Connop & an. v. Levy  
 Williams v. Want  
 \*Hilton v. Whitehead  
 \*Malden v. Fyson  
 Webster v. Watts  
 Ambridge v. Sylvester  
 Hills v. Croll  
 Clarkson v. Glover  
 Vigers v. Dean and Chapter of  
 St. Pauls & ors.  
 Bailey v. Harris  
 Sayer v. Dufaur  
 Harvey v. Sayer  
 Groves v. Barnett & an.  
 King v. Marman & ors.  
 \*Hall v. Bambridge  
 Bartlett v. Chamberlain  
 \*Morrall v. Biddle  
 \*The Right Hon. H. Hob-  
 house v. James  
 Jones v. Sawkins  
 Nathan v. Lazarus  
 Angell v. Harrison & an.  
 \*Phillips v. Curling

Gloucestershire Reg. v. Inhabitants of Alderley.  
 Lancashire... Grimshaw.  
 Carnarvonshire... Inhabitants of Rhoscolyn.  
 Essex... Inhabitants of Shalford.  
 Surrey... Inhabitants of St. Giles-in-the-Fields,  
 Middlesex.  
 Middlesex... Inhaba. of St. George, Bloomsbury.  
 Yorkshire... Inhabitants of Stainforth.  
 Cornwall... Inhabitants of Mylor.  
 Middlesex... Inhabitants of St. Clement's Dane.  
 Cheshire... Inhabitants of Dukinfield.  
 Lancashire... Inhabitants of Leeds.  
 Middlesex... Belton.  
 Same... Saffrey.  
 Same... Myers.  
 Buckinghamsh. Churchwardens of Ashe, Hants.  
 Middlesex... Inhabitants of Hammersmith.  
 Cheshire... Thompson.  
 Same... Same.  
 Chester... Inhabitants of Macclesfield.  
 Staffordshire... Keen.  
 Carnarvonshire... Inhabitants of Holywell.  
 Cornwall... Nichols.  
 Worcesterhire... Commissioners of the Town of Dudley.  
 Monmouthshire... Turk.  
 Lancashire... Lord.  
 Wiltshire... Inhaba. of St. Thomas, New Sarum.  
 London... Wright & an.  
 Essex... Keen v. Reg. (in error).  
 Lancashire... Reg. v. Inhabitants of Cosingby.  
 Yorkshire... Inhabitants of Carlton.  
 Same... Inhabitants of Addingham.  
 Wiltshire... Inhabitants of Colerue.  
 Middlesex... Hunt & ors.  
 Devonshire... Inhabitants of East Stonehouse.  
 Yorkshire... Inhabitants of Gomersal.  
 Leicestershire... Shaw, clerk.  
 Middlesex... Commissioners of Stamps and Taxes.  
 Westmoreland... Irving.  
 Same... Same.  
 Middlesex... Inhabitants of St. Pancras.  
 Same... Same.  
 Surrey... South-western Railway Company.  
 Yorkshire... Inhabitants of Monk Bretton.

**ENLARGED RULES**  
 FOR EASTER TERM, 1847.

Those marked thus \* are to be heard in the Bail Court.

*First Day.*

Raworth v. King  
 Exp. Williams, In re Vaughan,  
 in 5 causes  
 \*In re Marsh & an.  
 \*In re The Commissioners  
 of the Westminster Im-  
 provement Act of 1845  
 \*Weeks v. Cox  
 In re J. Cunliffe & an.  
 Butler v. Masters—Exch.  
 Masters v. Butler  
 \*Doe d. Haxby v. Preston  
 Reg. v. The Justices of Ely—  
 2 rules  
 Same v. Council of Warwick  
 Same v. The Richmond Rail-  
 way Co.  
 Same v. R. Wright & ors.  
 Same v. The Thames Haven  
 Dock and Railway Co.  
 \*Same v. The Justices of So-  
 merset

\*Same v. The Justices of  
 Middlesex  
 Same v. The Justices of Wilts  
 \*Same v. The Council of Con-  
 gleton

*Second Day.*

Cutler v. Bower  
 In re Hutchinson  
 Ex parte Robert Newman  
 \*Maddox v. Lerigo  
 \*In re Mosson Rearns  
 \*In re Robert Manley & an.  
 Reg. v. The Governor &c. of  
 the Poor of Bristol  
 Same v. A. Hinchley, Esq.  
 Same v. The Churchwardens  
 of St. Dunstan's, Stepney  
 Same v. Thomas Turk  
 Same v. The Governors &c. of  
 the Poor of Kingston-upon-  
 Hull  
 \*Same v. George Best & ors.,  
 Justices &c.

**CROWN PAPER, EASTER TERM, 1847.**

*For Wednesday, April 21.*

Surrey... Inhabitants of Crondall, Hants.  
 Middlesex... Inhabitants of Mile End Old Town.  
 Carnarvonshire... Inhabitants of Bangor.  
 Yorkshire... Inhabitants of Marston-cum-Grafton.  
 Devonshire... Inhabitants of Landkey.  
 Buckinghamsh. Great Western Railway Company.  
 Same... Same.  
 Lincolnshire... Inhabitants of Clixby.  
 Bolton... Shipperbottom.  
 Surrey... Churchwardens of St. George the Mar-  
 tyr, Southwark.  
 Same... Same.  
 Gloucestershire... Inhabitants of Hartbury.  
 Warwickshire... Collins.  
 Worcesterhire... Inhabitants of Halesowen.  
 Lancashire... Overseers of the Poor of the townships  
 in the Oldham Union.  
 Yorkshire... Justices of the West Riding.  
 Somersetshire... Richardson.  
 London... Douglass.  
 Warwickshire... Phillips & an.

**Court of Common Pleas.**

**NEW TRIALS.**

MICH. TERM, 1845.  
 Camb.—Bayley v. Bradley

EASTER TERM, 1846.  
 Midd.—Rich v. Basterfield

MICH. TERM, 1846.  
 Midd.—Cameron v. Winch  
 " Parsons v. Sexton  
 " Wontner v. Sharp  
 " Parratt v. Blunt  
 " Elderton v. Emmens  
 " Shaw v. Clarkson  
 Lond.—Brown v. De Winton  
 " Heartley v. Cum-  
 mings

" Same v. Same  
 " Baker v. Plaskitt  
 " Von Melle v. Higgs  
 " Mollett v. Wacker-  
 barth & ors.  
 " Angle v. Griffin  
 " Mazy v. Thomas  
 Berks.—Fryce v. Belcher  
 Surrey.—Dawson v. Morrison  
 " Stead v. Anderson  
 " Collins v. Newstead  
 " King v. Norman

Surrey.—Couling v. Core  
 Livpl.—Tuckey v. Hawkins  
 " Winch v. Hamilton  
 Newcas.—Lambert v. Knill  
 Devon.—Young v. Grove  
 Corn.—Rickettes v. Bennett  
 " Doe d. Lord v. Craig  
 " Cooke v. Cayser  
 Derby.—Coxe v. Glee  
 " Same v. Saint  
 " Same v. Mousley  
 " Batho v. Battyany  
 Warw.—Valpy v. Sanders  
 " Tunncliffe v. Todd

HILARY TERM, 1847.  
 Midd.—Doe d. Muller v. Cla-  
 ridge  
 " Varney v. Hickman  
 " Streeter v. Bartlett  
 Lond.—Hitchin v. Groome  
 " Smith v. Watson  
 " Gay & an. v. Lander  
 " Miles v. Pope  
 " Beaumont v. Brengeri  
 " Brown v. Chapman  
 " Baker v. Sayer  
 " Adlington v. West

ENLARGED RULES.

To 1st Day.  
Seward & an. v. Wright  
Ex parte Davies  
Beames v. Farley

To 6th Day.  
Bowyer v. Cook  
Oldfield v. Titterton

DEMURRER PAPER.

Wednesday, April 21.  
Richardson v. Tubbs  
Crompe v. Hunter.  
Cundell & an. v. Dawson  
Joll & an. v. Viscount Curzon  
Battershall & ors. v. Bishop of Winchester  
Ring & ors. v. Newman  
Fearnie v. Cochrane  
Capel & ors. v. Jones  
Hunt v. Shaw  
Webb v. Hurrell  
Mentz v. West

Sharland v. Lieschild  
Valpy & ors. v. Gibson & an.  
Wright v. Hutchison  
Mortimer v. Gell  
Harris v. Marten  
Parsons v. Gingell  
Ingram v. Hoskins  
Harrison v. Cotgrave  
Logan v. Hall & an.

Friday, April 23.  
Hopkins v. Prescott  
Shick v. Burnie  
Joel v. Deen

CUR. ADV. VULT.

Patteson v. Holland, (to stand over till the sci. fa. in Q. B. is disposed of)  
Nias v. Davies

Dixon v. Clark & an.  
Phillip & an. v. Nairne & an.  
Brown & ors. v. Mallett

Court of Exchequer.

SITTINGS—EASTER TERM, 1847.

	<i>Base.</i>	<i>Nisi Prius.</i>
Thursday, April 15	Peremptory Paper after Motions	.....
Friday..... 16	Do. before Motions	Midd. 1st Sitting
Saturday..... 17	.....	.....
Monday..... 19	.....	.....
Tuesday..... 20	.....	.....
Wednesday.... 21	Special Paper (D)	.....
Thursday..... 22	.....	London 1st Sitting
Friday..... 23	Special Paper (C)	Midd. 2nd Sitting
Saturday..... 24	Crown Cases.	.....
Monday..... 26	Special Paper (D)	.....
Tuesday..... 27	Errors	.....
Wednesday.... 28	Special Paper (C)	.....
Thursday..... 29	.....	.....
Friday..... 30	Special Paper (D)	London 2nd Sitting
Saturday.. May 1	.....	.....
Monday..... 3	Special Paper (C)	Midd. 3rd Sitting
Tuesday..... 4	.....	.....
Wednesday.... 5	.....	.....
Thursday..... 6	.....	.....
Friday..... 7	.....	.....
Saturday..... 8	.....	.....

NEW TRIAL PAPER FOR EASTER TERM, 1847.

FOR JUDGMENT.

Moved Mich. Term, 1846.  
Ruthin.—Doe d. Hall v. Mousdale  
Berks.—Owen v. De Beauvoir  
Lincoln.—Baraby v. Rollitt  
Liverpool.—Humberstone v. Jones  
" Schuster v. Cooper  
" Sloddon v. Dixon

FOR ARGUMENT.

Moved Easter Term, 1846.  
Chester—Chamberlaine v. The Chester and Birkenhead Rail. Co.  
Moved Mich. Term, 1846.  
Glouc.—Doe d. Wood v. Wilkins

York.—Shaw v. Rowley  
Moved after the fourth day of Mich. Term, 1846.

Midd.—Meredith v. Holman  
" Same v. Same  
" Ivey v. Marks

Moved Hilary Term, 1847.

Midd.—Brown v. Hickmott  
" Bellby v. Shepherd  
" Ward v. Audland  
" Bowditch v. Sayer  
" Asprey v. Levy  
" Biggs v. Lawrie  
" Weeks v. Argent  
" Bell v. Samuel  
" Moore v. Drayson  
" Crockford v. Lord Maidstone

London.—The Pacific Steam Navigation Company v. Lewis  
" Clark v. Newsam & Edwards  
" M'Cowcliffe v. Cowburn  
" Hooper v. Trefrey  
" Goldcutt v. Beagin  
" Vollans v. Fletcher  
" Lamert v. Heath  
" Richardson v. Carmichael  
" Simmonds v. Muntz

" Molton v. Camroux  
" Woolley v. Steinitz  
" Barnard v. Coots  
" Harnett v. Bates  
" Eager v. Grimwood  
Derby—Britt v. Pashley  
Moved after the fourth day of Hilary Term, 1847.  
Midd.—Dyer v. Green  
" Caley v. Johnson  
" Boulton v. Miles  
" Fesenmeyer v. Adcock  
" Semple v. Pink

PEREMPTORY PAPER.

To be called on the first Day of Term after the Motions, and to be proceeded with the next Day, if necessary, before Motions.

In re Keen & ors.  
Orgill v. Bell  
Beavington v. Griffith

Hill v. Brown  
Buxton v. Polhill

SPECIAL PAPER.

(SPECIAL CASES).

FOR JUDGMENT.  
Spry v. Gallop (heard Jan. 18, 1847)

FOR ARGUMENT.  
Doe d. Knight v. Chaffey, jun. (Part heard Jan. 25, 1847, case to be amended).

Lewis v. Puxley  
Evans v. Upshur  
Holford v. Body  
Hammond v. Peacock  
Harris v. Wall  
Clayton v. Haigh  
Sanderson v. Dobson

Doe d. Hutchinson v. Whitome  
Newman v. Coles  
Hall v. Eden  
Wilson v. Lack  
Doe d. Adames v. Bridger  
Baddeley v. Gingell  
Doe d. Burton v. White  
Doe d. Knight v. Spencer  
Harries v. Hooper  
Lee v. Stone  
Taylor v. Dawson  
Salkeld v. Johnston  
Galloway, jun., v. Cole

(DEMURRERS).

FOR JUDGMENT.

Jones v. Jones (heard Jan. 27, 1847)  
Carter v. Flower (heard Feb. 15, 1847)  
Tattersall v. Parkinson (heard Feb. 15, 1847)

FOR ARGUMENT.

Duncan v. Benson  
Griffiths v. Pike (to stand over till special case settled)  
De Beauvoir v. Rushout  
Washbourn v. Burrows  
Bromage v. Lloyd  
Duke & ors. v. Dive  
Galsworthy v. Strutt  
Good v. Burton  
Shaw v. Glascott

Hewitt v. Addison  
Sidebottom v. Commissioners of Glossop Reservoirs  
Judson v. Bowden  
Hill & ors. v. Taff Vale Railway Co.  
Matchett v. Moore  
Gross v. Wolf  
Hall v. Lack  
Cook v. Moylan  
Duke & ors. v. Castello  
Langsdale v. Clarke  
Ramuz v. Grove  
Carter v. Wormald  
Powles v. Saens  
Berdoe v. Spittle  
Daniels v. Whitby  
Duke & ors. v. Forbes  
Grout v. Enthoven

COMMON-LAW SITTINGS, IN AND AFTER EASTER TERM, 1847.

Court of Queen's Bench.

MIDDLESEX.—In Term.

1st sitting .. Friday .. April 16, and two following days, at 11.  
2nd ditto .. Tuesday..... 20, and subsequent days, at 11.  
3rd ditto .. Thursday.. May 6, at half-past 9 precisely (for undefended causes only).

After Term.—Monday, May 10.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be with-

drawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds. The usual number of completed and new causes will be put into the list day by day in their usual order.

**LONDON.—In Term.**

Sitting at 10, on Friday, May 7, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Tuesday, May 11, to adjourn.

**Court of Common Pleas.**

In Term.

<b>MIDDLESEX.</b>	<b>LONDON.</b>
Wednesday ..... April 21	Friday ..... April 23
Wednesday ..... 28	Friday ..... 30

After Term.

Monday ..... May 10	Tuesday ..... May 11
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The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Tuesday, the 11th May, in London, no causes will be tried, but the Court will adjourn to a future day.

**Exchequer of Pleas.**

In Term.

<b>MIDDLESEX.</b>	<b>LONDON.</b>
1st sitting, Friday .. April 16	1st sitting, Thursday, April 22
2nd sitting, Friday ..... 23	2nd sitting, Friday ..... 30
3rd sitting, Monday .. May 3	

After Term.

Monday ..... May 10	Tuesday ..... May 11
	(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

**London Gazettes.**

TUESDAY, APRIL 6.

**BANKRUPTCY.**

**FREDERICK GEORGE WILSON**, Pangbourne, near Reading, Berkshire, draper, grocer, baker, leather cuttas, and shoe factor, dealer and chapman, April 21 at 1, and May 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Peddell, 142, Cheapside.—Fiat dated April 5.

**WILLIAM HENRY MACKEY**, Southampton, attorney, lodging and boarding-house keeper, dealer and chapman, April 15 and May 13 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Walker, Lombard-street.—Fiat dated April 1.

**MARY DEACON**, Norwich, carrier, (carrying on business under the name or firm of Mack & Co.), April 14 at 1, and May 20 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Wilkinson & Rasoh, Nicholas-lane, London.—Fiat dated March 22.

**THOMAS SYMES**, Bridgwater, Somersetshire, scrivener, dealer and chapman, April 20 and May 18 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hornaman; Sols. Trevor, Bridgwater; Stogdon, Southernhay, Exeter; Holme & Co., New-inn, London.—Fiat dated March 29.

**JOHN CARTWRIGHT**, Shrewsbury, Shropshire, iron founder, dealer and chapman, April 13 and May 15 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Wolverhampton; Smith, Birmingham.—Fiat dated March 29.

**JAMES BRYAN WARD**, Birmingham, cheese factor, provision dealer, and caster and roller of metals, April 17 and May 15 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Hiarn, Stafford; James, Birmingham.—Fiat dated March 31.

**MEETINGS.**

**Edw. Seppings**, Cromer, Norfolk, victualler, April 28 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. Filer**, York-road, Kennington-road, Surrey, pawnbroker, April 28 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Jos. Dorey** and **John Hiskins**, Woolwich, Kent, brewers, April 28 at 12, Court of Bankruptcy, London, aud. ac.—**Geo. Sharp** and **Sam. Sharp**, Commercial-road, Lambeth, Surrey, stone masons, April 28 at 12, Court of Bankruptcy, London, aud. ac.—**W. G. Greenwith**, Romsey Extra, Southampton, brewer, April 29 at 11, Court of Bankruptcy, London, aud. ac.—**Lydia Wood** and **Chas. Hen. Wood**, Willow-walk, Bermondsey, Surrey, carpenters, April 29 at 11, Court of Bankruptcy, London, aud. ac.—**Matt. C. Johnstone**, Lamb's Conduit-st., Middlesex, draper, April 29 at 11, Court of Bankruptcy, London, aud. ac.—**Robert Stone**, Petham, Kent, grocer, April 29 at 11, Court of Bankruptcy, London, aud. ac.—**Chas. Hallett** and **Chas. Parker**, Thoraton-st., Dockhead, Bermondsey, Surrey, and Minories, London, linen-draper, April 29 at 11, Court of Bankruptcy, London, aud. ac.—**Fred. Hatch**, St. John's-square, Clerkenwell, Middlesex, iron plate worker, April 28 at 2, Court of Bankruptcy, London, aud. ac.—**Mary Grimes**, Cheltenham, Gloucestershire, saddler, April 27 at 12, District Court of Bankruptcy, Bristol, aud. ac.—**Jonathan Smith**, Gloucester, innkeeper, May 4 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Ebenezer Ha. Durden**, Pitchcomb-mill, Standish, Gloucestershire, manufacturing chemist, May 6 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**John Prior**, Saint Blazey, Cornwall, tailor, April 28 at 11, District Court of Bankruptcy, Exeter, aud. ac.; April 29 at 1, div.—**Peter Allen Hannaford**, Exeter, bookseller, April 28 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**Wm. Handley**, Birmingham, wholesale saddler, May 4 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Dan. Burton** and **John Burton**, Middleton, Lancashire, cotton spinners, April 29 at 12, District Court of Bankruptcy, Manchester, aud. ac.; April 30 at 12, div.—**John Isaac Barber Wright**, Liverpool, druggist, April 27 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—**David Gostick**, Keighley, Yorkshire, grocer, April 28 at 11, District Court of Bankruptcy, Leeds, aud. ac.—**William Bickerton**, Kingston-upon-Hull, timber merchant, April 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and div.—**Wm. Gilpin**, Villiers-st., Strand, Middlesex, army clothier, April 27 at 11, Court of Bankruptcy, London, div.—**John Johnson**, Chelmsford, Essex, grocer, April 27 at 11, Court of Bankruptcy, London, div.—**Jas. Bickerton**, Castle-st., Southwark, Surrey, hat manufacturer, April 27 at half-past 12, Court of Bankruptcy, London, div.—**G. Ashby**, Bishops Stortford, Hertfordshire, tailor, April 28 at 2, Court of Bankruptcy, London, div.—**Jonathan Knight**, Great Melton and Thurgarton, Norfolk, cattle dealer, April 27 at 1, Court of Bankruptcy, London, div.—**Peter Allen Hannaford**, Exeter, bookseller, April 29 at 1, District Court of Bankruptcy, Exeter, div.—**John Isaac Barber Wright**, Liverpool, druggist, April 30 at 12, District Court of Bankruptcy, Liverpool, div.

**CERTIFICATES.**

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**John Storer Flaxman**, Ludgate-st., London, out of business, April 28 at 12, Court of Bankruptcy, London.—**Ed. Asford**, Maddox-st., Bond-st., Middlesex, milliner, April 27 at 1, Court of Bankruptcy, London.—**Frederick Hatch**, St. John's-square, Clerkenwell, Middlesex, iron plate worker, April 28 at 2, Court of Bankruptcy, London.—**Henry Leonard**, Cheltenham, Gloucestershire, ironmonger, May 4 at 1, District Court of Bankruptcy, Bristol.—**Joseph Hall**, Carlisle, Cumberland, victualler, April 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—**John Wm. Hance**, Liverpool, architectural ornament manufacturer, April 28 at 11, District Court of Bankruptcy, Liverpool.—**John Bailey**, Stalybridge, Cheshire, joiner, April 29 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before April 27.

Joseph Hudson, Nottingham, lace manufacturer.—John T. Kent Sloan, Manchester, tavern keeper.—John Taylor, Hollinwood, near Oldham, and Manchester, both in Lancashire, rope manufacturer.—Alexander Thom, High Holborn, Middlesex, oilman.—William Clemenley, Cumberland-place, Old Kent-road, Surrey, floor cloth manufacturer.

#### PARTNERSHIP DISSOLVED.

Samuel Cary & Robert Leonard the younger, Bristol, attornies at law.

#### SCORES SEQUESTRAFFORS.

Robert Henderson Robertson & Co., Dumfries, manufacturers.—Alexander Robson, Dumfries, surgeon, deceased.—William Stewart Donnan, Withorn, draper.—Fairley & Thomson, Glasgow, wholesale ironmongers.—Robt. Thomson & Co., Glasgow, copper merchants.—Thos. Wallace, Wardie, Edinburgh, wright.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

Richard Matthews, Church-place, Paddington-green, Paddington, Middlesex, cabinet pianoforte maker, April 10 at 1, Court of Bankruptcy, London.—Edward Terry, Gosport, Southamptonshire, publican, April 10 at half-past 12, Court of Bankruptcy, London.—John Bayley, Kensington-terrace, Kensington, Middlesex, stationer, April 10 at 11, Court of Bankruptcy, London.—Joseph Hewitt, Loose in the Coosa, Kent, out of business, April 10 at half-past 12, Court of Bankruptcy, London.—Robt. Hasselwood the elder, Fashion-street, Duck-head, Bermondsey, Surrey, out of business, April 22 at 11, Court of Bankruptcy, London.—Wm. Bingham, Tideswell, Derbyshire, auctioneer, April 16 at 12, District Court of Bankruptcy, Manchester.—Thomas Dixon, Stockport, Cheshire, retailer of beer, April 16 at 12, District Court of Bankruptcy, Manchester.—Frederick Bishop, Cheltenham, Gloucestershire, shoemaker, April 29 at 1, District Court of Bankruptcy, Bristol.—Sarah Ann Blatchly, Bath, Somersetshire, spinster, April 27 at 12, District Court of Bankruptcy, Bristol.—Wm. Palmer, Bath, Somersetshire, butcher, April 13 at 11, District Court of Bankruptcy, Bristol.—J. Hardie, Liverpool, victualler, April 13 at 12, District Court of Bankruptcy, Liverpool.—Samuel Wynne, Knockin, Shropshire, out of business, April 13 at 11, District Court of Bankruptcy, Birmingham.—Henry Hewitt, Burlescombe, Devonshire, out of business, April 14 at 11, District Court of Bankruptcy, Exeter.—Wm. Warren, St. Leonard, Devonshire, out of business, April 13 at 11, District Court of Bankruptcy, Exeter.—Roger George Saiton, Birkenshead, Cheshire, building surveyor, April 13 at 12, District Court of Bankruptcy, Liverpool.—Bernard Downey, West Desry, Lancashire, grocer, April 13 at 12, District Court of Bankruptcy, Liverpool.—Thomas Handwick Taylor, Liverpool, out of business, April 13 at 12, District Court of Bankruptcy, Liverpool.

#### Saturday, April 3.

The following Assignees have been appointed. Further Particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

Henry F. Holmes, Providence-place, Canal-road, Mile-end, Middlesex, out of business, No. 58,698 T.; Wm. H. Watkins, assignee.—Thomas Bullwinkle, Windsor-terrace, Canal-road, Mile-end, Middlesex, blood dryer's labourer, No. 58,723 T.; George Frederick Vorweg, assignee.—Harriet Dulton, West-square, Lambeth, Surrey, widow, No. 58,737 T.; Thos. Day, assignee.—Wm. Roberts, Three Colt-street, Limehouse, Middlesex, potato dealer, No. 58,758 T.; Saml. Perkins, assignee.—Thomas Pearce, Pillgrenely, near Newport, Monmouthshire, licensed victualler, No. 67,720 C.; Wm. Cope, assignee.—Michael Barlow the elder, Manchester, assistant to a pork butcher, No. 67,852 C.; Ralph Brindle, assignee.—Benj. Wade, Stibbard, Norfolk, labourer, No. 67,889 C.; G. Wood, assignee.—Wm. Stephenson, Liverpool, coal merchant, No. 67,995 C.; Adolphe Bournot, assignee.—Paul Ribbons, Costessey, Norfolk, labourer, No. 68,013 C.; Thos. Burden, assignee.—Eridget Carney, Liverpool, licensed victualler, No. 68,020 C.; Richard Griffith, assignee.

#### Saturday, April 3.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

#### (On their own Petitions).

Thomas Sims Dean, Diddington-place, Caledonia-road, Islington, Middlesex, dealer in railway shares: in the Debtors Prison for London and Middlesex.—George Odell, Little Friday-st., Cheapside, London, out of business: in the Debtors Prison for London and Middlesex.

#### (On Creditor's Petition).

Eden Jones Creechley, Chandos-street, Covent-garden, Middlesex, gentleman: in the Queen's Prison.

#### (On their own Petitions).

Mary Wise, Chieveley, near Newbury, Berkshire, widow; blacksmith: in the Gaol of Reading.—John Lovegrove, Oxfordshire, castrator: in the Gaol of Oxford.—Rich. Mills, Brighton, Sussex; licensed victualler: in the Gaol of Lewes.—John Francis, Brighton, Sussex, printer: in the Gaol of Lewes.—Daniel Elias, Chorley, Lancashire, assistant to a draper: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, April 21 at 9 a.m.

Geo. Workham, Piagworth-place, Hammer-smith, builders.—Daniel Nightingale, Omega-cottages, Dartford-road, Kent, out of business.—Lewis Levy, Cob's-yard, Petticoat-lane, Middlesex-street, Whitechapel, Middlesex, general dealer.—Wm. Alexander, Parliament-street, Westminster, Middlesex; watchmaker.—Edw. Boyce Templeton, Millman-street, Great James-street, Bedford-row, Holborn, Middlesex, gentleman.—Wm. Wright, Harris's-court, Oxford-street, Middlesex, out of business.

#### MARRIAGES.

Alexander Carroll the younger, April 12 at 1, Peck's Coffee-house, Fleet-street, London, sp. affairs.

#### FRIDAY, APRIL 9. BANKRUPTS.

EDWARD MARKINS, Upper Holloway, Islington, Middlesex, licensed victualler, dealer and chapman, April 16 at half-past 12, and May 21 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Brooks, Great James-st.—Fiat dated April 7.

THOMAS BLACKFORD, Little Wilde-st., Lincoln's-inn-fields, Middlesex, horse hair manufacturer, April 16 at 1, and May 21 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Gooday, South-sq., Gray's-inn.—Fiat dated April 5.

ALEXANDER DANIEL DANGERFIELD, Salisbury-sq., Fleet-st., London, printer and stationer, April 16 at half-past 1, and May 21 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Gray, Great Tower-street, City.—Fiat dated March 31.

JOHN RICHARD DOBSON, St. Thomas's-street, Southwark, Surrey, hop merchant, dealer and chapman, April 20 at 11, and May 18 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Walker, 13, Furaival's-inn.—Fiat dated April 7.

FREDERICK HARDING CAWSTON, Earls Colne, Essex, plumber and glazier, April 17 at 12, and May 18 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Gooday, Gray's-inn.—Fiat dated March 30.

THOMAS CAPPIS, Lynn, Norfolk, dealer in toys, dealer and chapman, April 14 at 11, and May 13 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Goddard, King-street.—Fiat dated March 22.

HENRY WORTHINGTON, Eccleshill, Lancashire, cotton manufacturer, dealer and chapman, April 20 and May 14 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Neville & Ainsworth, Blackburn; Milne & Co., Temple, London.—Fiat dated March 26.

WILLIAM TOWNLEY, Blackburn, Lancashire, cotton spinner and cotton manufacturer, April 22 and May 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hebban; Sols. Sale & Co., Manchester; Neville & Ainsworth, Blackburn; PERRY & Co., Temple, London.—Fiat dated April 5.



**THOMAS BARRACLOUGH**, Skircoat, Halifax, Yorkshire, woollen cloth manufacturer, April 22 and May 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Rudd & Kenny, Halifax; Bond & Barwick, Leeds; Williamson & Co., Great James street, London.—Fiat dated April 1.

## MEETINGS.

*The Tying, Reading, and Basingstoke Railway Company*, New Broad-street, London, April 22 at 11, Court of Bankruptcy, London, last ex. of The Hon. *Francis Henry Fitzhardinge Berkeley*, M.P., *John Barber*, Esq., and *Charles E. Green*, Esq., three of the directors of the said company.—*W. Wiles*, York-row, Kennington-road, Surrey, pawnbroker, April 16 at 12, Court of Bankruptcy, London, last ex.—*John Dailey* and *Alfred Inskip*, Long-lane, Bermondsey, Surrey, leather manufacturers, April 16 at 1, Court of Bankruptcy, London, last ex.—*John Ross*, Enderby, near Leicester, wool-stapler, April 21 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Wm. Burt*, Lisson-grove, New-road, Paddington, Middlesex, boarding-house keeper, April 30 at 11, Court of Bankruptcy, London, aud. ac.—*Jas. Covel Morris*, Curtain-road, Shoreditch, Middlesex, cabinet maker, April 30 at 12, Court of Bankruptcy, London, aud. ac.—*Abraham Daniels*, Alexander-square, Brompton, Middlesex, merchant, April 30 at 12, Court of Bankruptcy, London, aud. ac.—*E. Franchom Davis*, Bristol, ironmonger, May 13 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Wm. Senior*, Sheffield, Yorkshire, hosier, April 30 at 10, District Court of Bankruptcy, Sheffield, aud. ac. and div.—*Henry F. Aldridge*, Liverpool, music seller, April 30 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Marshall* and *Henry Rodgers*, Liverpool, ironfounders, May 3 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; May 4 at 11, div.—*George Stratton*, Chester, hotel keeper, May 3 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 4 at 12, div.—*Thos. Bates* and *John Bates*, Leicester, trimmers, April 30 at 12, Exchange-rooms, Nottingham, aud. ac.—*John Jenks*, Nottingham, lace manufacturer, April 30 at 12, Exchange-rooms, Nottingham, aud. ac.—*Richard Jewesson*, Fenchurch-street, London, merchant, April 30 at 2, Court of Bankruptcy, London, div.—*Joseph James Such*, Bolingbroke-row, Walworth-road, Newington, Surrey, auctioneer, April 30 at half-past 1, Court of Bankruptcy, London, div.—*J. Batt* and *Thomas Batt*, Old Broad-street, London, dealers in silk, April 30 at 11, Court of Bankruptcy, London, fin. div.—*Christopher Blackmore*, Cork-street, Middlesex, tailor, April 30 at 11, Court of Bankruptcy, London, div.—*John Dodgson* and *George Bradbury*, Bishopsgate-st. Without, and Moor-lane, Fore-street, London, ironmongers, April 30 at 11, Court of Bankruptcy, London, div. sep. est. of *John Dodgson*.—*Henry Castle*, Lucas-street, Rotherhithe, Surrey, ship owner, April 30 at 11, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

*Richard Womersley*, Stoney Stratford, Buckinghamshire, hat manufacturer, May 3 at 1, Court of Bankruptcy, London.—*Sam. Cunningham*, Minerva-st., Hackney-road, Middlesex, proprietor of saw mills, May 1 at half-past 12, Court of Bankruptcy, London.—*Wm. Lovell* and *George Woollard Lovell*, Barossa-terrace, Cambridge-heath, Hackney, Middlesex, May 3 at half-past 11, Court of Bankruptcy, London.—*Hes. Hunter*, Old-st., Middlesex, confectioner, April 30 at 12, Court of Bankruptcy, London.—*Abraham Daniels*, Alexander-square, Brompton, Middlesex, merchant, April 30 at 12, Court of Bankruptcy, London.—*John Bagnall*, Birmingham, builder, May 1 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Jeynes*, Longdon, Worcestershire, butcher, May 1 at 11, District Court of Bankruptcy, Birmingham.—*Pierre Calliell*, Manchester, leather dealer, May 3 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before April 30.

*Michael Foster*, Copley, Durham, timber merchant.—*Jos. Graham* the elder, Alnwick, Northumberland, bookseller.—*T. Hulst*, Birmingham, boot seller.—*Ed. Masters Ivens*, Long Itchington, Warwickshire, salesman.—*James King*, jun., Budge-row, London, wholesale tea dealer.—*H. Ward Carr*, Liverpool, stockbroker.

## PARTNERSHIPS DISSOLVED.

*Thomas Hamlin* and *John Isaac Perham*, Redhill, Wington, Somersetshire, attornies and solicitors.—*Ed. Lyne* and *John Tounton* the younger, Liskeard, Cornwall, attornies at law and solicitors.

## SCOTCH SEQUESTRATIONS.

*James Walton*, Glasgow, wright.—*J. and I. Currie*, Dundee, grocers.—*John Lothian & Co.*, Glasgow, merchants.—*Wm. Murdoch*, Glasgow, soap maker.—*Macdonald, Brothers*, Edinburgh, stationers.—*John Stewart*, deceased, Crief, adler.—*Donald Campbell & Co.*, Glasgow, grain merchants.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Smart*, Duke-st., Westminster, Middlesex, grocer, April 22 at 11, Court of Bankruptcy, London.—*J. Quiller*, John-st., Roupel-st., Cornwall-road, Lambeth, Surrey, in no business, April 22 at 11, Court of Bankruptcy, London.—*W. Spencer*, Markham-st., King's-road, Chelsea, Middlesex, one of the third class clerks in the Admiralty-office, Somerset-house, April 21 at 11, Court of Bankruptcy, London.—*Lewrence Vickery*, Great Pulteney-st., Westminster, Middlesex, tailor, April 22 at 11, Court of Bankruptcy, London.—*Wm. Bridgman*, Cambridge, general metal worker, April 22 at 11, Court of Bankruptcy, London.—*Wm. Matthews*, Jewry-st., Aldgate, London, merchant's clerk, April 22 at 12, Court of Bankruptcy, London.—*Joseph Charles Brown*, Great Windmill-st., Haymarket, Middlesex, tailor, April 22 at 12, Court of Bankruptcy, London.—*Anne Maria Yeats*, widow, Elizabeth-terrace, Christchurch, Chelsea, Middlesex, lodging-house keeper, April 22 at 11, Court of Bankruptcy, London.—*R. Harris*, Deal, Kent, cordwainer, April 22 at 11, Court of Bankruptcy, London.—*W. M. Mullen*, William-st., Regent's-park, Middlesex, waiter, April 22 at 12, Court of Bankruptcy, London.—*William Smith*, Derby, plumber, April 30 at 11, Exchange-rooms, Nottingham.—*Hugh Cowburn*, Sheffield, licensed victualler, April 16 at 10, Town-hall, Sheffield.—*Jas. Lavender*, Kidderminster, Worcestershire, carpet weaver, April 17 at 11, District Court of Bankruptcy, Birmingham.—*James Upton*, Sheffield, Yorkshire, tailor, April 16 at 10, Town-hall, Sheffield.—*Noah Sander*, New Basford, Nottinghamshire, bobbin net machine owner, April 16 at 10, Town-hall, Sheffield.—*Joseph Wingfield*, Sheffield, Yorkshire, out of business, April 16 at 10, Town-hall, Sheffield.

Wednesday, April 7.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Hamilton Maxwell*, North-cottage, Hampstead, Middlesex, in no business: in the Queen's Prison.—*J. P. Walsh*, Sloane-street, Chelsea, Middlesex, clerk: in the Debtors Prison for London and Middlesex.—*Abraham Toby*, Tabernacle-walk, Finsbury, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*John Barker Saltwell*, Digby-st., Globe-road, Mile-end, Middlesex, barman to a licensed victualler: in the Debtors Prison for London and Middlesex.—*G. H. Theakston*, Allsop-terrace, New-road, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—*Charles Nash*, Bermondsey-street, Bermondsey, Surrey, out of business: in the Debtors Prison for London and Middlesex.—*John Hooker Williamson*, Water-lane, Blackfriars, London, engraver: in the Debtors Prison for London and Middlesex.—*Benj. Hustwayte*, Hockley-street, Homerton, Hackney, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Elias Solomon*, James-street, Lisson-grove, Middlesex, coffee-house keeper: in the Queen's Prison.—*Samuel Ridgeway*, Hulme, Manchester, joiner: in the Gaol of Lancaster.—*Henry Teed*, Wisbeach St. Peter, Isle of Ely, Cambridgeshire, master mariner: in the Gaol of Cambridge.—*Richard Pike*, Plymouth, Devonshire, victualler: in the Gaol of St. Thomas Apostle.—*John Knott* the younger, Cheriton Fitzpaine, Devonshire, out of business: in the Gaol of St. Thomas Apostle.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Saturday, April 24, at 9.

*Thomas Sloper*, Beaumont-square, Mile-end-road, and St. Ann's-place, Limehouse, Middlesex, auctioneer.—*H. Colwell*

the younger, Horse-shoe-court, Ludgate-hill, London, surgical instrument maker.—*Wm. Fraser*, Montpelier-square, Brompton, Middlesex, barrister at law.

**INSOLVENT DEBTOR'S DIVIDEND.**

*Thomas Williams*, clerk in the check-office, Greenwich-hospital, at Tarsey's, Graham-street, London: 4s. 7d. in the pound (making with former divs. 20s.).

**MEETING.**

*Daniel Morgan*, Newbridge, near Usk, Monmouthshire, licensed victualler, April 30 at 2, Cross Keys Inn, Usk, sp. affairs.

**CLERICAL, MEDICAL, and GENERAL LIFE ASSURANCE SOCIETY.**

**DIRECTORS.**

**JOSEPH MOORE, M.D.,** Chairman.

*George G. Babington, Esq.*  
*John Blackhall, M.D.*  
*Sir B. C. Brodie, Bart., F.R.S.*  
*Rev. Alfred B. Clough, M.A.*  
*Samuel Cooper, Esq.*  
*John R. Cornish, Esq.*  
*Rev. Thomas Dale, M.A.*  
*Thomas Davis, Esq.*

*James Dunlap, M.D.*  
*Rev. Richard Garvey, M.A.*  
*Joseph Henry Green, Esq.*  
*Oliver Hargreave, Esq.*  
*Clement Hux, M.D.*  
*Samuel Merriman, M.D.*  
*Andrew A. Miville, Esq.*  
*Andrew Spottiswoods, Esq.*

In addition to Assurances on Healthy Lives, this Society continues to grant Policies on the Lives of Persons subject to Gout, Asthma, Rupture, and other Diseases, on the payment of a Premium proportioned to the increased Risk. The plan of granting Assurances on *unhealthy* Lives originated with this Office in the beginning of 1824.

Table of Premiums for Assuring £100 on a Healthy Life.

Age.	For 7 Years, at an Annual Payment of			For 14 Years, at an Annual Payment of			Life Rate.		
	£	s.	d.	£	s.	d.	£	s.	d.
20	1	4	1	1	6	1	2	10	4
25	1	7	2	1	9	3	2	16	6
30	1	10	4	1	12	6	3	3	8
35	1	14	8	2	1	0	3	13	0
40	2	3	0	2	13	11	4	7	3
45	3	0	14	3	15	3	5	5	0
50	4	2	3	5	1	3	6	7	2
55	5	16	3	6	10	11	7	16	9

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LONDON, APRIL 17, 1847.

As the county courts are extremely likely to effect a very great revolution in the transaction of the legal business of the country, we shall consider it a part of our duty to observe from time to time upon the mode in which the intention of the statute is attempted to be worked out, by the course of proceeding adopted in them. And first, with regard to a point on which it is most material to the future working of the county courts, that a right view should be taken, viz. the attendance of members of the legal profession. On this, we think, a considerable misapprehension is entertained in the public mind, as to the general intention of the Legislature. It appears to be assumed, that the intention of the 9 & 10 Vict. c. 95, is positively and actively to exclude, as far as possible, the employment of professional men; whereas the intention is, we apprehend, merely to enable the parties, as far as possible, to dispense, if they desire it, with professional assistance; but not to interpose any difficulty in their way if they desire to engage such assistance.

The proceedings which took place on the opening of one of the metropolitan county courts, shew that a difficulty has already arisen in reconciling the interests of these two parties,—those who wish, and those who do not wish, to avail themselves of professional assistance. On the one hand, the professional men claim priority of hearing, on the ground of the injury to them by the loss of their time, if causes are taken in any order which may place them under the necessity of attending, perhaps, for a whole day, upon a cause which, though low in the paper, may be brought on early in the day; or may not come on at all. On the other hand, the parties who exercise their undoubted right to appear in person, contend that they ought not to be postponed for the convenience either of other suitors, or

of counsel or solicitors. The judge, in the case alluded to, expressed no opinion on the claim put forward, but merely stated his willingness to receive any proposals for an arrangement that should be convenient to all parties.

Now, with regard to the claim of the bar and the solicitors to priority of audience, we do not see how it can be sustained. Of course, we throw out of consideration any such idea as that of there being any *right* in either counsel or solicitors, on their own account, to claim precedence in the county courts. In the superior courts, they only claim and exercise such right on the ground of public convenience, and, even if they could, or ought at all to set up any such right, in the absence of legislative provision, it is clear that the 9 & 10 Vict. c. 95, does not, at any rate, recognise it in regard to the county courts. There can be no question that the spirit as well as the letter of the statute, is not to give any advantage to those parties who choose to employ professional men, beyond the advantage of their advice and skill; not, in fact, to lay upon suitors any pressure or inducement tending to make them retain professional assistance, but to leave it entirely to themselves to do so, or not to do so, at their own discretion.

Any regulation, therefore, tending to give to the suitor who engages solicitors or counsel to appear for him, any collateral advantage (which priority of audience undoubtedly would) over the suitor who thinks fit to appear in person, is clearly hostile to the spirit of the act.

On the other hand, if some regulation is not made by which professional men may be assured of the time when the cases they are engaged in will be heard, so that, attending punctually, they may dispose of their business at once, and go; it is quite obvious that no professional man in either branch, of character and ability, will be induced to attend courts ~~regularly~~



amount of professional remuneration is so restricted, that clearly it can only prove an adequate return, if no time is consumed but that which is consumed in disposing of business. To deprive parties in effect, by not providing for this state of things, of their right of appearing by professional men, would be as unjust and as hostile to the spirit of the statute, as an opposite course of proceeding.

But it would, we apprehend, be very practicable to make arrangements which should reconcile these and other conflicting rights, and carry fully into effect the intention of the act. Certain days, or certain portions of a day, in a district where the business is light, might be set apart for particular classes of business. Thus the undefended list might be taken regularly for one or more hours at the sitting of the court, on every day on which it sits. Defended causes, where either party appears in person, might be taken on certain other days, or between certain given hours; and defended causes, in which both parties appear by counsel or solicitors, might be taken on certain other days, or at certain other hours of the day. Some inconveniences might arise from any arrangement depending on classification of business. As, for instance, causes might occasionally be interrupted and stand over to the inconvenience of the parties; or greater delay might be sometimes thus interposed in the hearing of particular causes, than by the system of taking causes in the mere order of their entry. But still if such, or some equivalent, classification of business would not produce perfect inconveniences, and would, we conceive, be at any rate far superior to, and more just than, either the primæval and barbarous arrangement of mere rotation on the plaintiff, or the equally simple, though perhaps more unfair one, of giving precedence to a particular class of suitors; against both of which we protest, as being contrary to the intention of the Legislature, and having regard to the objects of the 9 & 10 Vict. c. 95, likely to work injustice to suitors.

#### OBSERVATIONS ON THE DOCTRINE OF INSANITY, AS APPLIED TO THE CAPACITY TO MAKE A WILL.

A case has lately been decided in the Prerogative Court (*Frere v. Peacock*, 11 Jur. 247) which calls for much observation. We will not at present go so far as to say, that the decision cannot be law, but we will say this, that, if it is law, the law is greatly behind the age, and requires alteration. The case referred to was one of invalidity of a will, on the ground of insanity in the testator. The facts appear to have been rather complicated, and the evidence very voluminous; but the single question of law arising out of all the mass of facts before the Court was this, whether what is now termed *moral insanity*, is such insanity as will avoid a will made by a person under its influence.

The marginal note of the reporter, which very correctly represents the substance of the decision, is this: "Moral insanity or a moral perversion of the feelings, unaccompanied with delusion, does not afford a sufficient ground to invalidate and nullify the acts of one

so affected, if no fraud is practised upon him, and his eccentricity cannot be resolved into intellectual insanity, the test of which is delusion." In the judgment occur these passages:—"I am of opinion that perversion of moral feeling does not constitute unsoundness of mind, so as to render an act performed invalid *per se*. . . . I am of opinion, and I think, bound to declare that opinion, that no insane delusions are proved to have existed in his mind. There is, perhaps, an *unfounded dislike* to his sister and other members of his family, but it is not an insane dislike. It is not founded upon circumstances of the non-existence of which it was impossible in any way to satisfy him, with respect to the conduct of his sister and their relations. . . . I think moral insanity has not been admitted into the courts of this country, to subvert the will of a person who has his intellectual faculties about him, who gives instructions for the preparation of his will in his own handwriting, who has those instructions approved by his solicitor, and executes the instrument in the manner directed, not, however, in the presence of his solicitor, for *he was a man whose mind was not constituted like other persons*, and did not do his business as others generally do; but still, in a manner that by no means infers insanity or unsoundness. The general position I lay down is, that *insane delusion* is a test by which the soundness or unsoundness of mind of a particular individual is to be considered."

So, that the burthen of the judgment is this, that, to establish such insanity as will avoid a will, you must shew that there were *insane delusions* in the mind of the testator.

We are not going to dispute this doctrine; but we say, that, in laying down such a rule, nothing is in fact laid down, because the question remains undisposed of, what is insane delusion? When the Court says, that not moral perversion, but only intellectual perversion, is insanity within the meaning of the law, the doctrine is more intelligible, and more definite; but, with great submission, we contend, that it is also more obviously wrong; and the fallacy we conceive lies in attempting a fundamental distinction between moral and intellectual perversion.

The time has long since passed when men considered the intellect to reside in the brain, and the sentiments in the heart. It is now thoroughly understood that the heart is nothing whatever but a machine, in the nature of a pump, wherewith the blood is circulated through the system, and that whatever may be the mind, as an independent and immaterial power, (as to which we know absolutely nothing), the material organ of the body through which its manifestations of every kind are made, is the brain. Some metaphysicians make, it is true, a distinction between the intellect and the sentiments, as two different departments of the mind, but both are understood to be exhibitions or manifestations of the mind. When, therefore, defining insanity to mean, (as it is defined and understood to mean), a morbid state of what we term the mind, it is said, that perversion of the *intellect* only is insanity; if by the intellect is meant only that faculty of the mind, by which knowledge of the external world is acquired, then we say that the doctrine is not sustainable; because it assumes to com-

fine the functions of the mind, to what is in fact only one branch of its functions. We might, perhaps, go further, and say, that even supposing mind and intellect to be wholly equivalent terms, in other words, supposing that nothing is within the sphere of mental operation but that which is an object of intellect, and that consequently there can be no insanity except where there is a perversion of the intellect or understanding; even then it might be contended that the subjects on which the moral sense exercises itself, are objects of intellect; that to distinguish between moral right and moral wrong; to appreciate (we adopt the very words of Sir Herbert Jenner Fust, ante, p. 252) duly the acts or feelings which influence mankind generally, is as much a matter of intellect or understanding, as to distinguish between gold and silver; to appreciate the value of rights of property; or to understand the signification of legal phrases and instruments. We are all too much in the habit of applying rashly the words, feeling, sentiment, instinct, and so forth; and to talk of a man feeling that such an action is right, in contradistinction to his understanding some piece of material knowledge, forgetful that what we term feeling and instinct, are, so far as we can judge, only the result of very rapid combinations of ideas, generating as a result, an understanding that a particular thing is, or that a particular consequence will follow given acts. But, however this may be, whether the affections and sentiments of mankind are within the sphere of intellect or not, or whether they are a separate class of mental manifestations; thus much is at least now generally believed, that they are of the mind, as much as what is commonly called intellect. How, then, can it be said that moral perversion is not mental perversion? And if it be mental perversion, how can it be said that it is not insanity?

But to turn back to the question of insane delusion, let us consider a little what is meant by insane delusion. The definitions of "insane delusion," to be collected from the cases, are, that it is "some particular erroneous conviction impressed upon the understanding." (See the passages quoted by the Court, ante, p. 250). "It is only a belief of facts which no rational person would believe—that is insane delusion\*." (*Dew v. Clark*, 3 Add. 90).

In *Dew v. Clark*, where the attempt was to shew insanity, by reason of the dislike of the testator to his daughter, the Court said, "She must understand, that no course of harsh treatment, no sudden bursts of violence, no display of unkind, or even unnatural feeling merely, can avail, in proof of her allegation. She can only prove it by making out a case of antipathy clearly resolvable into mental perversion, and plainly indicating that the testator was insane as to her, notwithstanding his general sanity." Now, we might stop to complain of the vagueness of the language used even in this celebrated judgment; because, after all, what the Court says amounts to this, that no amount of manifestation of dislike, unless it amounts to an insane dislike,—an antipathy without any rational foundation,—will suffice to shew insanity; in other words, unless

the antipathy is manifestly insane, it is not a mark of insanity. But we will not dwell upon this defect of the definition, and will take it as it is; and we contend, that, consistently with the doctrine of *Dew v. Clark*, moral perversion is as much an evidence of insanity as intellectual perversion: in other words, that he who continually mistakes a moral duty,—he who manifests the continual existence or absence of a sentiment, under circumstances which would not, with the generality of mankind, produce such a sentiment, or its absence, as the case may be,—falls strictly within the same class as he who believes a fact upon evidence, which would not be evidence of it to the rest of the world. If I contract and manifest a permanent antipathy to my own child, without any assignable cause, it is said that would not, in law, be an insane antipathy. If, without any assignable cause, I continually torture any living creature, again, it would, no doubt, be said, that is not evidence of insanity. Why? Because, it is said, there is no delusion. But, if I hate my own child, because, without any adequate grounds of belief, I believe her to desire and intend my death, that, it is admitted, is insane delusion. So, if I persisted in dissecting living animals, under the belief that they were machinery, and that I was merely taking machinery to pieces, that, again, it would be admitted, is insane delusion. Why? Because, in these cases, as put, there is, in the one case, a belief of a very improbable fact upon evidence which would not induce that belief in the majority of minds; and, in the other, a taking of visible things for that which no one else takes them for. But the only difference between the two classes of cases is, that, in the one, we are dealing with things more visible and palpable than in the other.

If it be recognised, that affection for offspring is a general sentiment of mankind, or that, in the absence of some ground for anger or irritation, it is not natural for men to inflict pain upon other living creatures, then, if we find an individual acting in a manner diametrically opposite to these general convictions, and evincing hatred to his offspring, or cruelty to any other living creatures, without any of those motives without which it is admitted that mankind generally do not do such acts, is it not logical to say, that such an individual is under an insane delusion; in this sense, that he believes in rights, or disbelieves in duties, without any of those motives which would induce in mankind generally such belief or disbelief?

(To be continued).

#### CIRCUITS OF THE COMMISSIONERS FOR THE RELIEF OF INSOLVENT DEBTORS.

SUMMER CIRCUITS, 1847.

WILLIAM JOHN LAW, Esq., Commissioner.

Norfolk, at Norfolk Castle, Tuesday, June 29.

At the City of Norwich, on the same day, instead of Wednesday, 30th June, as heretofore appointed.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—William Pinney, Esq., for the county of Somerset, (Eastern Division), in the room of William Gore Langton, Esq., deceased.

\* This, it may be observed en passant, is reasoning in a circle. It amounts to saying, that insane delusion is the belief of an insane person, which nobody can deny.



## Imperial Parliament.

## HOUSE OF COMMONS.

Tuesday, April 13.

Mr. *Walpole* moved for and obtained leave to bring in a Bill to amend the Law for the Registration of Persons entitled to Vote in the Election of Members to Serve in Parliament for England and Wales, pursuant to the suggestions contained in the report of the committee on votes of electors. The chief purpose of the bill was to prevent the wholesale system of raising objections to voters, and this, it was proposed to do, by giving to all bona fide electors the right of retaining their names on the register, which it was sought to accomplish by the imposition of a heavy penalty on the objector, who without good and probable cause objected to the vote. Another part of the bill would go to take away all objections founded upon mere technical grounds; and another object was, that of facilitating the purification of the electoral lists, by giving to the bona fide objector increased means of effecting that purpose, at the same time that his power should be so restricted as not to admit of his acting vexatiously or injuriously towards the elector.

Mr. *Hume* moved to bring in a bill to establish taxation of costs on private bills in the House of Commons. The bill which he had been requested to propose, was for the purpose of giving to the Speaker of the House the same power as the Lord Chancellor possessed in the Court of Chancery, by which a scale of fees was framed, and an officer appointed to tax the bills of all those who chose to submit to such taxation. The Committee on Private Bills had recommended, as a general rule, that all bills of costs should be necessarily taxed, and that all bills should be taxed before any persons were called on to pay any part of the expenses. The hon. member then cited from the appendix to the report of last sessions various cases to shew how enormous the parliamentary expenses were, and stated, that had all the bills been submitted to taxation, there would have been a very considerable reduction in the amount.

Leave was then given to bring in the bill.

Thursday, April 16.

Mr. *Hume* asked whether, as there was now a vacancy in the office of a Master in Chancery, her Majesty's Government were about to make any alterations according to the plan entertained by the commissioners appointed in 1842, viz. by abolishing the office of Master in Chancery altogether, and by appointing additional judges in each court? He wished to know whether the present vacancy would be filled up, or whether, in consequence of such vacancy, such changes would be made in the Court of Chancery as would be beneficial to the suitors.

Lord *J. Russell* answered, that the Lord Chancellor having turned his deliberate attention to the subject, and having considered that when the Equity Exchequer was abolished an additional Master was appointed, had come to the conclusion that the arrangement of the duties was such that it was not now necessary to appoint a Master in lieu of the one who had recently resigned, and therefore it was not intended by her Majesty's Government to appoint a Master to fill the vacancy which now existed. His Lordship added, with reference to alterations in the Masters' offices, that the subject had engaged the attention of the Lord Chancellor, and he had under his consideration reforms of considerable importance.

## EQUITY CAUSE LISTS, EASTER TERM, 1847.

\*\* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C.* Costs—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

## Court of Chancery.

Before the LORD CHANCELLOR.

## APPEALS.

Att.-General v. Masters and Wardens, &c. of the City of Bristol (Ap) S O G

Black v. Chaytor (Ap) S O  
Johnson v. Reynolds (F D by order) S O  
Watts v. Hyde (Ap) S O

Caton v. Rideout (Ap) S O  
Apperley v. Page (Ap)  
The Co. of Proprietors of the Grand Junction Canal v. Dimes (Ap)  
Jones v. Rose } (Ap)  
Same v. Same }  
Henderson v. Eason (Ap)  
Mason v. Wakeman (Ap)  
Dean of Ely v. Bliss (Ap)  
Cooper v. Webb (Ap)  
Lewis v. Cooper (Ap)  
Perry v. Meddowcroft (9 cau., Ap)  
Blair v. Bromley (Ap)  
Rawlins v. Moss (Ap)  
Dale v. Hamilton (3 Aps)  
Hobson v. Everett (Ap)

Law v. Law (Ap)  
Lanaghan v. Smith (Ap)  
Eversfield v. Troup (Ap)  
Allen v. Knight (Ap)  
Pearce v. Pearce (Ap)  
Dunston v. Paterson (Ap)  
Dobson v. Lyall (Ap)  
Robinson v. Wall (Ap)  
Butlin v. Masters (Ap)  
Westwood v. Slater (4 causes, Ap)  
Dunning v. Hards } (Ap)  
Same v. Same }  
Smith v. Barneby } (2 Aps)  
Winstanley v. Smith }  
Scawin v. Watson (Ap)  
Hodgkinson v. Barrow } (Ap)  
Same v. Jackson }

## Before the VICE-CHANCELLOR OF ENGLAND.

## PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.

Mosley v. Alston (2 Ds, part heard)  
Beale v. Alston (D)  
Garland v. Tanner (E)  
Walsh v. Trevanion (D)  
Jackson v. Ward (D)  
Parker v. Day }  
Same v. Goude }  
Stert v. Cooke  
Hickson v. Smith May 7  
Mapp v. Ellicock } (F D, C)  
Same v. Scott }  
Garratt v. Lancefield } (F D, C)  
Same v. Drake }  
Aney v. Walker (2 causes)  
Ewart v. Phillips (F D, C)  
Woodfall v. Bagster (F D, C)  
Gervis v. Gervis (F D, C)  
Thompson v. Day (F D, C)  
Attorney-Gen. v. Wilson  
Muston v. Bradshaw  
Rawlins v. Berkett (F D, C)  
Lewes v. Lewes  
Harris v. Green (2 causes)  
Ward v. Gardiner (F D, C)  
Sewell v. Murray (4 causes)  
Whitehall v. Sanders (2 caus.)  
Grundry v. Newbold  
Brandon v. Brandon (9 causes, E)  
Johnstone v. Ure  
Thynne v. Tooke  
Attorney-Gen. v. Wright (F D, C)  
Fanson v. Vaughan (F D, C)  
Trafford v. Brooke (E, F D, C)  
Smith v. Bury and Ipswich Railway Co.  
Bayden v. Watson (F D, C)  
Clare v. Clare (2 causes)  
Goodbody v. Shuter  
Harrison v. Andrews (F D, C)  
Monypenny v. Monypenny (F D, C)

Ware v. Rowland (F D, C) }  
Ware v. Wilson (Cause) }  
Wastell v. Lealie (8 causes, E, F D)  
Furnal v. Morgan (F D, C) SA  
Russell v. Hooper (F D, C)  
Rainbow v. Lamb (F D, C)  
Cooke v. Cholmondeley }  
Same v. Moore }  
Sutton v. Clifford (F D, C)  
Hackett v. Clifton (F D, C)  
Clarke v. Melville }  
Same v. Reckards }  
Lassence v. Eager  
Governors of Church Hospital v. Grainger (By order)  
Long v. Bunny (2 causes)  
Perkins v. Ede (F D, C) SA  
Webb v. Webb  
Byrn v. Hay  
Herring v. Hay  
Adams v. Dunn  
Quash v. Roskage (2 causes)  
Cuming v. Bishop  
Bouverie v. Bouverie (F D, C)  
Hiles v. Moore  
Bate v. Bate (F D, C)  
Carpeater v. Bott (E)  
Peed v. Gee  
Munday v. Mills (F D, C)  
Heyne v. Tyler (2 causes)  
Duke of Beaufort v. Morris  
Coffin v. Brind  
Flower v. Gould  
Edwards v. Priestly (F D, C)  
Steward v. Forbes  
Iveson v. James  
Tinsley v. Genese  
Bourne v. Dufaur (F D, C)  
Harmer v. Bartelott SA  
Edmonds v. Goater SA  
Harris v. Thomas (2 causes)  
Jarvis v. Bullas  
Sala v. Macrone (F D, C) SA

## Before the Vice-Chancellor KNIGHT BRUCE.

## CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Sibson v. Edgeworth (2 Ds)  
To fix a day  
Mortimer v. Hartley (E, 2 sets)  
Atkinson v. Glover  
Smith v. Smith (3 causes)  
Bannister v. Ellis April 13  
Kortwright v. M'Queen }  
Same v. Barlow }

Blagrove v. Blagrove }  
Same v. Same }  
Same v. Same }  
Hester v. Russell }  
Same v. Same }  
Climenson v. Hardy  
Coombs v. Brooks  
Ihler v. Davies

Flanckett v. Coningham  
 Thackwell v. Collins  
 Adams v. Abbot  
 Harkinson v. Bridge  
 Glenn v. Whowell  
 Johnson v. Kerahaw  
 Feltham v. Clark  
 Austin v. Dutton  
 Clare v. Clare  
 Same v. Craig  
 Munro v. Lucas  
 Peehll v. Same  
 Same v. Hopegood  
 Same v. Lucas  
 Evans v. Croebie

Bousfield v. Mould (3 causes)  
 April 26  
 Milne v. Macgawran April 23  
 Whitfield v. Lequentre  
 Same v. Warner  
 Same v. Weston  
 Fenton v. Nalder April 13  
 Reeve v. Goodwin  
 Robley v. Ridings April 27  
 Melford v. Ridout  
 Teed v. Carruthers (5 causes,  
 F D) April 27  
 Taylor v. Thomas May 3  
 Arrow v. Mellersh

Barnes v. Hastings (Part hd.)  
 Stourton v. Jerningham To  
 present petition  
 Kendall v. Granger } (F D, C)  
 Same v. Same } SA  
 Same v. Carthew  
 Elderton v. Lock (Part heard)  
 Williams v. Griffiths 3rd C D  
 Counsel v. Ward  
 Perring v. Ward  
 Pooley v. Majoribanks  
 Same v. Walbrook  
 Richardson v. Hastings  
 Wheatley v. Wheatley  
 Kilner v. Leach } (F D, C)  
 Same v. Day  
 Gardler v. Gardler (F D, C)  
 Pattison v. Hawkesworth  
 Plestow v. Cornbloom  
 Fryer v. Andrews  
 Coles v. Forrest  
 Same v. Same  
 Ward v. Same  
 Fortnum v. Shackel  
 Syms v. Lee  
 Corageo v. Lee  
 Corageo v. Vink  
 Judson v. Hawkins  
 Humble v. Fenwick  
 Att.-Gen. v. Wright (F D, C)  
 Att.-Gen. v. Wright (Sup. bill)  
 Att.-Gen. v. Corporation of  
 Leicester (F D, C)  
 Kirtou v. Lyne (F D, C)  
 Gordon v. Abdy (F D, C)  
 Webb v. Earl Shaftesbury  
 Earl Shaftesbury v. Ar-  
 rowsmith  
 Same v. Ponsonby  
 Ponsonby v. Same  
 Same v. Graham  
 Same v. Ponsonby  
 Same v. Same  
 Same v. Lord Kinnaird  
 Same v. Same  
 Same v. Baron de Mauley  
 Same v. Kinnaird (Sup.)  
 Barton v. Mills (F D, C)  
 Skipper v. King  
 Fearenside v. Fearn  
 Same v. Kynaston

Lee v. Lockhart  
 Wild v. Same  
 Lee v. Hardy  
 Wild v. Same  
 Same v. Dawson  
 Same v. Longton  
 Same v. Thexton  
 Dowding v. Bartley  
 Same v. Same  
 Same v. Same  
 Fussell v. Same  
 Same v. Dowding  
 Same v. Bartley  
 Same v. Dowding  
 Lubbock v. Chapman } (F D,  
 Same v. Lubbock } C)  
 Wilkinson v. Charlesworth (F  
 D, C)  
 Smith v. Earl Effingham (F  
 D, C)  
 Same v. Same (Supple.)  
 Bell v. Dunmore  
 Palmer v. Wright  
 Dormay v. Borrodalle (F D,  
 C)  
 Hooper v. Demoon After T. T.  
 Att.-Gen. v. Gilbert  
 Att.-Gen. v. Birmingham  
 School  
 Andrews v. Bousfield  
 Bourne v. Mole  
 Same v. Elkington  
 Same v. Same  
 Att.-Gen. v. Birch (F D, C)  
 Att.-Gen. v. Pretymann (F D,  
 C)  
 Clarke v. Samuel S O, SA  
 Gwynne v. Jones (F D, C)  
 Eastum v. Eastum  
 Buckle v. Eastum } (Re-hear-  
 Buckle v. Buckle } ing)  
 NEW CAUSES.  
 Sheringham v. Leamon } (F  
 Same v. Potter } D,  
 Same v. Stewardson } C)  
 Daubney v. George  
 Att.-Gen. v. Drapers' Co.—  
 Hendrick's Charity (F D,  
 C)  
 Senhouse v. Hall  
 Kirkman v. Booth

Causes transferred from the Master of the Rolls to Vice-Chancellor Knight Bruce, by the Lord Chancellor's Order.

Woodroffe v. Devon  
 Pennell v. Archbutt } (Orig.  
 Pennell v. Same } & sup.)  
 Purton v. Prior (F D, C)  
 Hodges v. Clark  
 Same v. Same  
 Hagbittle v. Hulland  
 Same v. Marchant  
 Morgan v. Parker  
 Reeve v. Frye  
 Jones v. Evans  
 Jones v. Same  
 Davies v. Jones  
 Vincent v. Lane  
 Lancashire v. Lancashire

Barker v. Birch  
 Same v. Birch  
 Wills v. Birch  
 Sagar v. Petty  
 Rees v. Williams  
 Smith v. Smith  
 Scholfield v. Bourdieu  
 Indigent Blind School v. Bird  
 (F D, C)  
 Heming v. Archer (5 causes,  
 F D, C)  
 Kendall v. Davies  
 Ricketts v. Bell  
 Lester v. Archdale  
 Onions v. Blakemore  
 Pettigrove v. Rogers (3 causes)

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Maxwell v. Kebbleshite (2  
 causes)  
 Tolson v. Dykes (3 causes)  
 Att.-Gen. v. Florence (Supp.  
 bill)  
 Menzies v. Demanges  
 Williams v. Teale (3 causes)  
 April 30  
 Thompson v. Maddy  
 Dowle v. Lucy (F D, C)  
 Hicks v. Graham  
 Attorney-Gen. v. Ward  
 Paribeam v. Wickham (Cause,  
 Fta)  
 Monypenny v. Dering (F D,  
 C)  
 Tennant v. Tennant } (E, F D,  
 Same v. Williams } parth.d.)  
 Waddilove v. Taylor } (F D,  
 Same v. Meader } C)  
 Weston v. Filer (5 causes, F D,  
 C)  
 Eric v. Dyson  
 Same v. Bourne

Day v. Wells (F D, C)  
 Shipton v. Rawlins  
 Harding v. Harding  
 Delves v. Rogers  
 Wilkin v. Gardner (F D, C)  
 Moss v. Leigh (3 causes, F D,  
 C)  
 Phillipson v. Gatty  
 Chapman v. Plumby  
 Same v. Steward  
 Meir v. Meir (F D, C)  
 Knight v. Knight  
 Sangster v. Crooks (E, F D)  
 Girdlestone v. Richards (4  
 causes, E)  
 Southcomb v. Bishop of Exeter  
 April 23  
 Williams v. Teale April 26  
 Baker v. Baker  
 Nicholson v. Field  
 Snowiton v. Brooks  
 Moor v. Vardon  
 Same v. Lachlan

Att.-Gen. v. Wright (F D, C)  
 Att.-Gen. v. Wright (Sup. bill)  
 Att.-Gen. v. Corporation of  
 Leicester (F D, C)  
 Kirtou v. Lyne (F D, C)  
 Gordon v. Abdy (F D, C)  
 Webb v. Earl Shaftesbury  
 Earl Shaftesbury v. Ar-  
 rowsmith  
 Same v. Ponsonby  
 Ponsonby v. Same  
 Same v. Graham  
 Same v. Ponsonby  
 Same v. Same  
 Same v. Lord Kinnaird  
 Same v. Same  
 Same v. Baron de Mauley  
 Same v. Kinnaird (Sup.)  
 Barton v. Mills (F D, C)  
 Skipper v. King  
 Fearenside v. Fearn  
 Same v. Kynaston

Rolls Court.

JUDGMENTS.

Att.-Gen. v. Magdalen Col-  
 lege, Oxford  
 Feist v. King's College  
 Alfrey v. Alfrey  
 Alfrey v. Alfrey  
 Dormay v. Borrodalle (E)

A. J. B. Hope v. Hope } (Ptn,  
 A. J. Hope v. Hope } part  
 H. J. Hope v. Hope } hd.)  
 Hele v. Lord Bex- } (E) S O  
 ley } to file  
 Same v. Same } Sup. Bill  
 Churchman v. Capon (F D,  
 C, part heard)  
 Hargrave v. Hargrave (F D,  
 C) Trin. Term  
 Angurand v. Parry (Part hd.)  
 Bagshaw v. Parker } Trin.  
 Same v. Same } Term

PLEAS AND DEMURRERS.  
 Dean of Ely v. Gayford (6 Pla)  
 S O

CAUSES.

Watson v. Potter 3rd C D

London Gazette.

TUESDAY, APRIL 13.

BANKRUPTS.

WILLIAM KNIGHT, Reading, Berkshire, wine merchant,  
 dealer and chapman, April 20 at half past 12, and May 28  
 at 12, Court of Bankruptcy, London: Off. Ass. Pennell:  
 Sols. Clarke, Reading, Berkshire; Holmes, Great James-  
 street, Bedford-row.—Fiat dated April 9.  
 CHARLES STEWART, Little St. James's-st., St. James's,  
 Middlesex, builder, dealer and chapman, April 23 and May  
 28 at 1, Court of Bankruptcy, London: Off. Ass. Pennell;  
 Sol. Angell, Dean's-court, Doctors'-commons.—Fiat dated  
 March 15.  
 THOMAS DENMAN, Quadrant, Regent-st., and Bucking-  
 ham-st., Fitzroy-sq., Middlesex, stone mason, statuary,  
 dealer and chapman, April 20 and June 5 at 11, Court of  
 Bankruptcy, London: Off. Ass. Follett; Sols. Lewis &  
 Lewis, Ely-place, Holborn.—Fiat dated April 9.  
 EDWARD TIBBEY, Frith-st., Soho, Middlesex, diamond  
 merchant, dealer and chapman, April 20 and June 3 at 12,  
 Court of Bankruptcy, London: Off. Ass. Johnson; Sol.  
 Trague, Crown-court, Cheapside.—Fiat dated April 10.  
 HUGH HILL FACEY, Exeter, builder, April 29 at 1, and  
 May 19 at 11, District Court of Bankruptcy, Exeter: Off.  
 Ass. Hirtzell; Sols. Fulford, Exeter; Coode & Co., Bed-  
 ford-row, London.—Fiat dated April 5.

**EDWARD PETTET and WILLIAM NEWTON**, Lancaster-place, Strand, Middlesex, navy agents, commission agents, dealers and chapmen, April 22 at half-past 1, and May 20 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Coote, Bucklersbury.—Fiat dated April 8.

**MARY ELIZABETH BELL**, Finch-lane, Cornhill, London, news-vender, dealer and chapwoman, April 23 at 1, and June 1 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Johnston, 100, Chancery-lane.—Fiat dated April 5.

**RICHARD SMITH**, Kena, Devonshire, butcher and beer-seller, April 21 at 10, and May 18 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzell; Sols. Turner, Exeter; Coward, Lincoln's-inn-fields, London.—Fiat dated April 5.

**JOHN DEARMAN DUNNICLIFF**, Nottingham, lace manufacturer, Exchange-rooms, Nottingham, April 23 and May 21 at 11, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Camm, Nottingham.—Fiat dated April 5.

**PETER FURLONG**, Halifax, Nova Scotia, British North America, and Liverpool, merchant, dealer and chapman, April 27 at 12, and May 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated April 5.

**EDWARD ROGERS**, Everton, Liverpool, licensed victualer, dealer and chapman, April 27 and May 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dewhurst, Liverpool; Johnson & Co., Temple, London.—Fiat dated April 5.

**ROBERT DICKINSON**, Poulton-in-the-Fylde, Lancashire, maltster, spirit merchant, porter dealer, dealer and chapman, April 27 and May 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Liddell, Poulton-in-the-Fylde; Thompson, Liverpool; Appleby, Harpar-street, London.—Fiat dated April 8.

#### MEETINGS.

*Edmund Snowden*, Alton, Southampton, painter, April 24 at 2, Court of Bankruptcy, London, last ex.—*James Peter Wilson*, Clarence-pl., Pentonville, Middlesex, builder, April 30 at 12, Court of Bankruptcy, London, last ex.—*Robert Brown*, Milner-place, Lower Marsh, Lambeth, Surrey, baker, April 24 at half-past 1, Court of Bankruptcy, London, last ex.—*Wm. Parnall*, Blackfriars-road, Surrey, clothier, May 4 at 1, Court of Bankruptcy, London, and ac.—*Michael John Stone*, Abingdon, Berkshire, grocer, May 6 at 1, Court of Bankruptcy, London, and ac.—*Geo. Messenger*, Uxbridge, Middlesex, draper, May 5 at 12, Court of Bankruptcy, London, and ac.—*Aaron Skipton* and *Jos. W. Jenkins*, Small's-mill, Painswick, Gloucestershire, clothiers, May 6 at half-past 11, District Court of Bankruptcy, Bristol, and ac.—*Hugh Bullen*, Liverpool, brewer, May 4 at 12, District Court of Bankruptcy, Liverpool, and ac.; May 7 at 2, div.—*William Halliwell*, Manchester and Lower Darwen, both in Lancashire, cotton manufacturer, May 4 at 11, District Court of Bankruptcy, Manchester, and ac.; May 5 at 11, div.—*Benj. Fenwick*, Newcastle-upon-Tyne, linendraper, May 6 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Aaron Lee*, Gorton and Manchester, manufacturer, May 6 at 12, District Court of Bankruptcy, Manchester, and ac.; May 7 at 12, fin. div.—*Christopher Stephenson*, Colne, Lancashire, worsted manufacturer, May 6 at 12, District Court of Bankruptcy, Manchester, and ac.; May 7 at 12, div.—*John Aspinall*, Manchester, cotton manufacturer, May 6 at 11, District Court of Bankruptcy, Manchester, and ac.; May 7 at 11, div.—*Joseph Cooke*, Greenwich, Kent, stone mason, May 4 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Burt*, Harrow-road, Paddington, Middlesex, lodging-house keeper, May 4 at half-past 11, Court of Bankruptcy, London, div.—*J. Covel Morris*, Curtain-road, Shoreditch, Middlesex, cabinet maker, May 4 at 12, Court of Bankruptcy, London, div.—*George Wood*, New Compton-street, Soho, Middlesex; musical instrument maker, May 5 at 1, Court of Bankruptcy, London, div.—*Charles Andrew* and *W. Bailes*, Compton-street, Clerkenwell, Middlesex, nail warehousemen, May 6 at 2, Court of Bankruptcy, London, div.—*J. Quincey Harris*, Wmchester-place, Southwark, Surrey, hat manufacturer, May 5 at half-past 11, Court of Bankruptcy, London, div.—*George Edward White*, Reading, Berkshire, tailor, May 6 at half-past 12, Court of Bankruptcy, London, div.—

*Lydin Wood* and *Charles Henry Wood*, Willow-walk, Brompton, Surrey, carpenters, May 6 at 12, Court of Bankruptcy, London, div.—*Benjamin Chandler*, Stanmore, Middlesex, ironmonger, May 6 at 1, Court of Bankruptcy, London, div.—*John Andrew Stirton*, Chandos-street, Covent-garden, Middlesex, grocer, May 6 at half-past 1, Court of Bankruptcy, London, div.—*Alfred Birchall*, Manchester, share broker, April 16 at 11, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Edward Bades*, Merton, Surrey, auctioneer, May 6 at half-past 11, Court of Bankruptcy, London.—*Francis H. Burgess*, Northampton-square, Clerkenwell, Middlesex, watch manufacturer, May 4 at half-past 11, Court of Bankruptcy, London.—*Wm. Toms*, Hungerford, Berkshire, brewer, May 6 at 2, Court of Bankruptcy, London.—*Robert Greig* and *Wm. Rawlings*, Maiden-lane, King's-cross, Middlesex, timber merchants, May 5 at half-past 1, Court of Bankruptcy, London.—*Aaron Skipton* and *J. Wm. Jenkins*, Painswick, Gloucestershire, clothiers, May 6 at 11, District Court of Bankruptcy, Bristol.—*Cornelius Joseph Seyer*, Leeds, Yorkshire, baker, May 6 at 10, District Court of Bankruptcy, Leeds.—*Michael Stone*, Bath, Somersetshire, horse dealer, May 6 at 11, District Court of Bankruptcy, Bristol.—*John Aspinall*, Manchester, cotton manufacturer, May 6 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 4.

*Fortunatus Robert Townshend Crisp*, Wellington-street North, Strand, Middlesex, printer.—*John Tuttle*, High-st., Southwark, Surrey, woollen draper.—*Wm. Robert Vaughan*, Bristol, builder.—*Philip James Lumley*, Broad-street-hill, London, druggist.—*Thomas Bailey*, Wolverhampton, Staffordshire, printer.—*Charles Ashby*, Bishop's Stortford, Hertfordshire, tailor.—*Charles Wm. Graham*, King's Arms-yard, Coleman-street, London, merchant.—*Robt. Elliot*, Liverpool, agricultural instrument maker.—*J. Walter Ellis*, Leamington-lane, Cheapside, London, cloth merchant.

#### PARTNERSHIPS DISSOLVED.

*William Russell & Charles Russell*, Leamington Priory, Warwickshire, attorneys and solicitors.—*Joseph Phillips & Edward Francis Slack*, Chippenham, Wiltshire, attorneys and solicitors.

#### SEVERAL SEQUESTRATIONS.

*Moses Buchanan*, Glasgow, miller, deceased.—*J. Lillier*, Tradeston of Glasgow, wright.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Henry Woolcombe*, Bath-terrace, Peckham, Surrey, and Cornhill, London, shipping agent, April 20 at 12, Court of Bankruptcy, London.—*Alfred Watkins*, Ashby-st., St. John-st.-road, Middlesex, watchmaker, April 20 at half-past 11, Court of Bankruptcy, London.—*John Todd*, Reading, Berkshire, inspector to the Great Western Railway Company, April 20 at half-past 11, Court of Bankruptcy, London.—*Marcus Jos. Morton*, Wilton-square, Pentonville, Middlesex, assistant to a civil engineer, April 20 at 11, Court of Bankruptcy, London.—*Wm. Rich. Needham*, Fenton-street, Commercial-road, Middlesex, out of business, April 20 at 11, Court of Bankruptcy, London.—*John Walmesley*, North-place, Gray's-inn-lane, Holborn, Middlesex, artist engraver on wood, April 20 at 11, Court of Bankruptcy, London.—*Geo. Chas. Sherborne*, Margaret-terrace, Paddington, Middlesex, May 6 at 11, Court of Bankruptcy, London.—*Wm. North*, Portsea-place, Cornaught-square, Middlesex, articled clerk to an attorney, May 6 at 11, Court of Bankruptcy, London.—*John James Loughton*, Hatton-garden, Middlesex, in no business, April 29 at 11, Court of Bankruptcy, London.—*Henry King*, Brand-st., Blomford-square, New-road, Middlesex, clerk at Somerset-house, April 29 at 11, Court of Bankruptcy, London.—*Andrew Joseph M'Shane*, Upper George-st., Brynstone-square, Middlesex, out of business, April 16 at half-past 1, Court of Bankruptcy, London.—

Williams, Great Yarmouth, Norfolk, cattle dealer, April 20 at 12, Court of Bankruptcy, London.—*Charles Smith*, Hampton, Middlesex, milkman, April 22 at half-past 12, Court of Bankruptcy, London.—*Hömeser Russell*, Garlick Hill, Thames-st., London, clerk to a steam navigation company, April 22 at half-past 12, Court of Bankruptcy, London.—*Geo. Ratchiff*, Hampton-place, Camden-town, clerk to railway carriers, April 22 at 11, Court of Bankruptcy, London.—*Wm. Webb*, President-st. East, Middlesex, pewterer, April 22 at 11, Court of Bankruptcy, London.—*Michael Hartley* the elder, Blackburn, Lancashire, grocer, April 20 at 12, District Court of Bankruptcy, Manchester.—*J. Truslock*, Choriton-upon-Medlock, within Manchester, grocer, April 22 at 12, District Court of Bankruptcy, Manchester.—*John Ewerthy*, St. George, Somersetshire, out of business, April 19 at 1, District Court of Bankruptcy, Exeter.—*Sam. Groves*, Leppington, Shropshire, land surveyor, April 21 at 1, District Court of Bankruptcy, Birmingham.—*John Ford*, Newcastle-under-Lyne, Staffordshire, greengrocer, April 22 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Thomas*, Newton, Glamorganshire, mason, April 23 at 12, District Court of Bankruptcy, Bristol.—*Patrick Murphy*, Newport, Monmouthshire, hardwareman, April 23 at 11, District Court of Bankruptcy, Bristol.—*Theo. Bayley*, jun., Congleton, Cheshire, coach maker, April 22 at 11, District Court of Bankruptcy, Leeds.—*George Brewer*, Wakefield, Yorkshire, grocer, April 27 at 11, District Court of Bankruptcy, Leeds.—*Thomas Jackson*, Spring-hall, Grewelthorpe, Yorkshire, farmer, April 27 at 11, District Court of Bankruptcy, Leeds.—*John Dunn Bell*, Patrington, in Holderness, Yorkshire, butcher, April 26 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*J. Overend*, New Leeds, near Bradford, Yorkshire, licensed hawker, April 27 at 11, District Court of Bankruptcy, Leeds.—*Jos. Thornton*, Eccleshill, near Bradford, Yorkshire, slater, April 27 at 11, District Court of Bankruptcy, Leeds.—*Wm. Fortune*, Wakefield, Yorkshire, innkeeper, April 27 at 11, District Court of Bankruptcy, Leeds.—*John Blackburn*, Leeds, Yorkshire, out of business, April 27 at 11, District Court of Bankruptcy, Leeds.—*Robert Sudards*, Manningham, Bradford, Yorkshire, wool sorter, April 27 at 11, District Court of Bankruptcy, Leeds.—*W. Charlton*, Huddersfield, Yorkshire, beer retailer, April 27 at 11, District Court of Bankruptcy, Leeds.—*Benj. Homer*, Birmingham, butcher, April 20 at 11, District Court of Bankruptcy, Birmingham.

*Saturday, April 10.*

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*George Topham*, Alfreton, Derbyshire, grocer, No. 68,068 C.; *James Carter* and *Joseph England*, assignees.—*Daniel Dalton*, Manchester, butcher, No. 67,990 C.; *John Bamsby*, assignee.—*John Moss*, Long Eaton, Derbyshire, labourer, No. 67,932 C.; *Thomas Calvert*, assignee.—*Thomas Baker*, Birmingham, bridle bit maker, No. 61,362 C.; *Theo. P. Bretell*, assignee.

*Saturday, April 10.*

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Hart*, Irongate-wharf, Paddington, Middlesex, wheelwright: in the Queen's Prison.—*Nicholas Thorpe*, Ely-street, Kingland, Middlesex, foreman to an outfitter: in the Debtors Prison for London and Middlesex.—*Jos. Wernham*, Houndsditch, London, biscuit baker: in the Debtors Prison for London and Middlesex.—*James Caleb Whittenbury*, Blackheath-hill, Kent, carpenter: in the Queen's Prison.

(On Creditors' Petition).

*Mary Stillwell*, Icknham, near Usbridge, Middlesex, dress maker: in the Queen's Prison.

(On their own Petitions).

*John Whitaker*, Spring-lane, near Colne, Lancashire, out of business: in the Gaol of Lancaster.—*Robert Oldham*, Ash-ton-under-Lyne, Lancashire, surgeon: in the Gaol of Lancaster.—*John Bolton*, Bradford, Yorkshire, out of business: in the Gaol of York.—*John Shedd*, Chalmford, Essex, assistant to a tailor: in the Gaol of Chalmford.—*George Smithson*,

Leeds, Yorkshire, assistant to a linen draper: in the Gaol of York.—*Joseph Hibbert*, Gerrard Rock, West Houghton, Bolton-le-Moors, Lancashire, labourer: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, April 23, at 9.

*John Paul*, Mortimer-street, Cavendish-square, and Great Titchfield-st., Portland-place, Marylebone, Middlesex, house-agent.—*George Elmer*, Tillotson-place, Waterloo-bridge-road, Surrey, newspaper reporter.—*George Odell*, Little Friday-st., Cheapside, London, out of business.—*Charles Bird Boast*, Bromley, Middlesex, manager to the Inorganic Manure Company.—*Edw. Crooks*, Circus-row, Royal-hill, Greenwich, Kent, and Throgmorton-street, London, tailor.

#### INSOLVENT DEBTORS' DIVIDENDS.

*B. W. Ebbart*, Chelsea, Middlesex, retired lieutenant in the East India Company: 2s. 8d. (making 90s.) in the pound.—*Arthur Ryder*, Mare-street, Hackney, Middlesex, general merchant: 2d. and 1-12th of 1d. in the pound.—*Carl. D. Raabe*, Holy-avenue, Camden-town, Middlesex, out of business: 5s. 2½d. in the pound.—*Edward Oliver*, High-street, Kensington, Middlesex, plumber: 2s. 9d. in the pound.—*James Fusell*, Parham, Surrey, licensed victualler: 1s. 1½d. in the pound.—*James Bamford*, Cottage-place, Lower Deptford, Kent, clerk in the Ordnance-office: 4s. 4½d. in the pound.—*George Borrell*, Stoney Stratford, Buckinghamshire, clock maker: 8d. in the pound.—*Thomas Johnson*, Ryde, Isle of Wight, Hampshire, gentleman: 4s. 10½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

#### MISCELLANEOUS.

*Thomas Menlove*, in the Gaol of Shrewsbury, April 22 at 11, Insolvent Debtors Court, Portugal-street, Lincoln's-inn-fields, pr. d.—*John Nicol*, Lime-street, London, shipowner, April 27 at 12, Marten's, 5, Furnival's-inn, London, sp. aff.

#### FRIDAY, APRIL 16.

#### BANKRUPTS.

**ROBERT A. STACE**, Sandgate, Kent, upholsterer, (carrying on business in the name or style of Robert A. Stace), April 23 at 12, and May 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Waller, jun., 24, Finsbury-croft.—Fiat dated April 5.

**HENRY KNIGHT**, Reading, Berkshire, brewer, hop merchant, dealer and chapman, April 23 at half-past 12, and May 28 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Clarke, Reading; Holmes, Great James-st., Bedford-row.—Fiat dated April 9.

**NICHOLAS TEMPERLEY**, King William-street, London, coal merchant, and Newcastle-upon-Tyne, dealer, April 27 at half-past 1, and May 28 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Henderson, Mansell-street, Goodman's-fields.—Fiat dated April 15.

**FRANCIS WILLIAM GERISH**, East-road, City-road, Middlesex, iron founder, April 29 at 11, and June 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sol. Adams, 16, George-st., Mansion-house.—Fiat dated April 14.

**CHARLES ELSTONE**, Gailford, Surrey, linen draper, dealer and chapman, May 3 and June 7 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Jones, Sisleane, Bucklersbury.—Fiat dated April 5.

**MEYER ABRAHAM SECKEL** and **HILLERY JOHN BANERMAN**, Duke-st., Aldgate, London, watch manufacturers, dealers and chapman, (trading under the name, style, and firm of Seckel & Co.), May 1 at 1, and June 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Sydney, Liverpool-street, London.—Fiat dated April 5.

**DAVID HEARD** the elder, Barking, Essex, smack owner, carpenter and builder, dealer and chapman, April 23 at 3, and May 27 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Buchanan, Basinghall-street.—Fiat dated April 13.

**HENRY BUTCHER**, Lambs Conduit-street, Middlesex, poulterer, pork butcher, and cheesemonger, April 23 at 2, and June 1 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Oldknow, Chapel-street, Bedford-row.—Fiat dated April 13.

**GEORGE BERRYMAN**, Staines, Middlesex, licensed victualler, April 27 at 2, and June 1 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Richings, Staines, Middlesex: Stroughill, 7, Coleman-street, London.—Fiat dated April 13.

**ROBERT SWORD**, Newcastle-upon-Tyne, draper, April 26 at 11, and June 3 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Butcher-bank, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated April 9.

**JOHN DAVID SYMES**, Axminster, Devonshire, corn and coal dealer, scrivener, dealer and chapman, April 29 at 1, and May 19 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Keddell & Co., Lime-st., London.—Fiat dated April 5.

**JOHN ELLIS**, Bristol, ale and porter merchant, general dealer, dealer and chapman, April 29 at 12, and May 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Henderson, Bristol; Bishop, Lincoln's-inn-fields.—Fiat dated April 13.

**SARAH JAMES** and **THOMAS HERBERT**, Brynmaur, Llanelly, Breconshire, grocers and general-shop keepers, (carrying on business under the styles and firms of Sarah James & Co., and James & Herbert), April 30 and June 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Leman, Bristol.—Fiat dated April 14.

**ALEXANDER WHITE BATTERSBY**, Liverpool, joiner and builder, April 27 and May 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Tyrer, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated April 8.

**JOHN FEATHERSTONE**, Goolo, Yorkshire, butcher, dealer and chapman, April 27 and May 18 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. England, Howden, Yorkshire; Bond & Barwick, Leeds; Williamson & Co., Great James-street, Bedford-row.—Fiat dated March 30.

#### MEETINGS.

*John P. Davies*, Davies-street, Berkeley-square, Middlesex, apothecary, April 30 at 1, Court of Bankruptcy, London, pr. d.—*Charles Ternan* and *Charles Ternan* the younger, Polygon, Somers'-town, Middlesex, builders, May 1 at 12, Court of Bankruptcy, London, last ex.—*Wm. C. Banks*, Lee, Kent, builder, May 8 at 1, Court of Bankruptcy, London, last ex. and aud. ac.—*J. H. Llewellyn*, Strand, Middlesex, surgeon, May 8 at 12, Court of Bankruptcy, London, last ex.—*Chas. Proctor*, Witham, Essex, wine merchant, May 8 at 11, Court of Bankruptcy, London, last ex., aud. ac., and div.—*Joseph Lord*, Sheffield, Yorkshire, tanner, May 7 at 10, District Court of Bankruptcy, Sheffield, last ex.—*John Parsons*, Medway-street, Horseferry-road, Middlesex, May 7 at 11, Court of Bankruptcy, London, aud. ac.—*J. B. Elworthy*, Bridgwater, Somersetshire, draper, May 7 at 11, Court of Bankruptcy, London, aud. ac.—*Joseph Willis*, Bucklersbury, London, eating-house keeper, May 7 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Quincey*, Old-st., St. Luke's, Middlesex, tin plate worker, May 7 at 11, Court of Bankruptcy, London, aud. ac.—*John Gouilly*, Stangate, Lambeth, and Bankside, Southwark, mast and oar maker, and Fair-st., Horarydown, Surrey, licensed victualler, May 11 at 11, Court of Bankruptcy, London, aud. ac.—*E. Cook*, Dursley, Gloucestershire, tailor, May 7 at 1, District Court of Bankruptcy, Bristol, aud. ac.—*Th. Clarke*, Cheltenham, Gloucestershire, licensed victualler, May 7 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Lewis Jones*, Liverpool, merchant, May 7 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Mau*, Birkenhead, Cheshire, builder, May 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; May 10 at 11, div.—*F. W. Farley*, Liverpool, hatter, May 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*J. Smith*, Liverpool, licensed victualler, May 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; May 11 at 11, fin. div.—*Wm. Watson*, Birkenhead, Cheshire, licensed victualler, May 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Rosetta Ederheim*, Manchester, draper, May 10 at 12, District Court of

Bankruptcy, Manchester, aud. ac.—*Chas. M. Wilkinson*, Ulverston, Lancashire, wine merchant, May 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 11 at 12, div.—*Pierre Calliet*, Manchester, leather dealer, May 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 11 at 12, div.—*Martha Illingworth*, *William Smith*, and *John Wright*, Bradford, Yorkshire, worsted spinners, May 11 at 11, District Court of Bankruptcy, Leeds, aud. ac.; May 13 at 11, div.—*Thomas Lupton* and *Wm. B. Lupton*, Leeds, Yorkshire, flax spinners, May 11 at 11, District Court of Bankruptcy, Leeds, aud. ac.; May 13 at 11, div. sep. est. *T. Lupton*.—*Wm. Parnall*, Blackfriars-road, Surrey, clothier, May 7 at 12, Court of Bankruptcy, London, div.—*Michael John Stone*, Abingdon, Berkshire, grocer, May 10 at 12, Court of Bankruptcy, London, div.—*Moses Jas. Dyke*, Romsey, Hampshire, innkeeper, May 10 at 1, Court of Bankruptcy, London, div.—*Edm. J. Hows*, Elizabeth-place, High-street, Deptford, Kent, china dealer, May 10 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Cooper*, Bury St. Edmund's, Suffolk, hardwareman, May 7 at 12, Court of Bankruptcy, London, fin. div.—*Joseph Gass*, Colchester, Essex, draper, May 8 at 12, Court of Bankruptcy, London, div.—*Thomas Gamage*, King-street, Seven-dials, and *Jas. Mott*, Broad-street, Bloomsbury, Middlesex, cheesemongers, May 7 at 11, Court of Bankruptcy, London, div.—*Saml. Fritchett* and *Joseph P. Oridge*, Charlbury, Oxfordshire, glove manufacturers, May 7 at 12, Court of Bankruptcy, London, fin. div.—*John Boddington*, Manchester, corn dealer, May 7 at half-past 12, Court of Bankruptcy, London, fin. div.—*Wm. Burns*, Rhyll, Flintshire, draper, May 7 at 12, District Court of Bankruptcy, Liverpool, fin. div.—*Benjamin Hornby*, Hoylake, Cheshire, innkeeper, May 7 at 12, District Court of Bankruptcy, Liverpool, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*Mich. J. Stone*, Abingdon, Berkshire, grocer, May 10 at 12, Court of Bankruptcy, London.—*John Gouilly*, Stangate, Lambeth, and Bankside, Southwark, Surrey, mast and oar maker, May 11 at 11, Court of Bankruptcy, London.—*Edwin Cook*, Dursley, Gloucestershire, tailor, May 7 at 1, District Court of Bankruptcy, Bristol.—*Wm. Bookless*, Liverpool, ironfounders, May 7 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Skinner*, Burslem, Staffordshire, licensed victualler, May 11 at half-past 11, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 7.*

*John Terry*, Wych-street, Strand, Middlesex, licensed victualler.—*W. Giles*, Brighton, Sussex, boarding-house keeper.—*Edw. J. Tweed*, Cambridge, victualler.—*James Bickerton*, Castle-street, Southwark, Surrey, hat manufacturer.—*Joseph Rogers*, Bromyard, Herefordshire, scrivener.—*Jas. Alex. T. Mathews*, Great Dover-road, Newington, Surrey, glass merchant.—*Chas. F. Smyrk*, Lavina-grove, Wharf-road, Middlesex, builder.—*Thomas Clarke*, Cheltenham, Gloucestershire, licensed victualler.

#### FIAT ANNULLED.

*John Davis*, Wedmore, Somersetshire, tailor.

#### PARTNERSHIP DISSOLVED.

*Sir Geo. Stephen* and *Benj. W. Hutchinson*, Furnival's-inn, Holborn, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Murdoch MacLaine*, dec., Lochbuy, Argyllshire.—*James M'Comish*, Crief, maltster.—*Thomas Farguhar*, Glasgow, shawl manufacturer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Sam. Dimond*, Seymour-place, Camden-town, Middlesex, fishmonger, April 29 at 12, Court of Bankruptcy, London.—*Wm. Wade*, White-st., Bethnal-green-road, Middlesex, landscape painter, April 29 at 12, Court of Bankruptcy, London.—*Sarah A. Belle*, spinster, East Moulsey, Surrey, grocer, April 29 at 11, Court of Bankruptcy, London.—*Frederick T.*

*Hilditch*, Camera-sq., King's-road, Chelsea, Middlesex, shopman to a hooter, April 29 at 11, Court of Bankruptcy, London.—*Den. B. Billings*, Great Dover-st., Newington, Surrey, out of business, April 29 at 12, Court of Bankruptcy, London.—*Antony Le Jeune*, Red Lion-sq., Middlesex, and Hanover-street, Walworth, Surrey, professor of music, April 29 at 12, Court of Bankruptcy, London.—*Leonard Jones*, Ramsgate, Kent, bookseller, April 21 at 11, Court of Bankruptcy, London.—*Edw. Parr*, Great Marybone-st., Portland-place, Middlesex, clerk in the General Post-office, London, April 28 at 11, Court of Bankruptcy, London.—*Jas. Potter*, Weatherfield, Essex, plumber, April 22 at 1, Court of Bankruptcy, London.—*Jas. D. Lancaster*, Houndsditch, London, hair dresser, April 22 at half-past 11, Court of Bankruptcy, London.—*Wm. J. Hale*, Regent-st., Lambeth-walk, Surrey, not in any business, April 22 at half-past 11, Court of Bankruptcy, London.—*Wm. Bullen*, Salmon's-lane, Limehouse, Middlesex, grocer, April 23 at 1, Court of Bankruptcy, London.—*Geo. Powell*, Lower Belgrave-place, Piccadilly, Middlesex, plumber, April 22 at half-past 12, Court of Bankruptcy, London.—*John Simons*, Camden-wharf, Camden-town, Middlesex, wharfinger, April 22 at half-past 1, Court of Bankruptcy, London.—*Samuel S. Weller*, Chatham, Kent, linen draper, April 22 at 12, Court of Bankruptcy, London.—*Rob. Leebey*, St. Leonard, Devonshire, attorney's clerk, April 28 at 11, District Court of Bankruptcy, Exeter.—*Geo. Langmead*, Dartmouth, Devonshire, clock maker, April 28 at 11, District Court of Bankruptcy, Exeter.—*Wm. Chester* the younger, Sunderland, Durham, publican, May 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jos. Brownlow*, Walton, Lancashire, bricklayer, April 23 at 12, District Court of Bankruptcy, Liverpool.—*Frederick Smith*, Westminster, steward on board the Neath Abbey steamer, April 29 at 11, District Court of Bankruptcy, Bristol.—*John Wm. Evans*, Cheltenham, Gloucestershire, appraiser, May 6 at 1, District Court of Bankruptcy, Bristol.—*John Turner*, Midgley, Halifax, Yorkshire, worsted manufacturer, April 27 at 11, District Court of Bankruptcy, Leeds.—*Des. General*, Calverley, Yorkshire, manufacturer, April 20 at 11, District Court of Bankruptcy, Leeds.—*John Townsend and And. Moulding*, Bradford, Yorkshire, waste and wool dealers, April 20 at 11, District Court of Bankruptcy, Leeds.—*Anthony Clanaan*, Liverpool, out of business, April 22 at 11, District Court of Bankruptcy, Liverpool.—*John Allen*, Leicester, hair dresser, April 23 at 11, Exchange-rooms, Nottingham.—*T. Wrighton*, Birmingham, engraver, April 22 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Gibson*, Huddersfield, Yorkshire, joiner, April 21 at 11, District Court of Bankruptcy, Leeds.—*Thomas Emmott*, Boston, Bramham, Yorkshire, innkeeper, April 20 at 11, District Court of Bankruptcy, Leeds.—*John Moore*, Willaden, Bradford, Yorkshire, shopkeeper, April 20 at 11, District Court of Bankruptcy, Leeds.—*Benjamin Bradley*, Batley, Yorkshire, labourer, April 21 at 11, District Court of Bankruptcy, Leeds.—*Wm. Loomley* the younger, Horsforth, Guiseley, Yorkshire, shoemaker, April 21 at 11, District Court of Bankruptcy, Leeds.—*Betty Wilkinson*, Howarth, Bradford, Yorkshire, innkeeper, April 21 at 11, District Court of Bankruptcy, Leeds.—*Sam. Norwington*, Mirfield, Yorkshire, waterman, April 21 at 11, District Court of Bankruptcy, Leeds.

Wednesday, April 14.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*David Crolls* the younger, John-street, Fitzroy-square, Middlesex, tailor: in the Queen's Prison.—*Wm. Goring*, Frith-street, Soho, and Blenheim-street, Bond-street, Middlesex, tailor: in the Queen's Prison.—*Richard Tomlin*, Gerrard-street, Soho, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*James Hierons*, South Mimms, Barnet, Middlesex, retailer of beer: in the Debtors Prison for London and Middlesex.—*Wm. Henry Smith*, Swansea, Glamorganshire, barrister at law: in the Queen's Prison.—*Thomas Alley*, Cambridge-road, Mile-end, Middlesex, china dealer: in the Debtors Prison for London and Middlesex.—*James Hadlow*, Wellington-street, Camberwell, Surrey, eating-house keeper: in the Gaol of Horsemonger-lane.—*Sam. Diamond Evans*, Buckingham-row, Piccadilly, Middlesex, upholsterer: in the Queen's Prison.

(On Creditor's Petition).

*Mary Stillwell*, Ickenham, near Uxbridge, Middlesex, dress maker: in the Queen's Prison.

(On their own Petitions).

*John Craig*, Green Barn Colliery, Blackrod, near Bolton-le-Moors, Lancashire, coal proprietor: in Lancaster Castle.—*George Henderson*, North Hylton, Durham, farmer: in the Gaol of Durham.—*Wm. Olney*, Northampton, agent to a cement and plaster manufacturer: in the Gaol of Northampton.—*Jonathan Battock*, Farnworth, near Bolton-le-Moors, Lancashire, out of business: in Lancaster Castle.—*Christ. Oates Colley*, Manchester, corn salesman: in Lancaster Castle.—*John Davis*, Portbury, Somersetshire, farmer: in the Gaol of Wilton.—*Thos. Lukins*, Yeovil, Somersetshire, innkeeper: in the Gaol of Wilton.—*Th. Godfrey*, New Ferry, Cheshire, ship broker: in the Gaol of Chester Castle.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, April 30, at 9.

*Thos. Parker*, Keppell-street, Russell-square, and Upper Gower-mews, Torrington-square, Middlesex, plumber.

May 1, at the same hour and place.

*Joseph Smith*, Bury-street, Bevis Marks, St. Mary-axe, London, attorney.—*James Morfaw*, Duke's-mews, Earl-st., Lisson-grove, Middlesex, coachsmith.—*Wm. Horn*, Elm-st., Gray's-inn, Holborn, Middlesex, shoemaker.

Adjourned.

*Rich. Christopher Preston*, Air-street, Piccadilly, Middlesex, out of business.

May 3, at the same hour and place.

*Christopher Dashwood Harrington*, Princes-street, Edgware-road, Middlesex, out of business.—*Abraham Toby*, Tabernacle-walk, Hoxton, Middlesex, baker.—*W. Josiah Cross*, Church-street, Hackney, Middlesex, tailor.—*Henry How*, Cannon-street-road, St. George's in the East, Middlesex, draper.—*Wm. Brown*, Waterloo-road, near Tower-street, Southwark, Surrey, baker.—*Nicholas Thorpe*, Eli-street, Kingland-road, Middlesex, foreman to an outfitter.—*Samuel Powell*, Old Church-st., Edgware-road, Middlesex, coffee-shop keeper.

INSOLVENT DEBTORS' DIVIDENDS.

*Archibald Campbell*, John-street, Cambridge-street, Mile-end-road, Middlesex, lieutenant in the Royal Navy: 4s. 6½d. in the pound.—*Adolphus Cartwright*, Shoe-lane, London, clerk in the Custom-house, London: 1s. 5½d. in the pound.—*John Baber*, Duke-street, Grosvenor-square, Middlesex, hair dresser: 6½d. in the pound.—*Thomas Reid*, Uxbridge-street, Notting-hill, Middlesex, lieutenant on half-pay: 10d. in the pound.—*James Hamilton*, Devonshire-terrace, Stepney, Middlesex, out of business: 4s. in the pound.—*George Lee*, Bloomfield, Lower-road, Deptford, Kent, retired boatswain in the Royal Navy: 8s. 8d. in the pound.—*J. Cookson Kelly*, Litchfield-street, Soho, Middlesex, clerk to an auctioneer: 2s. 9½d. in the pound.—*Ann Field Scoley*, Maise-pond, Southwark, Surrey, lodging-house keeper: 2s. 7½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

*John Marshall*, clerk in the Navy-office, Miller, attorney, 2, Clifford's-inn: 4s. 9d. in the pound, (in addition to former dividends of 7s. 11d. in the pound).

MASTER IN CHANCERY.—The Lord Chancellor has appointed Richard Boughey Monk Lingard, Gent., of Maidstone and Folkestone, in the county of Kent, to be a Master Extraordinary in the high Court of Chancery.

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TURNER, FRANCIS, Esq., Lincoln's Inn.

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# The Jurist

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APRIL 24, 1847.

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\* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
King's Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
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Master of the Rolls' Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act. ....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray's Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MABTT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer .....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, APRIL 24, 1847.

A CASE of some importance to the commercial world has lately been decided by the Court of Exchequer, (*Pott v. Cleg*, ante, 11 Jur. p. 289), to the effect that money deposited with a banker in the usual way by a customer is money lent, and that, therefore, the debt is liable to be barred by the Statute of Limitations, if not acknowledged within six years. As, however, the learned Chief Baron expressed doubt upon this doctrine, the decision may be considered as still open to observation, and it certainly appears to us to be, upon principle, any thing but satisfactory.

The case of *Pott v. Cleg* contained, as almost all cases do in practice, many elements besides the mere question of principle, whether money deposited with a banker is money simply lent, and, therefore, many of the cases cited do not specially affect that consideration. But some of the cases cited to shew that the Statute of Limitations applies to the debt of a banker to his customers, do not, as we humbly submit, shew any such thing. They shew that money lodged with a banker is a debt of some sort, but by no means as a necessary consequence that it is a debt within the statute. *Carr v. Carr*, (1 Mer. 541, notis), was a case of construction of a will, in which the question was, whether, under a bequest of whatever debts might be due to the testator, money at his banker's passed, and it was held that it did; that it was not a mere depositum; that it would support a commission of bankruptcy; that it would not pass by the description of ready money; that, upon these and other grounds, it must be considered as a debt, and must pass by that description.

In *Steech's case* in *Devaynes v. Noble*, (1 Mer. 539), the point was, whether the customer of a firm of bankers, having money in their hands at the death of one of them, did not, by continuing the money in the

hands of the survivors, and drawing upon such survivors, constitute them exclusive depositaries of the monies, and so acquit the estate of the deceased partner; and it was held, that such was not the effect of the customer's conduct. Upon this point the following observations were made by the Court:—"It is supposed that there is a considerable difference between the case of bankers and that of any other partnership, and that it is impossible for the creditors of a banking shop to permit their money to remain in the hands of the surviving partners for such a space as eight months, (indeed, the argument went to eight days, or even to a shorter period), without recognising those surviving to be the depositaries of the balance due, and, therefore, exclusively responsible to make what is called the deposits forthcoming. There is a fallacy in likening the dealings of a banker to the case of a deposit, to which, in legal effect, they have no sort of resemblance. Money paid into a banker's becomes immediately a part of his general assets, and he is merely a debtor for the amount. Therefore, when a man lodges money with a partnership of bankers, he is as much concerned to look to the solvency of each particular partner as if he was lending the money to any other partnership. The money in each case equally ceases to be his the moment he has parted with it, and he has only to trust for the return of it to the solvency of the persons into whose hands it passes; but he has in each case alike the credit and the responsibility of all the partners of the firm. Then, when one partner dies, what is to be inferred from the mere circumstance of allowing the debt upon the banking account to remain uncalled for, in the hands of the surviving partners, beyond what would be inferred from not immediately calling in any debt due by the surviving partners in any other trade, where money had been advanced or lent to that partnership? The security is permitted to stand just as it did, the party

doing nothing to alter it. There is no novatio debiti—no new contract—no relinquishment of the old security, whatever it may, either in law or equity, be defined to be.”

Now, the result of these two cases is merely that a banker is the debtor of his customer in some sense. But so is a trustee of money, the debtor of his cestui qua trust, in some sense; among others, in this—that if he commits a breach of trust, and becomes bankrupt, the cestui qua trust would prove against his estate for the amount of the trust-fund, as a creditor, and no more.

*Foley v. Hill* (1 Phil. 399) is undoubtedly a direct decision against the view that we are taking, for in that case Lord Lyndhurst says, “It is quite clear that a banker is not to be considered a trustee for his customer, in the legal sense of the term.” But it may be observed in this case that, firstly, the cases of *Carr v. Carr* and *Devaynes v. Noble*, on which his Lordship relies, were not discussed in the arguments; and, secondly, that none of the authorities cited contra in *Pott v. Cleg*, were brought before his notice. The remarkable passage in Pothier, (Vol. 2, p. 126), cited in *Pott v. Cleg*, which is a strong authority against *Foley v. Hill*, might, it would appear, from the observations of Rolfe, B., in *Pott v. Cleg*, have materially affected the decision in that case, but that the question could not properly be entertained in the state in which the pleadings placed the case before the Court. In this state of things the authority of *Foley v. Hill* is much weakened, and the question may, perhaps, be considered as quite concluded by authority.

Upon principle, the real question is, not whether the money paid into a banker's is a mere deposit or a debt, for a debt it clearly is of some kind, but whether it is a debt such as will attract the operation of the statute, or whether it is a debt in the nature of a trust debt, or otherwise coupled with some special implied contract, or possessing some unavoidable attributes inconsistent with its being barred by the statute.

The fact, that a banker employs the customer's money, whereas a mere trustee may not, would not shew that the money has become the banker's, as in the case of an ordinary debt. The employment of the money by the banker is of a limited kind, and is not an employment that he makes in his own right as owner, but a limited employment made by virtue of an implied contract, that he shall be paid for his pains and trouble in keeping the money always ready to be paid, by enjoying the interest of it. We confess, that, to us, it appears that the relation of banker and customer is much more like that of principal and agent, as to which it would not be pretended that money received by the agent on account of his principal, would constitute a debt, barrable by lapse of time, though it clearly would form a debt. (*Earl of Hardwicke v. Vernon*, 14 Ves. 504, and see p. 510).

Where money is lent simply, there is an intention to part with the ownership, and there is a complete parting with the ownership; and the money is *always* in theory, and mostly in reality, lent upon the terms of the debtor paying interest to the amount of its actual value. At any rate, the idea of paying to any person the interest of money as a consideration for simply borrowing it, is

quite inconsistent with all established notions of the relation of borrower and lender, debtor and creditor. And herein does consist, in fact, the substantial distinction between the nature of the debt of a banker to his customer, and of an ordinary debtor to his creditor. The banker receives, or is permitted to use, the interest of the money as his own, as a consideration for his safely keeping the money, and being always at a moment's notice ready to pay it; and by the implied terms of the contract, he is clearly not at liberty to expend or use the principal, except merely by safely investing it. On the contrary, the mere debtor pays interest for the use of the principal, which, pending the relation of lender and borrower, he is, by the very terms of the contract, to use for his own purposes.

The same, except *Foley v. Hill*, which, as we have seen, was decided in the absence of very material authorities, only decide that a banker is not a mere depository, so as to exclude the quality of debtor; but they do not decide that he is not a debtor and something more; and we submit, that, looking at the implied contract between banker and customer—looking at the great distinction we have pointed out between a person who borrows money for his own purposes, and a person with whom the owner of money deposits it for safe custody, combined with continual accessibility; and considering, that, in *Pott v. Cleg*, the state of the pleadings shut out of consideration a very important authority, it must be concluded, that, although it is quite clear that a banker is the debtor of his customer, and not a mere depository, it is not so clear that he is not a debtor in the nature of a trustee; and it is, at any rate, very clear that the doctrine of *Foley v. Hill*, and so far as *Pott v. Cleg* supports it, of the latter case, is very inconsistent with the general understanding of men of business as to the relation between banker and customer.

## London Gazette.

TUESDAY, APRIL 20.

### BANKRUPTS.

- HERBERT THOMAS, Carmarthen, Hosiery-draper, dealer and chapman, April 27 at 12, and June 1 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Hardwick & Davidson, Weavers'-hall, Basinghall-street.—Fiat dated April 12.
- CHARLES GOWNDEN, Fore-street, Lambeth, Surrey, boat builder, April 27 at 2, and June 1 at 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Ashby, Shoreditch.—Fiat dated April 17.
- JOHN CHETTLER, Westminster and Chippenham, Wiltshire, linen-draper, dealer and chapman, April 27 at 11, and June 1 at 12, Court of Bankruptcy, London: Off. Ass. Becher; Sol. Jones, Sise-lane, City.—Fiat dated April 13.
- EDWARD TOONE, King-street, Twickenham, Middlesex, tea dealer, grocer, and oilman, dealer and chapman, April 27 at half-past 1, and June 1 at 11, Court of Bankruptcy, London: Off. Ass. Becher; Sols. Donne & Taylor, New Broad-street.—Fiat dated April 16.
- ROBERT WIGHTMAN, Colchester, Essex, draper, dealer and chapman, April 30 and June 12 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Cattlin, Ely-place, Holborn.—Fiat dated April 14.
- WILLIAM BAINBRIDGE, Corrio-place, Old Kent-road, Surrey, and Lombard-street, Chelsea, Middlesex, grocer, dealer and chapman, May 4 at 12, and June 1 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sols. Cox & Co., 14, Sise-lane, City.—Fiat dated April 16.

**ARTHUR BENTLEY**, Bury, Lancashire, ironfounder, machine maker, dealer and chapman, April 30 and May 20 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. T. A. & J. Grundy, Bury, Lancashire; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated April 13.

**MICHAEL McDONNELL**, Liverpool, ship broker, dealer and chapman, April 13 and May 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Dodge, Liverpool; Bridger & Co., London-wall, London.—Fiat dated April 14.

**THOMAS HERBERT**, Bridgwater, Somersetshire, grocer, May 4 and 26 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzell; Sols. Copp, Bridgwater; Terrell, Exeter; Boyle, 17, Clement's-inn, London.—Fiat dated April 15.

#### MISTAKES.

*Jackson Prince*, Clozho, Durham, grocer, April 29 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Samuel Bradley*, Mark-lane, London, corn factor, May 12 at 12, Court of Bankruptcy, London, aud. ac.—*E. Jones Howe*, Elizabeth-place, High-street, Duptford, Kent, china-dealer, April 29 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Shaw*, Gerrard-street, Islington, Southampton-row, Russell-square, and Sloane-street, Chelsea, Middlesex, china dealer, May 12 at 12, Court of Bankruptcy, London, aud. ac.—*Benjamin Dawson*, Boersill, near Rochdale, Lancashire, woollen manufacturer, May 13 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 20 at 11, div.—*Wm. Miller*, Manchester, commission agent, May 13 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 20 at 12, div.—*John Walton*, Ashton-under-Lyne, Lancashire, corn dealer, May 13 at 11, District Court of Bankruptcy, Manchester, aud. ac.—*Henry Charles*, Manchester, commission agent and share broker, May 13 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 14 at 12, div.—*H. Capner*, Ludlow, Shropshire, mercer, May 13 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 20 at 12, div.—*James Hall*, Rochdale, Lancashire, share broker, May 13 at 1, District Court of Bankruptcy, Manchester, aud. ac.; May 20 at 1, div.—*Henry Marsland*, Hazel-grove, within Bowdon, Cheshire, silk throwster, May 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.; May 12 at 12, div.—*Wm. Gribbon*, Leeds, Yorkshire, dealer in glass, May 20 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Richard Gassal*, Ingmanthorpe, Kirk Deighton, Yorkshire, rope dist merchant, May 11 at 11, District Court of Bankruptcy, Leeds, aud. ac. and div.—*Wm. Robinson*, Saddleworth, Yorkshire, cloth merchant, May 11 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Heaton*, Park, near Honley, Almondbury, Yorkshire, clothier, May 11 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Wm. Thompson* and *James Meilie*, Newcastle-upon-Tyne, and *Bonno Ayrea* and *Monte Video*, South America, merchants, May 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac. sep. est. of *Jan. Meilie*.—*Alex. Aug. Mackey* and *Nath. Jas. White Holl*, St. Helen's-place, Bishopgate, London, merchants, May 13 at 11, Court of Bankruptcy, London, div.—*Robert Arthur Fitzhardinge Kingscote*, Sandgate, Kent, merchant, May 13 at half-past 12, Court of Bankruptcy, London, div.—*John Dover*, Three Chranes-wharf, London, merchant, May 13 at half-past 11, Court of Bankruptcy, London, div.—*Paul Asmann* and *John George Christ*, Mark-lane, London, foreign merchants, May 13 at 12, Court of Bankruptcy, London, div.—*Benj. Fenwick*, Newcastle-upon-Tyne, linen draper, May 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Thomas Wallis*, College-st., Chelsea, Middlesex, builder, May 8 at 2, Court of Bankruptcy, London.—*George Park*, Bury-st., Westminster, Middlesex, tailor, May 12 at 12, Court of Bankruptcy, London.—*W. A. Elston*, Bugbrook, Northamptonshire, surgeon, May 14 at 12, Court of Bankruptcy, London.—*Wm. Tho. Kitching*, Albion-terrace, Islington, Middlesex, ship owner, May 14 at 11, Court of Bankruptcy, London.—*Thomas Hawkey*, Moatwearmouth Shore, Durham, ship builder, May 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Pierce*, Liverpool,

builder, May 12 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Brown Fairhurst*, Liverpool, painter, May 11 at 12, District Court of Bankruptcy, Liverpool.—*Nicholas Trevenen Hawke*, Penzance, Cornwall, tea dealer, May 13 at 1, District Court of Bankruptcy, Exeter.—*Robert Hill Ireland*, Nottingham, licensed victualler, May 21 at 11, Exchange-rooms, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 11.

*George Moulton Mabson*, High-st., Whitechapel, Middlesex, potato dealer.—*Daniel White*, Bristol, potter.—*Joseph Wenman*, Birkenhead, Cheshire, wine merchant.—*Edwin Buonaparte Smithis*, Great Dover-road, Newington, Surrey, glass merchant.—*Benj. Louis Meyer Rothschild*, Great Queen-st., Lincoln's-inn-fields, Middlesex, diamond merchant.—*Ed. Smith*, Durdley, Gloucestershire, apothecary.—*Charles Moses Browne*, Newchurch, Isle of Wight, Southampton, schoolmaster.—*George Moseley*, Bakewell, Derbyshire, auctioneer.

#### FIAT ANNULLED.

*Francis Baisler*, Oxford-street, Middlesex, stationer.

#### SCOTCH SEQUESTRATIONS.

*Jas. Robb*, Aberdeen, china merchant.—*English Bitumen Company*, Glasgow, asphalt manufacturers.—*John Taylor*, jun., Dalry, Ayrshire, merchant.—*Francis Macgregor*, Inverness, cabinet maker.—*David Smith*, Cupar-Fife, builder.—*Wm. Blackwood*, Glasgow, bookseller.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James B. Irwin*, Jermyn-street, Middlesex, May 14 at 11, Court of Bankruptcy, London.—*Chas. Rudwick*, Arundel, Sussex, comptroller of the customs, May 6 at 12, Court of Bankruptcy, London.—*Thos. B. Hawes*, High-st., Newington-batts, Surrey, saab maker, May 6 at 11, Court of Bankruptcy, London.—*Thos. Ellingsford*, North Mimms, Hertfordshire, farmer, May 6 at 11, Court of Bankruptcy, London.—*Wm. H. Pitt*, York-pl., Pentonville, Middlesex, engineer, May 6 at half-past 11, Court of Bankruptcy, London.—*Chas. L. Tudor*, Bedfordbury, St. Martin-in-the-Fields, Middlesex, publican, May 6 at half-past 12, Court of Bankruptcy, London.—*Wm. Lockwood*, Well-st., Hackney, Middlesex, schoolmaster, April 29 at 11, Court of Bankruptcy, London.—*R. Allen*, Southsea, Portsea, Southampton, butcher, April 29 at 11, Court of Bankruptcy, London.—*Bartholomew H. Harnis*, Coppers-lane, Deptford, Kent, manure dealer, April 29 at 1, Court of Bankruptcy, London.—*Jos. Sharp*, Great Bedford, Bedfordshire, dealer in hardware, April 29 at 1, Court of Bankruptcy, London.—*Thomas Burden*, Jewin-cressent, Aldersgate-st., London, ironmonger, April 29 at 1, Court of Bankruptcy, London.—*Chas. W. Raggell*, Bray, near Maidenhead, Berkshire, gentleman, April 27 at 12, Court of Bankruptcy, London.—*Francis Foster*, Ovenden-cross, Halifax, Yorkshire, tea dealer, April 27 at 11, District Court of Bankruptcy, Leeds.—*Wm. H. Schofield*, Hunslet, Yorkshire, baker, April 27 at 11, District Court of Bankruptcy, Leeds.—*John Noble*, Huddersfield, Yorkshire, tailor, April 27 at 11, District Court of Bankruptcy, Leeds.—*James Shaw*, Midgley, Halifax, Yorkshire, weaver, April 27 at 12, District Court of Bankruptcy, Leeds.—*George Scott*, Bradford, Yorkshire, mechanic, April 27 at 11, District Court of Bankruptcy, Leeds.—*Geo. Elton*, Midford, Bradford, Wiltshire, wood merchant, April 30 at 12, District Court of Bankruptcy, Bristol.—*Chas. Ingram*, Wick St. Lawrence, near Weston-super-Mare, Somersetshire, boot maker, April 30 at 11, District Court of Bankruptcy, Bristol.—*Rich. Umpleby*, Leeds, Yorkshire, tailor, May 4 at 11, District Court of Bankruptcy, Leeds.—*Wm. I. Shaw*, Leeds, Yorkshire, warehouseman, May 4 at 11, District Court of Bankruptcy, Leeds.—*Wm. Haigh*, Almondbury, Yorkshire, shoemaker, May 4 at 11, District Court of Bankruptcy, Leeds.—*Frances Church*, Bristol, out of business, April 27 at 12, District Court of Bankruptcy, Bristol.—*Wm. Branson*, Whitwick, Leicestershire, grocer, April 30 at 11, Exchange-rooms, Nottingham.—*Ralph Waterhouse*, Stockport, Cheshire, upholsterer, April 27 at 12, District Court of Bankruptcy, Manchester.—*Amos Henshall*, Stockport, Cheshire, out of business, April

29 at 12, District Court of Bankruptcy, Manchester.—*George Moss*, Liverpool, bedstead maker, April 29 at 11, District Court of Bankruptcy, Liverpool.—*John Dinwoodie*, Chester, butcher, April 27 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Turner*, Appledore, Devonshire, master mariner, April 29 at 1, District Court of Bankruptcy, Exeter.—*Arthur Bartlett*, Devonport, Devonshire, following no occupation, May 4 at 11, District Court of Bankruptcy, Exeter.—*Thomas Walker*, Kingston-upon-Hull, out of business, May 5 at 10, District Court of Bankruptcy, Kingston-upon-Hull.

Saturday, April 17.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*W. Arthur*, St. Neot's, Cornwall, farmer, No. 12,023 T.; *G. Mere*, assignee.—*H. Turner*, Romford, Essex, grocer, No. 58,189 T.; *Wm. T. Grove*, assignee.—*A. Groat*, Dorset-st., Portman-square, Middlesex, baker, No. 58,765 T.; *Thomas Dives* and *H. H. Wetton*, assignees.—*Henry. H. Player*, Queen-street, Golden-sq., Middlesex, gentleman, No. 48,772 T.; *Joseph Bobb*, assignee.—*Samuel Oakes*, Alsaeger, near Sandbach, Cheshire, butcher, No. 67,842 C.; *Geo. Timmis*, assignee.—*Henry Ashcraft*, Everton, near Liverpool, marble mason, No. 67,994 C.; *Robt. F. Beeston*, assignee.—*Joseph Oakett* the younger, Fenstanton, Huntingdonshire, shoemaker, No. 68,007 C.; *John Arthur Hopkins*, assignee.—*Thomas Alcock*, Devonport, Devonshire, plumber, No. 68,074 C.; *J. Stock*, assignee.—*W. H. T. Galpin*, Chiswell, Portland, Dorsetshire, butcher, No. 68,081 C.; *Robert Dominy*, assignee.—*George Barratt*, Eccleshall, Staffordshire, baker, No. 68,090 C.; *Chas. Barratt*, assignee.

Saturday, April 17.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*James Smith*, Aylesbury-street, Clerkenwell, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*John Mayo*, Wyndham-road, Camberwell, Surrey, carpenter: in the Gaol of Surrey.—*A. R. Piquet*, Richmond-buildings, Dean-street, Soho, Middlesex, watch case maker: in the Debtors Prison for London and Middlesex.—*Benj. P. H. Webb*, Arnold's-paragon, Francis-street, Walworth, Surrey, in no business: in the Debtors Prison for London and Middlesex.—*James Henry Blake*, Bury St. Edmund's, Suffolk, attorney at law: in the Queen's Prison.—*John L. Dugdale*, Holywell street, Strand, Middlesex, bookseller: in the Debtors Prison for London and Middlesex.—*Jas. Spencer*, Bradford, Yorkshire, shopkeeper: in York Castle.—*Geo. Green*, Alfreton, Derbyshire, coke dealer: in the Gaol of Derby.—*John M. Beckett*, Birmingham, out of business: in the Gaol of Coventry.—*Lawrence Ward*, Kneassal, near Ollerton, Nottinghamshire, retail beerseller: in the Gaol of Radford Peverel.—*T. Holliday*, Little Horton, near Bradford, and Southgate, Bradford, Yorkshire, joiner: in York Castle.—*J. Knight*, Horton, near Bradford, and Wakefield-road, Bradford, Yorkshire, general provision dealer: in York Castle.—*John F. Burcher*, Brighton, Sussex, printer: in the Gaol of Lewes.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, May 5, at 9.

*Elias Solomon*, Great James-street, Huston-grove, Middlesex, coffee-house keeper.—*Benjamin Huswayne*, Homerton, Hackney, Middlesex, bricklayer.—*W. Hurt*, Irongate-wharf, Paddington, Middlesex, wheelwright.—*Richard Tomlin*, Gerard-street, Soho, Middlesex, out of business.

FRIDAY, APRIL 23.

BANKRUPTS.

*WILLIAM TOWNLEY*, Little James-st., Bedford-row, St. Andrew, Holborn, Middlesex, coach maker, dealer and chapman, April 30 and June 4 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Buchanan, Basinghall-street.—Fiat dated April 22.

*HENRY FRANCIS HOOLE*, High-st., Southwark, Surrey, grocer and tea dealer, April 30 and June 4 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Roberts, Temple-chambers, Fleet-st.—Fiat dated April 30.

*ROBERT TATE*, Regent-st., Middlesex, silversmith and jeweller, April 29 at half-past 12, and June 4 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Hockley, Essex; Fawcett, 44, Jewin-st., Aldergrate.—Fiat dated April 21.

*CHARLES BROOKS*, Vine-yard, Lant-st., Surrey, carman and brick dealer, dealer and chapman, April 28 at 1, and June 4 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Kempster, Kennington-lane, Surrey.—Fiat dated April 21.

*RICHARD PEAKE*, New-park, Bury, Hertfordshire, farmer and cattle salesman, April 28 at half past 1, and May 27 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Ivimey, Chancery-lane.—Fiat dated April 20.

*WILLIAM SHUKER*, Salisbury, Wiltshire, licensed victualler, May 4 at 12, and June 9 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Jones, 9, Quality-court, Chancery-lane.—Fiat dated April 21.

*MARY ELIZABETH BELL*, widow, and *JAMES BELL*, Finch-lane, Cornhill, London, news venders and news and advertising agents, dealers and chapwoman and chapman, (carrying on business at Finch-lane as news venders and news and advertising agents, dealers and chapwoman and chapman, in copartnership, under the style or firm of Bell & Son), May 4 at 1, and June 9 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Depree, 8, Lawrence-lane, Cheap-side.—Fiat dated April 16.

*WILLIAM WALKER*, Beresford-square, Woolwich, Kent, grocer and cheese-monger, dealer and chapman, May 1 at 1, and June 12 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Buchanan, 8, Basinghall-st.—Fiat dated April 23.

*THOMAS OAKES*, Walsall, Staffordshire, wine and spirit dealer, dealer and chapman, May 6 and June 10 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Markelew, Walsall.—Fiat dated April 20.

*JAMES LONGMORE WILKS*, Worcester, tailor and draper, dealer and chapman, May 6 and June 10 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Jones, Worcester; Smith, Birmingham.—Fiat dated April 10.

*MICHAEL M'DONNELL*, Liverpool, ship broker, dealer and chapman, April 30 and May 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Dodge, Liverpool; Bridger & Co., London-wall, London.—Fiat dated April 14.

*JOHN JONES*, Llangefni, Anglesea, North Wales, grocer, provision dealer and draper, dealer and chapman, May 7 and June 8 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated April 19.

*RALPH PICKSTONE*, Hulme, Manchester, grocer and provision dealer, dealer and chapman, May 5 and 31 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Fogg, Manchester; Wathen, 18, Basinghall-street, London.—Fiat dated April 17.

*JOSEPH SHEPHERD* and *BENJAMIN SHEPHERD*, Exeter, wine and spirit merchants, May 6 and June 15 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Sanders & Kitson, Exeter; Gale, Basinghall-st., London.—Fiat dated April 19.

*WILLIAM BRADLEY* the elder, Kirkby Lonsdale, Westmoreland, innkeeper, dealer and chapman, April 30 at 12, and June 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Greggs, Kirkby Lonsdale, Westmoreland; Bates & Dees, Newcastle-upon-Tyne; Gregory & Co., Bedford-row, London.—Fiat dated April 10.

*JAMES LEE*, Four Oaks, near Sutton Coldfield, Warwickshire, cabinet case maker, dealer and chapman, April 29 and May 29 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Suckling, Birmingham; Chilton & Co., Chancery-lane, London.—Fiat dated April 16.

MEETINGS.

*Lewis Reis*, *Jas. Power*, and *Gustavus Konig*, Fenchurch-st., London, and Wandsworth, Surrey, merchants, May 4 at half-past 1, Court of Bankruptcy, London, pr. d.—*J. Slough*, Twickenham, Middlesex, baker, May 5 at 1, Court of Bank-

rruptcy, London, last ex.—*Henry Booth and Jas. Booth*, Houghton, and *Thos. Booth*, Denton, Lancashire, hat manufacturers, May 1 at 12, District Court of Bankruptcy, Manchester, last ex.—*George Wilson*, Lindley, Huddersfield, Yorkshire, woollen cloth manufacturer, May 20 at 10, District Court of Bankruptcy, Leeds, last ex.—*Chas. Ternan and C. Ternan*, jun., Polygon, Somers-town, Middlesex, builders, May 17 at 11, Court of Bankruptcy, London, and. ac. and div.—*Owen Richards*, Fleet-st., London, law stationer, May 17 at 11, Court of Bankruptcy, London, and. ac.—*John Ed. Spicer and Cornelius Poulton*, Alton, Hampshire, paper manufacturers, May 17 at 11, Court of Bankruptcy, London, and. ac.—*Henry Andrews*, Angel-place, Islington, Middlesex, plumber, May 17 at 11, Court of Bankruptcy, London, and. ac.—*Thos. Hammond Flaks*, Portsmouth, Hampshire, ironmonger, May 17 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Cleversley*, Cumberland-place, Old Kent-rd., Surrey, Moor cloth manufacturer, May 17 at 11, Court of Bankruptcy, London, and. ac.—*Jas. Livingston and Thos. Brittain*, Manchester, plumbers, May 20 at 11, District Court of Bankruptcy, Manchester, and. ac.; May 21 at 11, *fin. div.*—*Fred. Lane Homer*, Manchester, merchant, May 20 at 12, District Court of Bankruptcy, Manchester, and. ac.; May 21 at 12, *div.*—*Matthew Burton and Benj. Shaen*, Bewick, and Miles Platting, within Manchester, cotton spinners, May 17 at 12, District Court of Bankruptcy, Manchester, and. ac.; May 18 at 11, *div.*—*R. E. Huntley*, Newcastle-upon-Tyne, wine merchant, May 14 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*J. Hall*, Carlisle, Cumberland, victualler, May 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*J. Gillender*, Sunderland, Durham, ironmonger, May 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*S. Bentley*, Birkenhead, Cheshire, innkeeper, May 14 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*John Wilkinson*, Liverpool, fruiterer, May 14 at 11, District Court of Bankruptcy, Liverpool, and. ac.; May 18 at 11, *div.*—*Wm. Owen*, Liverpool, boot maker, May 14 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Ed. Davies*, King's-mills, Wrexham, Denbighshire, miller, May 14 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Thos. Norton*, Birmingham, builder, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*John Weatherby Phipson*, Selby-hall, Northfield, Worcestershire, dealer in metals, May 18 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*J. Deanes*, Tunstall, Wolstanton, Staffordshire, joiner, May 18 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*John Clarke, Rich. Mitchell, Jos. Philips, and Thos. Smith*, Leicester, bankers, May 14 at 12, Exchange-rooms, Nottingham, and. ac.; May 21 at 12, *fin. div. sep. est. of John Clarke and Jos. Philips*.—*Anthony Birch*, Birmingham, grocer, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.; May 18 at half-past 12, *div.*—*T. Hitchcock*, Alrewas, Staffordshire, worsted manufacturer, May 15 at 12, District Court of Bankruptcy, Birmingham, and. ac.; May 18 at half-past 12, *div.*—*Chas. Phillips and Wm. Parsons*, Broseley, Shropshire, iron master, May 15 at 12, District Court of Bankruptcy, Birmingham, and. ac. *sep. est. of Wm. Parsons*.—*Ed. Steane Harley*, Birmingham, grocer, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.; May 18 at 12, *div.*—*Jesse Prime*, Finney-green, Keele, Staffordshire, maltster, May 15 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*T. Norton*, Birmingham, builder, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*J. Ward*, Birmingham, dealer in glass, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*J. Green*, Birmingham, ramrod maker, May 15 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*E. Philpot*, Ludlow, Shropshire, timber dealer, May 15 at 12, District Court of Bankruptcy, Birmingham, and. ac. and *div.*—*Francis William Seerie*, Upper Gloucester-place, Chelsea, Middlesex, cheesemonger, May 17 at half-past 11, Court of Bankruptcy, London, *div.*—*George Graham, Thos. Adams, and Michael Boyle Macfarlane*, Cheapside, London, calico printers, May 17 at 11, Court of Bankruptcy, London, *div.*—*John Gouley*, Stangate, Lambeth, and Bankside, Southwark, both in Surrey, mast maker, and Horslydown, Surrey, licensed victualler, May 17 at 1, Court of Bankruptcy, London, *div.*—*Edward Davies*, King's-mills, Wrexham, Denbighshire, miller, May 18 at 11, District Court of Bankruptcy, Liverpool, *div.*

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Edmund Streeves*, Brighton, Sussex, victualler, May 14 at 2, Court of Bankruptcy, London.—*Henry Harris*, Champion-grove, Camberwell, and Cole-street, Dover-road, Newington, Surrey, hide salesman, May 14 at half-past 11, Court of Bankruptcy, London.—*Thos. C. Baylis*, Gloucester-place, Old Kent-road, and Crown-row, Walworth-road, Surrey, grocer, May 14 at 1, Court of Bankruptcy, London.—*Henry Brewer*, Great Waltham, near Chelmsford, Essex, draper, May 15 at 1, Court of Bankruptcy, London.—*John Dailey*, Long-lane, Bermondsey, Surrey, leather manufacturer, May 19 at 1, Court of Bankruptcy, London.—*Samuel Sharp*, Commercial-road, Lambeth, Surrey, stonemason, May 11 at 11, Court of Bankruptcy, London.—*John Thomas*, Cwmbach, Aberdare, Glamorganshire, builder, May 14 at 12, District Court of Bankruptcy, Bristol.—*Solomon Marks*, Cardiff, Glamorganshire, clock maker, May 18 at 11, District Court of Bankruptcy, Bristol.—*Nicholas Broad*, Bristol, tea dealer, May 14 at 11, District Court of Bankruptcy, Bristol.—*J. Forber*, Liverpool, watchmaker, May 14 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Gibson*, Birmingham, share broker, May 15 at 12, District Court of Bankruptcy, Birmingham.—*John Bramall*, Ashton-under-Lyne, Lancashire, grocer, May 17 at 12, District Court of Bankruptcy, Manchester.—*John Halstead*, Radcliffe, near Manchester, cotton manufacturer, May 14 at 12, District Court of Bankruptcy, Manchester.—*John Neworthy*, Manchester, stock broker, May 14 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 14.

*John Plews*, Store-street, Bedford-square, Middlesex, timber merchant.—*John Hill*, Queen-street, Hammersmith, Middlesex, licensed victualler.—*John Prior*, St. Blazey, Cornwall, tailor.—*John Dixon Perry*, Manchester, share broker.—*Wm. H. Cox*, College-wharf, Belvidere-road, Lambeth, Surrey, barge builder.—*Nathaniel Thompson*, Liverpool, factor.—*J. Johnson*, Chelmsford, Essex, grocer.—*W. Grossmith*, Portsmouth, Southampton, baker.—*Joseph Thomas Hopkins*, Vanbrugh-house, Blackheath, Kent, boarding-house keeper.—*John Bond and Edward Morgan*, Oxford-street, Middlesex, shawl manufacturers.

## PARTNERSHIPS DISSOLVED.

*William Gee, John Dohede Taylor, and Joseph Fairman*, Bishop's Stortford, Hertfordshire, solicitors and attorneys at law.—*Edw. Chas. Ryley and Stanley Harris*, Chipping Barnet, Hertfordshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Robt. K. Ross*, Glasgow, writer.—*J. Macintyre*, Dunoon, innkeeper.—*Alexander Robertson*, Balnacassie, near Ellon, cattle dealer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James Heaton* the younger, Kingston-upon-Hull, Lincolnshire, painter, May 12 at 11, Tenney's, Kingston-upon-Hull.—*Alexander Stephens*, Ryde, Isle of Wight, Hampshire, builder, May 8 at 11, Cole & Russell's, Ryde.—*E. Haines*, Upper Ebury-street, Fimlico, Middlesex, grocer, April 29 at 1, Court of Bankruptcy, London.—*Wm. Hardy*, Russia-lane, Bethnal-green, Middlesex, beer-house keeper, April 29 at 1, Court of Bankruptcy, London.—*Wm. S. Richards*, Liverpool-street, King's-cross, Middlesex, corn dealer, May 5 at 11, Court of Bankruptcy, London.—*Wm. Manning*, Great Tufton-street, Dean's-yard, Westminster, Middlesex, watchman, May 5 at 11, Court of Bankruptcy, London.—*Amey Johnston*, Great Russell-street, Bloomsbury, Middlesex, widow, milliner, May 6 at 11, Court of Bankruptcy, London.—*Henry Dixon*, Charter-house-street, West Smithfield, London, trunk maker, May 6 at 1, Court of Bankruptcy, London.—*Wm. Brook*, Hatherleigh, Devonshire, dealer in tea, May 4 at 11, District Court of Bankruptcy, Exeter.—*Wm. Mayler*, Liverpool, clerk to an attorney, April 29 at 12, District Court of Bankruptcy, Liverpool.—*Thomas Hemsham*, Burton, near Neston, Cheshire, licensed victualler, April 29 at

12, District Court of Bankruptcy, Liverpool.—*Nicholas Twite*, Liverpool, salesman to a wholesale poultryer, May 7 at 12, District Court of Bankruptcy, Liverpool.—*James Horton*, Birmingham, locksmith; May 1 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Pottier*, Stearport, Wrexham-shire, livery-stable keeper, May 1 at 11, District Court of Bankruptcy, Birmingham.—*George Randall*, Leeds, Yorkshire, coach-proprietor, April 27 at 11, District Court of Bankruptcy, Leeds.—*James Newman*, Bulwell, Nottinghamshire, framework knitter, April 30 at 10, District Court of Bankruptcy, Leeds.

Wednesday, April 21.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

*Edward Philip Harding*, Trinity-street, Southwark, Surrey, out of business; in the Queen's Prison.—*Rich. Drogan Lewen*, Clerkenwell-cloze, Middlesex, coffee merchant: in the Debtors Prison for London and Middlesex.—*John Solomon*, Minorie, London, out of business: in the Debtors Prison for London and Middlesex.—*Thomas Knight*, South Molton-street, Oxford-street, Middlesex, meat salesman: in the Debtors Prison for London and Middlesex.—*John Peggus*, Robert-street, North Brixton, Surrey, carpenter: in the Gaol of Surrey.—*Thomas Macey*, Bircham-lane, Cornhill, London, watch maker: in the Debtors Prison for London and Middlesex.—*John Squires Skinner*, North-street, Edgeware-road, Middlesex, commercial traveller: in the Debtors Prison for London and Middlesex.—*John Lloyd Curvell*, Winchester, hair dresser: in the Gaol of Winchester.—*James Cowgill*, Habergham Leaves, near Burnley, Lancashire, coal miner: in the Gaol of Lancaster.—*James Hillman*, Ashed, Aston, nigh Birmingham, tin plate manufacturer: in the Gaol of Coventry.—*John O'Byrne*, Hulme, Manchester, overlooker in a silk power loom manufactory: in the Gaol of Lancaster.—*Newland Rudwick*, Lewes, Sussex, licensed victualler: in the Gaol of Lewes.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Saturday, May 8, at 9.

*Charles Tyrwhitt*, Brompton-square, Brompton, Middlesex, out of business.—*John Gouley*, the younger, Penton-place, Bagnigge-wells-road, Clerkenwell, Middlesex, licensed retailer of beer.—*Sam. Diamond Evans*, Buckingham-place, Pimlico, Middlesex, cabinet maker.—*Thomas Bayly Smith*, Blythe-cottage, Blythe-lane, Hammer-smith, Middlesex, out of business.—*John Barrier*, Blizard-place, Fulham-road, Chelsea, Middlesex, working jeweller.—*Wm. Grove*, Kingland-road, Middlesex, licensed victualler.

May 10, at the same hour and place.

*Mary Atkins*, widow, Deptford-bridge, Deptford, Kent, out of business.—*Mary Stillwell*, spinster, Hillingdon, near Uxbridge, Middlesex, barwoman.—*David Collins* the younger, John-street, Fitzroy-square, Middlesex, tailor.—*J. Forbes*, Camden-grove, Peckham, Surrey, carpenter.—*James Hierons*, South Minns, Barnet, Middlesex, retailer of beer.—*William George Smith*, Fitzroy-place, Southwark-bridge-road, Surrey, out of business.

INSOLVENT DEBTORS' DIVIDENDS.

*Thos. Innocent*, High-street, Shadwell, Middlesex, grocer: 1s. in the pound.—*Henry Turner*, Romford, Essex, grocer: 1s. 4½d. in the pound.—*Wm. Berkeley Lloyd*, King David-lane, Shadwell, Middlesex, grocer: 1s. 8d. in the pound.—*H. John O'Callaghan*, Great James-street, Lisson-grove, Paddington, Middlesex, lieutenant in the Royal Navy on half-pay: 10s. 8½d. in the pound.—*Thomas Akers*, Ipswich, Suffolk, lieutenant in the Royal Navy on half-pay: 7s. 6d. in the pound.—*John Widdrington Whinfield*, Vauxhall-pl., South Lambeth-road, Surrey, civil engineer: 1s. 7½d. in the pound.—*Ch. Lancaster Baker*, Upper East Smithfield, Middlesex, chemist: 9½d. in the pound.—*Alfred Jeacocke*, Little Britain, London, milliner: 1s. 5½d. in the pound.

Apply at the Provisional Assignees's Office, Portugal-street, Lincoln's-inn-fields, between the houses of 10 and 1.

MEWING.

*Morgan Jones*, Coedhowell, Derynack, Brecon, farmer, May 10 at 11, Court-house, Portugal-street, Lincoln's-inn-fields, London, pr. d.

MASTER IN CHANCERY.—The Lord Chancellor has appointed John Henry Mackenzie, Gent., of Teignmouth, Devonshire, to be a Master Extraordinary in the high Court of Chancery.

The Right Hon. Sir Thomas Wilde, Bart., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Charles Chalk, Gent., of Brixthelmsstone, Sussex, to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the county of Sussex.

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	£.	s.	d.	£.	s.	d.			
30	1	4	1	1	6	1	2	10	4
35	1	7	2	1	9	3	2	10	6
40	1	10	4	1	12	6	3	9	9
45	1	14	8	2	1	0	3	13	0
50	2	3	0	2	13	11	4	7	3
55	3	0	14	3	13	3	5	6	0
60	4	2	3	5	1	3	6	7	3
65	5	16	3	6	10	11	7	16	3

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# The Jurist

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LONDON, MAY 1, 1847.

A case involving a point of some interest, as regards medical jurisprudence, occurred at the last Liverpool Assizes. The facts were as follow:—

Elizabeth Johnson was charged with the wilful murder of her husband, by administering arsenic. The deceased, who, at the time of his death, was in the forty-second year of his age, was described as being a very healthy man, and, as one of the witnesses said, had never been known to suffer a day's illness in his life. After partaking of supper on the evening of Thursday, the 26th November, he was seized with vomiting, and complained of severe thirst, and of pain in the bowels, together with heat in the throat. Having remained in a very weak condition for some days, he died on the 3rd December. On the 4th December, the day after his death, a post mortem examination was made by a surgeon, who at the trial described the viscera as being generally healthy, that the internal surface of the stomach was highly injected; the same appearances were presented throughout the alimentary canal; the lips were excoriated, the gullet and bladder much inflamed, and the lungs of an unusually red or scarlet colour. The surgeon stated that these appearances might arise from any irritant cause, but he had never met with them as the result of natural causes, and that arsenic would, in his opinion, produce such symptoms. The witness also stated that he thought arsenic was in the body. The other medical man, who attended the examination, upon subjecting the intestines to Reinsch's test, obtained a slight film on the copper, but so slight that he could not say what it was.

Thus, the medical evidence, up to this period, remained in a very unsatisfactory state. However, the body, after having lain for some period in the ground, was, in consequence of some facts that transpired in

the interim, exhumed in the early part of March, when a large portion of the internal parts of the stomach and the heart was subjected to Marsh's test. The result was a metallic deposit on a piece of cold porcelain, which was found to be discharged by the action of chloride of lime. By another process a yellow precipitate was produced.

From these appearances the medical men concluded, that there was arsenic in the body, but not sufficient to have produced death. According to the evidence of one gentleman, the matter tested did not amount to the one thousandth part of a grain. It was proved in evidence, first, that the prisoner purchased arsenic; secondly, that she had been heard to express threats against her husband; thirdly, that, both by Marsh's and Reinsch's tests, arsenic was found in the body.

Under these circumstances, we should not have been surprised had the jury returned a verdict against the prisoner, although the quantity of arsenic found might not have been sufficient to cause death, inasmuch as the deceased might have got rid of a portion of it by the violent vomiting which preceded his death. Much reliance, however, was placed upon the smallness of the quantity found; and, in addition to this, the learned judge, in summing up, suggested, that, as it was well known that arsenic was contained in many substances, and might be extracted therefrom, there was a possibility that, during the interval between the first and second exhumation of the body, owing to the grave where the body was placed containing a great deal of water, (as appeared in evidence), the poison discovered might be attributed to this cause.

We confess we are inclined to think this a strange theory, and one approaching very near to the circumstances endeavoured to be established in the case of Tawell, in which apple pips were suggested as the medium of arsenic, and cause of death. In the prin-

cial case, however, to which we are alluding, the suggestion was more successful, and the jury acquitted the prisoner.

### ON THE WRIT OF MANDAMUS.

(Continued from p. 83).

To justices at sessions for the county of Middlesex to award compensation to the sheriff in lieu of gaol fees, under the stat. 55 Geo. 3, c. 50, s. 10, the Court holding that they had jurisdiction by the act to do so. (*Reg. v. The Justices of Middlesex*, 3 B. & Ad. 100). To allow a person, on behalf of the rate payers, to inspect and take copies of the last two county rates, and of all orders of sessions made for the expenditure of the same, and other documents relating thereto. (*Reg. v. The Justices of Leicester*, 4 B. & C. 891; S. C., 7 D. & R. 370; but see *Reg. v. The Justices of Staffordshire*, 6 Adol. & Ell. 84, and *Reg. v. The Justices of Nottingham*, 3 Id. 500, semb. contr.). It seems that, previous to granting the writ, an application for inspection must be made to the justices assembled at quarter sessions, or the rate will be refused. To make up a record of the proceedings upon an indictment in order to enable a defendant to plead autrefois convict to another indictment for the same offence. (*Reg. v. The Justices of Middlesex*, 5 B. & Adol. 1113). To allow the costs of maintenance upon an appeal against an order of removal under the 9 Geo. 1, c. 7, s. 9. (*Reg. v. The Justices of Monmouthshire*, 12 Law Journ., N. S., M. C., 126). Where an order of filiation was applied for against the putative father of a bastard child, and the application was resisted in limine, on the ground, that, by a local act of Parliament, certain persons were incorporated for the management of the poor, and that the application should have been made by them, and not by the churchwardens and overseers; the Court of quarter sessions, being of that opinion, made no order of filiation, but refused to order that the costs of the alleged putative father should be paid by the churchwardens and overseers. The Court, however, considered that the churchwardens and overseers were liable to pay these costs, and granted a mandamus to compel the Court of quarter sessions to make an order for their payment. (*Reg. v. The Recorder of Exeter*, 13 Law Journ., N. S., M. C., 7). Such application and dismissal is a sufficient hearing of the application within 4 & 5 Will. 4, c. 76, s. 73. (Ib.)

If justices at sessions reject an application in the exercise of the discretion vested in them by the Legislature, the Court of Queen's Bench will not interfere; but if they reject it on the ground that they had no power to grant, the Court will interfere so far as to set the jurisdiction of the magistrates in motion. (Per Lord Ellenborough, C. J., 14 East, 397; *Reg. v. The Justices of the West Riding of Yorkshire*, 1 New Sess. Cas. 247). Therefore the Court will compel them by mandamus to receive or hear an appeal or other matter of complaint within their jurisdiction. And where a father and son were removed by two several orders of removal, and the parish officers agreed that the settlement of the son should follow the father, to save the expense of a separate appeal, in consequence of which an appeal was entered against the order removing the father only; and, after the sessions had quashed the order for the removal of the father, the respondent parish refusing to take back the son, the appellants applied, at the following sessions, to enter and try the appeal, which the Court of quarter sessions refused on application; the Court granted a mandamus to the sessions to enter continuances, and determine the appeal against the order removing the son, though, at a subsequent session to that holden after the order of removal was made, saying, that, as the appellants were prepared to enter their appeal at the proper time, and which was

rendered unnecessary by the agreement of the respondents, it was but reasonable that they should grant the application. (*Reg. v. The Justices of Wiltshire*, 1 East, 683; *Reg. v. The Justices of Leicester*, E., 23 Geo. 3, cited in last case; and see *Reg. v. The Justices of Buckinghamshire*, 3 East, 342, and *Reg. v. The Justices of Devonshire*, Cald. 32, accord.: *Reg. v. The Commissioners of Dean Inclosure*, 2 M. & S. 80; but see *Reg. v. The Justices of Worcestershire*, 9 D. & Ry. 210). So, a mandamus lies to the justices to receive and adjourn an appeal made to the next sessions after an order of removal, the sessions having dismissed it, on the ground that no notice had been given to the respondents. (*Reg. v. The Justices of Staffordshire*, 7 East, 549; *Reg. v. The Justices of Wiltshire*, 10 East, 404). And where it appeared that an order of removal was made on Tuesday the 8th July, but not served till the following Saturday, and that the sessions were held on the Tuesday following, and lasted four days, the parish omitting to appeal at the July sessions, the justices refused to receive the appeal at Michaelmas, on the ground that it was not entered at the sessions next after the making and service of the order as required by the statute; the Court granted the mandamus, holding, that, although the statute required the appeal to be made to the next quarter sessions, it must, nevertheless, mean the next practicable sessions, and that the parish officers were entitled to a reasonable time to make inquiries, in order that they might judge as to the expediency of appealing. (*Reg. v. The Justices of Essex*, 1 B. & Ald. 210; S. P., *Reg. v. The Justices of Flintshire*, 7 T. R. 200; *Reg. v. Hendon*, 2 D. & R. 249; *Reg. v. The Justices of Cornwall*, 6 Adol. & Ell. 894; *Reg. v. The Justices of Herefordshire*, 8 Dowl. P. C. 638; see also, *Reg. v. The Justices of the North Riding of Yorkshire*, 3 T. R. 150; *Reg. v. The Justices of Gloucestershire*, Doug. 182; *Reg. v. The Justices of the East Riding of Yorkshire*, Id. 183; *Reg. v. The Justices of Surrey*, 1 M. & S. 479; *Reg. v. The Justices of London*, 15 East, 632; *Reg. v. The Justices of Carmarthen*, 4 B. & Ald. 291; *Reg. v. The Justices of Dorsetshire*, 15 East, 200; *Reg. v. The Justices of Sussex*, Id. 208; *Reg. v. St. Giles*, 11 Mod. 259; *Reg. v. Coods*, 1 Bott, pl. 290; *Reg. v. Atkins*, 4 T. R. 12; *Reg. v. The Justices of Devonshire*, 2 Bott, pl. 961; Cald. 32, S. C.). So where an order of removal was made and executed on the 11th January, and the sessions commenced on the 12th, and lasted fourteen days, when they were adjourned to the 2nd February, which lasted one day, and again adjourned to the 1st March, which lasted two days; it appeared by the practice of the sessions appeals against orders of removal might have been lodged at any time during the sessions, or at the adjournment next after making the order; the appellants gave due notice and entered their appeal at the Easter sessions, but the justices refused to hear it, on the ground that it should have been entered at the preceding sessions, the Court however granted a mandamus commanding them to hear it. Ellenborough, C. J., said, "the statute does not contemplate the continuance of the sessions. It enacts, that the party may appeal 'to the next quarter sessions,' without adding 'or some adjournment thereof.' It takes the holding of the sessions as the point of time to which it refers the appeal; and the sessions are always considered in law as one day, whatever period they may by accidental causes be extended. The appellant parish ought to have a reasonable time allowed for considering whether they will appeal or not. We think the interim between the 11th and 12th January was not a reasonable time for that purpose." (*Reg. v. The Justices of Surrey*, 1 M. & S. 479). So, where the sessions refused to hear an appeal against an order of filiation under 49 Geo. 3, c. 68, s. 5, on the ground that no notice of appeal had been given, and would not admit evidence of a parol notice, alleging that notice ought to

have been in writing, the Court upon application granted a mandamus, commanding the justices to enter continuances and hear the appeal, holding, that, as the statute did not require the notice of appeal to be in writing, the parol notice was sufficient. (*Reg. v. The Justices of Salop*, 4 B. & Ald. 626; see also, *Reg. v. The Justices of Carmarthenshire*, Id. 563; see 8 & 9 Vict. c. 10, s. 3; 7 & 8 Vict. c. 101, s. 4). So, where a rate was published on the 28th October, and the next general quarter sessions were on the 29th of the same month, an appeal against it was entered at the next general quarter sessions following, which were held on the 11th January, the Court refused to hear the appeal, because it had not been entered at a general session which had intervened between these two quarter sessions. On application, however, a mandamus was granted to enter continuances and hear the appeal, holding that the appellant was not bound to enter it at the intervening general sessions, and that it had been lodged in time. (*Reg. v. The Justices of London*, 15 East, 632; *Reg. v. The Justices of Surrey*, ubi sup.). So, where an order was made for the removal of a pauper by two justices of a borough, which was a county of itself, to a parish without the borough, and the magistrates of the borough held only general sessions twice a year, and not quarter sessions, upon appeal to the next sessions, which were the general and not the quarter sessions, the magistrates refused leave to lodge the appeal; the Court, however, on application, granted a mandamus to the magistrates of the borough to hear the appeal, holding that where an appeal is given to the sessions of a town, which is a county of itself, it must be made to the general sessions, and that the magistrates were empowered to determine all matters within the borough, which, according to law, belonged to the office of justices of the peace in their quarter sessions. (*Reg. v. The Justices of Carmarthen*, 4 M. & S. 291). Where an order of removal was served on the 8th April, and the sessions were holden on the 15th, and, by the practice of the sessions, eight clear days' notice of appeal was required; notice of the intention to try the appeal was given for the July sessions, but the Court of quarter sessions refused to hear the appeal, on the ground that it ought to have been entered and respited at the April sessions; but the Court held, that the entry for the mere purpose of adjournment was an useless act, which only occasioned expense, and was, therefore, unnecessary; and that it was sufficient to enter it at the sessions at which the party, by his notice, was bound to try it; they therefore granted a mandamus to enter continuances, and hear the appeal. (*Reg. v. The Justices of Devon*, 8 B. & C. 640, n.; and see *Reg. v. The Justices of Southampton*, Id. 641, n., and *Reg. v. The Justices of Kent*, Id. 639, accord.). So, where an appeal against an order of removal was entered at the January sessions, and respited till the April sessions, and, before the April sessions, fifteen days' notice of trial was given, the Court of quarter sessions required, by a rule, that, whenever an appeal against an order of removal was entered and respited, notice should be given within a month to the officers of the removing parish; no such notice having been given, the justices refused to hear the appeal: however, upon application, the Court of King's Bench granted a mandamus to enter continuances and hear the appeal. Denman, C. J., said, "The Court of quarter sessions are to say whether reasonable notice of appeal has been given; they are to judge what notice is reasonable, but they have no right to require any other notice than the one required by the Legislature. Here they have attempted to require a notice of the entry and respite of the appeal." (*Reg. v. The Justices of Norfolk*, 5 B. & Adol. 950; *Reg. v. The Justices of Montgomeryshire*, 14 Law Journ., M. C., 142; S. C., 9 Jur. 927). So, where an appeal was entered at the July sessions, and respited

till the following October sessions, the justices refused to hear it, because it appeared, that, by the practice of the sessions, fourteen days' notice of appeal was to be given, exclusive of the day of notice and the day of holding the sessions, one day being reckoned inclusive; the notice was one day too late; the Court of King's Bench, however, upon application, granted a mandamus, and at the same time stated, that, under the circumstances, justice would be most satisfactorily administered by ordering the justices to enter continuances and hear the appeal. (*Reg. v. The Justices of Lancashire*, 7 B. & C. 601; see *Reg. v. The Justices of Buckinghamshire*, 3 East, 342; *Reg. v. The Justices of Wiltshire*, 10 East, 404; but see *Ex parte Beck*, 3 B. & Adol. 704). Where, after an order of removal made and executed, and notice of appeal given, the removing parish abandoned the order, and obtained a supersedeas under the hands and seals of the removing justices, and served it upon the overseers of the appellant parish. At the next sessions the appeal was called on, and the respondents objected to its being heard, on the ground of the order having been superseded, the Court conceiving, that, as no order was in existence, they had no jurisdiction, and refused to entertain the appeal. Upon application, the Court of Queen's Bench granted a mandamus to enter continuances and hear the appeal, saying, that, as the appeal had been regularly entered in due course, and stood for hearing, the justices had no power to put an end to the order in the manner they had done. (*Reg. v. The Justices of Middlesex*, 9 Law Journ., M. C., 59; see *Reg. v. The Justices of Cambridge*, 2 Adol. & Ell. 370; *Reg. v. The Justices of Norfolk*, 5 B. & Ald. 484). And so, where the notice of appeal had been served on Sunday, it appearing, that, if the appellants had deferred the service another day, they would have been too late, the Court of King's Bench granted a mandamus to the justices in sessions to receive and hear the appeal. (*Reg. v. The Justices of Huntingdonshire*, Cald. 283; vide stat. 29 Car. 2, c. 7, s. 6, which enacts, that no writ, process, warrant, order, &c. shall be served or executed on the Lord's day, and that the service shall be void; also *Reg. v. The Justices of Middlesex*, 2 Dow., N. S., 723; *Reg. v. The Inhabitants of Whitmarsh*, 7 B. & C. 601).

(To be continued).

#### EXCHEQUER CHAMBER.—APRIL 27, 1847.

In Easter Vacation the Court will sit, in error from the Queen's Bench only, on Monday the 10th of May, and the three next following days.

Error from the Queen's Bench.

FOR JUDGMENT.

Jones v. Robin		The St. Katherine Dock Co.
Hooper v. Lane		v. Higgs
Campbell v. The Queen		

FOR ARGUMENT.

Gregory v. The Queen, on the prosecution of the Duke of Brunswick—Indictment.  
 The Mayor, &c. of Sandwich v. The Queen—Mandamus.  
 Lindsay v. Leigh.  
 Bullivant v. Gillett.  
 The Queen, on the prosecution of Everard, v. The Trustees for the River Welland—Mandamus.  
 Sydsærf v. The Queen—Indictment.  
 Samo Day v. The Queen—Indictment.  
 Paynter v. The Queen, on the prosecution of the Churchwardens, &c. of St. Mary, Putney—Mandamus.  
 M'Gouran v. Girdlestone.  
 Sturt v. Blagg.  
 Whitaker v. Harrold.  
 Ford v. Beech.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Henry Neate, Devizes, Wiltshire; Benjamin Gartside, Manchester.

## COURT OF QUEEN'S BENCH.

April 30.—The Court refused a rule for a New Trial in the following cases, moved in the early part of this term:—

Atkinson v. Horridge.	Brewer v. Jackson.
Alexander v. Laidley.	Smith v. Ridd.
Fry v. Chapman.	Charlton v. Burton.
Simonds v. Bassey.	Bowers v. Nixon.
Addison v. Sawyer.	Hawkins v. Enderby.
Protheroe v. Jones.	Harrison v. Turner.
Boulter v. Gale.	

We are requested by Messrs. N. Stevens, Fearon, & Gosling, of No. 1, Gray's-inn-square, to state that an error is made in the Law List just issued in describing Mr. Thomas Brook Bridges Stevens, of 23, Bolton-street, Piccadilly, and of Tamworth, as a member of their firm, with which he is not in any manner connected.

## London Gazettes.

TUESDAY, APRIL 27.

## BANKRUPTS.

**JOSEPH WOOLCOMBE and HENRY WOOLCOMBE**, (carrying on business under the style and firm of Woolcombe & Co.), Cornhill, London, shipping agents, brokers, and auctioneers, dealers and chapmen, May 4 at 11, and June 8 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Burrell, White Hart-court, Lombard-street.—Fiat dated April 23.

**RICHARD BUTCHER** the younger, Epsom, Surrey, painter, glazier, and paper hanger, May 3 at 2, and June 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Benson, Aylesbury; Branscomb, Wine-office-court, Fleet-st.—Fiat dated April 22.

**JOHN DAVEY LANGMEAD**, Judd-street, Middlesex, draper, dealer and chapman, May 6 at 2, and June 7 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Parker, St. Paul's Church-yard.—Fiat dated April 17.

**JOHN POWELL and DAVID POWELL**, Woolwich, Kent, linen drapers, dealers and chapmen, May 6 at half-past 12, and June 9 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. George, Villiers-street, Strand.—Fiat dated April 23.

**FRANCIS MACKIE**, Southampton-row, Russell-sq., Middlesex, tailor, May 5 at half-past 12, and June 9 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Reed & Langford, Friday-street, Cheapside.—Fiat dated April 23.

**JOHN PETTEPHER**, Rochester-road, Camden-town, Middlesex, builder, May 12 at 1, and June 16 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Blake, 79, Blackfriars-road.—Fiat dated April 26.

**JACQUES LOUIS BOURDON and PETER JOSEPH MEUGENS**, Finch-st., Whitechapel, Middlesex, sugar refiners, May 7 at half-past 12, and June 9 at half-past 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Phillips & Son, Lawrence Pountney-lane, Cannon-street.—Fiat dated April 9.

**GEORGE BARNARD**, High Wycombe, Buckinghamshire, grocer, May 7 at 1, and June 9 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Tucker & Co., Sun-chambers, Threadneedle-st.—Fiat dated April 20.

**PETER FRANCIS ADRIAN VANDER VYVER**, Crutched-friars, London, merchant and agent, dealer and chapman, (trading by and under the name and style and firm of Peter Francis Adrian Vander Vyver, and afterwards under the name, style, and firm of Peter Francis Adrian Vander Vyver & Co.), May 7 at 12, and June 9 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Burnell, 58, Fenchurch-st.—Fiat dated April 24.

**JOHN BURTON**, Taunton, Somersetshire, coach and wagon proprietor, post-master, livery-stable keeper, dealer and chapman, May 11 and June 2 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sol. G. H. Pain, Bridgwater; Stogdon, Exeter; S. J. Pain, New-inn, Strand, London.—Fiat dated April 17.

**SAMUEL WITHNALL**, Kerahaw-bridge, in Birtle with Bamford, Lancashire, and **WILLIAM CARTWRIGHT**, Salford, Lancashire, (carrying on business at Kerahaw-bridge as dyers, dressers, and bleachers, dealers and chapmen, May 14 and June 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Cobbett, Manchester; Spinks, 39, Great James-street, London.—Fiat dated April 17.

**ALICE JOHNSTON**, widow, Liverpool, tailor and draper, dealer and chapwoman, May 4 and June 5 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Avison & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated April 13.

**EDWARD BRIDCUT**, Cheltenham, Gloucestershire, ironmonger, dealer and chapman, May 11 and June 8 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Araman; Sols. Packwood, Cheltenham; Lando, London.—Fiat dated April 22.

**ROBERT LAW**, Bristol, ironmonger, dealer and chapman, May 11 at 12, and June 8 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ray & Co., Bristol.—Fiat dated April 22.

**WILLIAM KNOWELL**, Bristol, carpenter, builder, dealer and chapman, May 12 at 12, and June 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Salmon, Bristol.—Fiat dated April 21.

## MEETINGS.

*Tamazin Sarah Buttifant*, Norwich, haberdasher, May 4 at 1, Court of Bankruptcy, London, last ex.; May 19 at 11, aud. ac.—*Sam. Bradley*, Mark-lane, London, corn factor, May 4 at 12, Court of Bankruptcy, London, last ex.—*W. Bond*, Holborn-hill, London, licensed victualler, May 7 at 1, Court of Bankruptcy, London, last ex.—*The Birmingham and Bolton Direct Railway Company*, Moorgate-st., London, commercial or trading company, May 7 at 12, Court of Bankruptcy, London, last ex. of *John Thompson* and *John Thompson*, two of the directors of the said company.—*Jan. Bell*, Manchester, wholesale confectioner, May 10 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Thorogood*, Aldgate High-st., London, innkeeper, May 18 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Wm. Henry Hodding*, Gloucester-place, Portman-square, Middlesex, surgeon, May 19 at 11, Court of Bankruptcy, London, aud. ac.—*J. Buchanan* and *Francis Ede*, Calcutta, East Indies, merchants, May 19 at 11, Court of Bankruptcy, London, aud. ac.—*J. Storer Flaxman*, Ludgate-st., London, tailor, May 18 at 11, Court of Bankruptcy, London, aud. ac.—*Emerson George Muddock*, Clerkenwell-green, Clerkenwell, Middlesex, glass cutter, May 19 at 12, Court of Bankruptcy, London, aud. ac.—*Giuseppe Quattro Sandrinelli*, Bishop's-place, Brompton, Middlesex, merchant, May 19 at 12, Court of Bankruptcy, London, aud. ac.—*Charles Jardine*, Basinghall-street, London, woollen warehouseman, May 18 at 12, Court of Bankruptcy, London, aud. ac.—*Jan. Law*, Faversham, Kent, coal merchant, May 20 at 2, Court of Bankruptcy, London, aud. ac.—*John Brill Ablett*, Merthyr Tydfil, Glamorganshire, South Wales, draper, May 20 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Jan. Morgan*, Wedmore, Somersetshire, draper, May 20 at 1, District Court of Bankruptcy, Bristol, aud. ac.—*Wm. Brook*, Manchester, and Goldsmith-st., London, stuff merchant, May 18 at 11, District Court of Bankruptcy, Manchester, aud. ac.; May 19 at 11, div.—*S. Franceys* and *Thos. Plumbley Franceys*, Liverpool, marble masons, May 18 at 11, District Court of Bankruptcy, Liverpool, aud. ac. sep. est. of *Thos. Plumbley Franceys*.—*Thos. Hutchinson*, Sunderland, and Wingate, Durham, tea dealer, May 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Thos. Cook*, Leicester, printer, May 21 at 11, Exchange-rooms, Nottingham, aud. ac.—*John Parsons*, Medway-st., Horseferry-road, Middlesex, baker, May 18 at 1, Court of Bankruptcy, London, div.—*Wm. Henry Cox*, College-wharf, Belvidere-road, Lambeth, Surrey, barge builder, May 18 at 12, Court of Bankruptcy, London, div.—*Thorton Bentall*, Cophall-chambers, London, stock broker, May 18 at 11, Court of Bankruptcy, London, div.—*Sam. Harrison*, Poole, provision merchant, May 18 at 12, Court of Bankruptcy, London, fn. div.—*J. Hill*, Queen-st., Hammersmith, Middlesex, licensed victualler, May 18 at 11, Court of Bankruptcy, London, div.—*Wm. Hodgkinson*, Weston-street, Pentonville, Middlesex, slater, May 18 at 2, Court of Bankruptcy, London, div.—*Sam. Folhergill Lettson*, Cannon-st.,

London, tin plate manufacturer, May 18 at 1, Court of Bankruptcy, London, fin. div.—*Wm. Cleverley*, Cumberland-pl., Old Kent-road, Surrey, floor-cloth manufacturer, May 20 at 11, Court of Bankruptcy, London, div.—*Thomas Hammond Fife*, Portsmouth, Hampshire, ironmonger, May 20 at 12, Court of Bankruptcy, London, div.—*Owen Richards*, Fleet-st., London, law bookseller, May 20 at 11, Court of Bankruptcy, London, div.—*John Ed. Spicer* and *Cornelius Ponton*, Alton, Hampshire, paper manufacturers, May 20 at 1, Court of Bankruptcy, London, div.—*Angus Duncan* and *Chas. Duncan*, Tokenhouse-yard, London, merchants, May 19 at half-past 1, Court of Bankruptcy, London, fin. div.—*Wm. Morphew*, Sevenoaks, Kent, linen draper, May 20 at half-past 12, Court of Bankruptcy, London, div.—*Isaac Sansome*, Coventry, ribbon manufacturer, May 27 at 11, District Court of Bankruptcy, Birmingham, and. ac. and div.—*Joseph Hall*, Carlisle, Cumberland, victualler, May 18 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*John Gillender*, Sunderland, Durham, ironmonger, May 18 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Robert Elliott Hunsley*, Newcastle-upon-Tyne, wine merchant, May 18 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Paul Biddle*, Judd-street, New-road, St. Pancras, Middlesex, tallow chandler, May 18 at half-past 1, Court of Bankruptcy, London.—*John Thorogood*, Aldgate High-street, London, innkeeper, May 18 at half-past 1, Court of Bankruptcy, London.—*John Wallis*, Tooley-street, Surrey, linen-draper, May 18 at half-past 12, Court of Bankruptcy, London.—*Wm. Henry Hodding*, Gloucester-place, Portman-sq., Middlesex, surgeon, May 19 at 11, Court of Bankruptcy, London.—*Henry Wilkinson*, Watford, Hertfordshire, cabinet maker, May 19 at 12, Court of Bankruptcy, London.—*Francis Hepkins*, Cambridge, brewer, May 19 at 1, Court of Bankruptcy, London.—*Robert Strong*, Box, Wiltshire, quarry master, May 21 at 11, District Court of Bankruptcy, Bristol.—*Charles Jardine*, Basinghall-street, London, woollen warehouseman, May 18 at 12, Court of Bankruptcy, London.—*James Morgan*, Wedmore, Somersetshire, draper, May 20 at 1, District Court of Bankruptcy, Bristol.—*William James*, Stone, Berkeley, Gloucestershire, builder, May 18 at 11, District Court of Bankruptcy, Bristol.—*Joseph Hill Smith*, Merthyr Tydvil, Glamorganshire, grocer, May 18 at 11, District Court of Bankruptcy, Bristol.—*Robert Elliott Hunsley*, Newcastle-upon-Tyne, wine merchant, May 18 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Beckitt*, Doncaster, Yorkshire, money scrivener, May 20 at 10, District Court of Bankruptcy, Leeds.—*George Crawshaw*, Leeds, Yorkshire, soap boiler, May 20 at 10, District Court of Bankruptcy, Leeds.—*George Hirst*, Halifax, Yorkshire, wool-stapler, May 18 at 10, District Court of Bankruptcy, Leeds.—*Thomas McEntee*, Liverpool, provision merchant, May 18 at 11, District Court of Bankruptcy, Liverpool.—*Owen Goodwin* and *Thomas Goodwin*, Burslem, Staffordshire, druggists, May 20 at 11, District Court of Bankruptcy, Birmingham.—*John Hardy*, Castle Donnington, Leicestershire, cattle dealer, May 21 at 1, Exchange-rooms, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 18.

*John Gilliam*, Frith-street, Soho-square, Middlesex, jeweller.—*Wm. Bellamy*, Clarence-place, Middleton-road, Kingsland-road, Middlesex, builder.—*Richard Morris*, Gloucester, coach builder.—*Jas. Rule*, Saffron Walden, Essex, veterinary surgeon.—*A. Dawson*, Mansfield, Nottinghamshire, draper.—*Thomas Helliwell*, Halifax, Yorkshire, stock broker.—*Thos. Freeman*, Wood-street, Cheapside, London, fringe manufacturer.—*Wm. Neep*, Colchester, Essex, carpenter.

## FIAT ANNULLED.

*Henry Godfrey*, Milton next Gravesend, Kent, builder.

## SCOTCH SEQUESTRATIONS.

*Thos. Ramsay*, Glasgow, merchant.—*Jas. Syme*, Newton, Linlithgow, lime burner.—*D. McMillan & Co.*, Tradeston, Glasgow, ironmongers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Thos. Francis Pinkney*, Eccleston-street South, Upper Bel-

grave-place, Middlesex, solicitor, May 4 at 12, Court of Bankruptcy, London.—*J. Parsons*, Wilmington, near Dartford, Kent, hoop bender, May 4 at half-past 11, Court of Bankruptcy, London.—*Henry Ault*, West Ham, Essex, schoolmaster, May 4 at half-past 12, Court of Bankruptcy, London.—*Francis Buchanan Hoare*, St. James-street, Westminster, Middlesex, attorney at law, May 4 at 11, Court of Bankruptcy, London.—*Peter Colston*, Ashley-crescent, City-road, Middlesex, silk mercer, May 4 at 12, Court of Bankruptcy, London.—*Henry Bowdidge*, South-mews, South-st., Manchester-square, St. Marylebone, Middlesex, livery-stable keeper, May 4 at half-past 11, Court of Bankruptcy, London.—*Joseph Walker*, Hampton, Middlesex, bootmaker, May 4 at 11, Court of Bankruptcy, London.—*John Hopkinson*, Banner-street, St. Luke's, Middlesex, cabinet manufacturer, May 13 at 11, Court of Bankruptcy, London.—*Charles Short*, Fawley, Southamptonshire, out of business, May 13 at 11, Court of Bankruptcy, London.—*Sam. John Gore*, Tilehurst, near Reading, Berkshire, publican, May 13 at 11, Court of Bankruptcy, London.—*Frederick Dibley*, Great Saffron-hill, Hatton-garden, Middlesex, fur skin dresser, May 6 at 11, Court of Bankruptcy, London.—*Joseph Lamprell*, Brunswick-street, Blackwall, Middlesex, shopman to a green grocer, May 13 at 11, Court of Bankruptcy, London.—*Wm. Lewis*, Little Pulteney-street, St. James's, Westminster, and Sussex-place, Hammersmith, both in Middlesex, surgeon, May 6 at 11, Court of Bankruptcy, London.—*Joseph Flack*, Green-street, Church-street, Blackfriars-road, Surrey, out of business, April 30 at half-past 1, Court of Bankruptcy, London.—*Jas. Gray*, Old Gravel-lane, St. George's in the East, Middlesex, turner, April 30 at 2, Court of Bankruptcy, London.—*Wm. Jones*, Enfield, Middlesex, drover, April 30 at half-past 1, Court of Bankruptcy, London.—*Mary Cooper*, Union-place, Horsemonger-lane, Surrey, widow, April 30 at half-past 1, Court of Bankruptcy, London.—*Thos. Townsend*, Uxbridge-road, near Shepherd's-bush, Hammersmith, Middlesex, carman, May 4 at half-past 12, Court of Bankruptcy, London.—*John Bailey*, Totness, Devonshire, sub-contractor, May 4 at 11, District Court of Bankruptcy, Exeter.—*Samuel Brook*, Manchester, bookkeeper, May 4 at 10, District Court of Bankruptcy, Leeds.—*John Furbershaw*, Rochdale, Lancashire, tailor, May 4 at 12, District Court of Bankruptcy, Manchester.—*J. Duddridge*, Lonk, near Coleford, Gloucestershire, haller, May 13 at 11, District Court of Bankruptcy, Bristol.—*George Evans*, Birmingham, fender maker, May 4 at 11, District Court of Bankruptcy, Birmingham.—*Robert Robbins*, Quorndon, Leicestershire, retail beerseller, May 7 at 11, Exchange-rooms, Nottingham.—*Edward Stone*, Derby, out of business, May 7 at 11, District Court of Bankruptcy, Birmingham.—*Edward Sissons Stamford*, Kingston-upon-Hull, joiners' foreman, May 12 at 10, District Court of Bankruptcy, Leeds.—*George Copley*, York, joiner, May 11 at 10, District Court of Bankruptcy, Leeds.—*Benj. Adamson* the younger, Scarborough, Yorkshire, grocer, May 4 at 11, District Court of Bankruptcy, Leeds.—*L. Whitehead*, Bradford, Yorkshire, butcher, May 11 at 10, District Court of Bankruptcy, Leeds.—*John Hillary*, Leeds, Yorkshire, beerseller, May 11 at 10, District Court of Bankruptcy, Leeds.—*David Terry*, Gawthorpe, Dewsbury, Yorkshire, licensed victualler, May 4 at 11, District Court of Bankruptcy, Leeds.—*John Summerscales*, Silsden, Yorkshire, nail maker, May 4 at 11, District Court of Bankruptcy, Leeds.—*Joseph Wilkinson*, Yeadon, Yorkshire, beerseller, May 4 at 11, District Court of Bankruptcy, Leeds.—*James Brown*, Guiseley, Yorkshire, clothier, May 11 at 10, District Court of Bankruptcy, Leeds.—*Wm. Wyrill*, Scarborough, Yorkshire, fishmonger, May 11 at 10, District Court of Bankruptcy, Leeds.

Saturday, April 24.

The following Assignees have been appointed. Farther particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas Morris*, High-street, Bromley, Middlesex, coal merchant, No. 52,722 T.; *Joseph Loader*, new assignee, in place of *Thomas Hedges*, deceased.—*Eliz. Mandy*, Brown's-court, Edgware-road, Middlesex, widow, out of business, No. 58,770 T.; *Richard Wm. Morris*, assignee.—*William Marks*, Ebury-street, Pimlico, Middlesex, out of business, No. 58,789 T.; *Humphrey Ashley*, assignee.—*Benj. Crawford*, Hulme, Manchester, retail dealer in ale, No. 67,984 C.; *Thomas Collins*, assignee.

Saturday, April 24.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

**H. B. C. Hillier**, St. John's-cottage, Lower-heath, Downshire-hill, Hampstead, Middlesex, doctor of medicine: in the Debtors Prison for London and Middlesex.—**Thos. Morris**, Oxendon-street, Haymarket, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—**James Sawyer**, Curtain-road, Shoreditch, Middlesex, livery stable keeper: in the Debtors Prison for London and Middlesex.—**William Argent**, Albion-street, Waterloo-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—**Edwin Theodore Boswell**, Swan-street, Old Kent-road, Surrey, never in any trade: in the Gaol of Surrey.—**T. Watkins**, Leadenhall-market, London, and St. Andrew's-road, Kent-road, Surrey, licensed victualler: in the Queen's Prison.—**Wm. D. Lovell**, Pratt-street, Camden-town, Middlesex, gold beater: in the Debtors Prison for London and Middlesex.—**John Aldridge**, St. James's-street, Westminster, Middlesex, club-house proprietor: in the Queen's Prison.—**W. Humber** the younger, Lamb-lane, Bridge-street, Greenwich, Kent, surveyor: in the Queen's Prison.

(On Creditor's Petition).

**Henry M'Henry**, Oxford-street, Middlesex, shoemaker: in the Queen's Prison.

(On their own Petitions).

**J. H. Alderson**, Ravenhead Sutton, near St. Helen's, Lancashire, salesman to the Ravenhead Flint Glass Company: in Lancaster Castle.—**John Adkins**, Fieldgate, Walsall, Staffordshire, brush maker: in the Gaol of Stafford.—**H. M. Mowbray**, Boston, Lincolnshire, working brewer: in the Gaol of Lincoln.—**Lawrence Greensmith**, Derby, chymist: in the Gaol of Derby.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, May 12, at 9.

**John Robinson** the younger, Craven-street, Strand, Middlesex, manager on commission to the British Agricultural Company.—**Jos. Wernham**, Houndsditch, London, biscuit baker.—**Wm. H. Maxwell**, North-cottage, Hampstead, Middlesex, author.—**John Lambert Dugdale**, Holywell-street, Strand, Middlesex, printseller.—**Wm. Henry Smith**, Swansea, Glamorganshire, barrister at law.

INSOLVENT DEBTOR'S DIVIDEND.

**Wm. Gowdy**, master in the navy, at Ingledew's, Newcastle-upon-Tyne: 2s. 2d. in the pound, (in addition to former divs. of 10s. 2d.).

MEETING.

**C. J. L. Bennett**, deceased, Montague-street, Whitechapel, Middlesex, dealer in horses, May 13 at 12, Walker & Grindley's, 5, Southampton-street, Bloomsbury-square, Middlesex, sp. affairs.

ERRATUM.—In the Partnerships Dissolved, ante, p. 161, to **William Gee**, **John Dobeda Taylor**, and **Joseph Fairman**, should have been added so far as regards the said **William Gee**.

FRIDAY, APRIL 30.

BANKRUPTS.

**WILLIAM BLINKO**, West Smithfield, London, and Northampton-street, Lower-road, Islington, Middlesex, cattle dealer and cattle salesman, dealer and chapman, May 7 at 1, and June 11 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Smith, Barnard's-inn, Holborn.—Fiat dated April 28.

**WILLIAM AMOS**, Whitstable, Kent, coal merchant, dealer and chapman, May 7 at 2, and June 11 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Sankey, Canterbury; Richardson & Talbot, Bedford-row.—Fiat dated April 27.

**JOHN HUMPHREY**, North Walsham, Norfolk, grocer and leather cutter, May 11 at half-past 1, and June 11 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Tillett & Co., Norwich; Torkington, New Bridge-street.—Fiat dated April 19.

**THOMAS STARLING** the elder and **WILLIAM STARLING**, Stratford, Essex, slaters, May 8 at half-past 1, and June 2 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Soett & Co., St. Mildred's-court, Poultry.—Fiat dated April 27.

**HENRY SYDNEY BRAZIER**, Oxford, tailor, dealer and chapman, May 14 at 1, and June 11 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wood & Fraser, Dean-street, Soho.—Fiat dated April 26.

**JOHN CLARKE**, Portwood, within Brinnington, Stockport, Cheshire, machine maker, May 13 and June 7 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Stringer, Stockport; Bower & Son, 46, Chancery-lane, London.—Fiat dated April 23.

**JOHN WARD**, Runcorn, Cheshire, grocer, dealer and chapman, May 14 and June 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated April 24.

**DAVID RICHARD THOMAS**, Carmarthen, draper, May 14 at 12, and June 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Heaven, Bristol; Reed & Langford, Friday-street, Cheapside, London.—Fiat dated April 15.

**JAMES BURNETT**, Sunderland, Durham, hosier, May 11 at 11, and June 9 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Ranson, Sunderland, Durham; Dixon, New Boswell-court, Lincoln's-inn, London.—Fiat dated April 23.

**RICHARD RAY** and **THOMAS WYNNE**, Longton, Stoke-upon-Trent, Staffordshire, manufacturers of china, dealers and chapmen, May 13 and June 10 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Birmingham; Young, Longton, Staffordshire.—Fiat dated April 19.

MEETINGS.

**Samuel Noller**, Ipswich, Suffolk, innkeeper, May 11 at 1, Court of Bankruptcy, London, last ex.—**Henry C. Brown**, Lawrence Pountney-hill, London, grocer, May 22 at 11, Court of Bankruptcy, London, last ex., aud. ac. and div.—**Edward Abel Taylor**, Tottenham-court-road, Middlesex, licensed victualler, May 7 at 11, Court of Bankruptcy, London, last ex.—**Anthony Haultley** and **Richard Haultley**, Wigton, Cumberland, calico printers, May 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Jas. Stutterd**, Manchester, cotton spinner, May 12 at 11, District Court of Bankruptcy, Manchester, last ex.—**Ed. Asford**, Maddox-st., St. John's-wood-ter., Middlesex, milliner, May 21 at 1, Court of Bankruptcy, London, aud. ac.—**Saw. Pfitz**, Writtle, Essex, maltster, May 24 at 11, Court of Bankruptcy, London, aud. ac.—**Wm. Richards**, Old-st., Middlesex, retailer of beer, May 22 at 12, Court of Bankruptcy, London, aud. ac.—**Charles Moses Browne**, Newchurch, Isle of Wight, Southampton, schoolmaster, May 22 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Angus Macdonald** and **Archibald Campbell**, Regent-st., Middlesex, army agents, May 22 at half-past 11, Court of Bankruptcy, London, aud. ac.—**George David Payne**, Saville-row, Regent-street, Westminster, Middlesex, tailor, May 22 at 11, Court of Bankruptcy, London, aud. ac.—**Robert Weir**, Harley-st., Cavendish-square, Middlesex, bookseller, May 22 at 11, Court of Bankruptcy, London, aud. ac.—**Thos. Newstead**, Norwich, linen draper, May 22 at 11, Court of Bankruptcy, London, aud. ac.—**Alex. Alexander** and **John Alexander**, Exeter, opticians, May 25 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**Thos. Tvet**, Ashburton, Devonshire, grocer, May 25 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**J. Newby**, Leicester, haberdasher, May 21 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—**Robert Glover** and **Fred. Glover**, Leeds, Yorkshire, dyers, May 25 at 10, District Court of Bankruptcy, Leeds, aud. ac.—**Wm. Ibbotson**, Sheffield, Yorkshire, merchant, May 21 at 10, District Court of Bankruptcy, Sheffield, aud. ac.: May 28 at 10, div.—**John Thorogood**, Aldgate High-st., London, innkeeper, May 21 at half-past 1, Court of Bankruptcy, London, div.—**Thos. Freeman**, Wood-street, Cheapside, London, fringe manufacturer, May 24 at half-past 12, Court of Bankruptcy, London, div.—**Charles Hallett** and **Chas. Parker**, Thornton-st., Dockhead, Surrey, and Minories, London, linen drapers, May 24 at 1, Court of Bankruptcy, London, div.—**James Couzens Walton**, Habsted, Essex, ironmonger, May 22 at 12, Court of Bankruptcy, London, fin. div.

CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

**Joseph Wood**, Luton, Bedfordshire, plumber, May 21 at

half-past 12, Court of Bankruptcy, London.—*Sam. Fitch*, Writtle, Essex, millster, May 24 at 11, Court of Bankruptcy, London.—*Robert Sew*, Hammersmith, Middlesex, grocer, May 24 at half-past 11, Court of Bankruptcy, London.—*W. Bond*, Broadway, Hammersmith, Middlesex, grocer, May 24 at 12, Court of Bankruptcy, London.—*Jules Rocket*, St. Martin's-lane, Middlesex, jeweller, May 24 at half-past 11, Court of Bankruptcy, London.—*Edmund Snowden*, Alton, Southampton, painter, May 22 at 12, Court of Bankruptcy, London.—*John Hastings*, Kingston-upon-Hull, draper, May 26 at 10, District Court of Bankruptcy, Leeds.—*Mary Grimes*, Cheltenham, Gloucestershire, saddler, May 27 at 11, District Court of Bankruptcy, Bristol.—*R. Benson*, Liverpool, share-broker, May 21 at 11, District Court of Bankruptcy, Liverpool.—*D. Williams*, Ruthin, Denbighshire, cattle salesman, May 21 at 12, District Court of Bankruptcy, Liverpool.—*W. Smith*, Uttoxeter, Staffordshire, mercer, June 19 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 21.

*Ed. Asford*, St. John's-wood-terrace, St. John's-wood, Middlesex, milliner.—*C. Hallett and C. Parker*, Thornes-st., Dockhead, Bermondsey, Surrey, and Minorics, London, linen drapers.—*W. Broome*, Oxford-st., Middlesex, draper.—*Ed. Eadie*, Chancery-lane, Middlesex, bookseller.—*J. Storer Flaxman*, Ludgate-st., London, tailor.—*Thomas Crane*, Keworth, Leicestershire, common brewer.—*James Challen*, Odiam, Southampton, brewer.—*Thos. Sawyer*, Strand, Westminster, bookseller.—*George Seagrave Neale*, Portsea, Hampshire, innkeeper.—*Fred. Hatch*, St. John's-square, Clerkenwell, Middlesex, iron plate worker.

SOURCES OF INFORMATION.

*Chas. Henderson*, Dundee, wright.—*W. and W. Macfarlane & Co.*, Paisley, timber merchants.—*Wm. Cameron*, Munchloch, merchant.—*John Hishop*, Thornhill, draper.—*F. Robertson*, Dundee, merchant.—*Jas. Boston*, Cambusnethan Kirk, merchant.

INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Coppleston*, Luton, Bedfordshire, labourer, May 20 at 11, Court of Bankruptcy, London.—*Edw. Geo. Withnell*, Charlotte-street, Whitechapel, Middlesex, house painter, May 20 at half-past 11, Court of Bankruptcy, London.—*William Snelgrove*, Southampton, pawnbroker, May 20 at 11, Court of Bankruptcy, London.—*James White*, Gosport, Alverstoke, Southampton, dealer in pigs, May 20 at half-past 11, Court of Bankruptcy, London.—*John Godman*, St. Alban's, Hertfordshire, land surveyor, May 20 at 11, Court of Bankruptcy, London.—*Robert Browley*, Preston, Lancashire, traveller for a publisher, May 10 at 12, District Court of Bankruptcy, Manchester.—*W. Gibbons*, Whitwick, Leicestershire, wheelwright, May 7 at 11, Exchange-rooms, Nottingham.—*S. F. Turner*, Dudley, Worcestershire, fender maker, May 8 at 11, District Court of Bankruptcy, Birmingham.—*Roger Smith*, Wigan, Lancashire, manager of a tailor's shop, May 14 at 12, District Court of Bankruptcy, Manchester.—*Wm. Holland*, Wryley, Prestbury, Cheshire, out of business, May 14 at 12, District Court of Bankruptcy, Manchester.—*James Hughes*, Liverpool, pig jobber, May 7 at 12, District Court of Bankruptcy, Liverpool.—*Thomas Barber*, Derby, cattle jobber, May 7 at 11, Exchange-rooms, Nottingham.—*Richard Brighton*, Worcester, out of employment, May 18 at 11, District Court of Bankruptcy, Birmingham.—*Edward Stone*, Derby, out of business, May 7 at 11, Exchange-rooms, Nottingham.—*John Beckwell*, Crediton, Devonshire, painter, May 5 at 11, District Court of Bankruptcy, Exeter.—*Helen Brook*, Huddersfield, Yorkshire, widow, out of business, May 18 at 10, District Court of Bankruptcy, Leeds.—*Wm. Davis*, South Cerney, Gloucestershire, out of business, May 6 at 1, District Court of Bankruptcy, Bristol.—*Thomas Rosebush*, Eoalsfield, Yorkshire, fork manufacturer, May 7 at 10, District Court of Bankruptcy, Sheffield.—*Elizabeth Lewis*, widow, Sheffield, Yorkshire, hoader, May 7 at 10, District Court of Bankruptcy, Sheffield.—*Wm. M. Cory*, Great Charlotte-st., Blackfriars-road, Surrey, bonnet presser, May 13 at 11, Court of Bankruptcy, London.—*Walter Yates*, South Molton-st., Oxford-street, and Grafton-street, Fitzroy-square, Middlesex, surgeon dentist, May 23 at 11, Court of Bankruptcy, London.

—*George Chisman*, Daleton, Middlesex, one of the directors of the Bristol and Poole Harbour Railway Company, May 12 at 11, Court of Bankruptcy, London.—*George Inall*, Felix-cottages, Liverpool-road, Islington, Middlesex, fishmonger, May 6 at 12, Court of Bankruptcy, London.—*James Partridge*, Globe-cottage, Highbury-vale, Islington, Middlesex, out of employ, May 6 at 11, Court of Bankruptcy, London.—*H. Booth*, Chorley, Lancashire, out of business, May 14 at 12, District Court of Bankruptcy, Manchester.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, May 14, at 9.

*Arthur Brideson*, St. Martin's-lane, and St. Martin's-ct., Leicester-square, Middlesex, baker.—*Francis Brown*, Ashfield-place, Church-row, Stepney, carpenter.

May 14, at the same hour and place.

*Richard Drayson Lemon*, Clerkenwell-close, Clerkenwell, Middlesex, coffee merchant.—*Thomas Massey*, Birchinn-lane, Cornhill, London, watch maker.—*John Solomon*, Minorics, London, clothier.—*Edw. Port Ayres*, Vine-street, Millbank, Westminster, Middlesex, assistant to a chemist and druggist.

Adjourned.

*George Bmor*, Tiltotson-pl., Waterloo-bridge-rd., Surrey, newspaper reporter.

INSOLVENT DEBTOR'S DIVIDEND.

The Rev. *Stephen Williams*, Magor, Monmouthshire, May 14, Mullock's, Newport: 5s. 8d. in the pound.

MEETING.

*Ann Marland*, May 20 at 11, Commercial-hotel, Ashton-under-Lyne, sp. aff.

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# The Jurist

No. 589—VOL. XI.

MAY 8, 1847.

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\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ A. V. KIRWAN, Esq. of Gray's Inn, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, MAY 8, 1847.

It is rumoured that very considerable changes are in contemplation with regard to the transaction of that portion of the business of equity which is now conducted in the Masters' offices. Of what the intended changes are we have no precise information; and we believe nothing has generally transpired beyond this, that the intention (as it is supposed) is to abolish the Masters' offices, and to substitute a small number of assistant equity judges, and a corresponding number of accountants in equity; the judges to take the business properly judicial, such as references upon pleadings and upon title, and such questions of law as are now discussed before the Masters themselves; and the accountants, as their name bespeaks, to take the accounts with the taking of which the Masters are now charged, but the whole business of which is transacted by their clerks.

Whatever may be the other details of the proposed measures of reform in this department of Chancery business, we trust that they will comprise the two following points, without which, we apprehend, they will not satisfy the wants or expectations of the public; viz. publicity in the proceedings of the courts of the judges substituted for the Masters, and the total abolition of the system of detached warrants.

It scarcely needs argument to shew, that, wherever the nature of the business renders it at all practicable, business purely, or even principally, judicial, should be transacted in public; and that judges, counsel, attorneys, and officers of the court, all transact their business with more care and with more zeal when public reputation is the reward of zeal, and public obloquy or ridicule the reward of ignorance and neglect. But the abolition of the mode of proceeding by detached warrants, and the substitution for it of the continuous mode of

proceeding pursued in the superior courts, is the reform the most absolutely required.

The system of proceeding by warrants may, for the information of those who do not practise in Chancery, shortly be described thus:—A certain matter being committed to the jurisdiction of the Master, (say, for instance, in any ordinary suit for administering an estate, a reference to inquire and state the priorities of several incumbrancers), a certain hour on a certain day is appointed for the parties to be heard before the Master by their solicitors or counsel; and that hour is devoted, or at least appropriated, to that business. When it is over, those parties must make way for some others whose time for being heard has arrived; another day and hour are then appointed for the first set, who, on that day, enjoy again the advantage of an hour of discussion of their case, and so on. Sometimes two and sometimes three hours consecutively, but rarely more, are to be obtained for the continued discussion of one case; and the Master may, but rarely does, proceed, as it is termed, *de die in diem*, with some particular case; that is, commences it and does not leave it till it is finished. But this is an exceptional practice. The usual practice is to have one or two hour warrants, and so to dispose of a case piecemeal.

Now, this is bad enough in theory, because nothing can be imagined more intrinsically opposed to a sound investigation of a subject, than taking it up at intervals removed considerable distances from each other. But, if it is simply bad in theory, it is horribly bad in practice. The way it works is this:—If both parties are not present by a quarter of an hour after the hour fixed, the party then present may proceed *ex parte*. Therefore, in pursuance of that principle of *ex parte* which makes men always delay a duty till the very last moment when it must be performed, it is the practice for neither party to dream of attending the warrant till the

quarter of an hour's grace has expired. By the time all parties are collected, and ready to proceed, some further small portion of time has passed, and the result is, that of an hour warrant, not above forty minutes are in general actually devoted to business: a case is, therefore, if at all intricate and difficult, barely gone into before it must be postponed, perhaps for a week, perhaps for more. When the parties next meet on the field of battle, the Master has in the interval of course had his attention directed to a great variety of matters, and as Masters, however able, are not preternatural men, they have of course forgotten the greater part of what was said to them on the first warrant. A great part of the second is, therefore, *ex necessitate rei*, occupied in reminding the Master of what he was told before, and the remainder only is available for new matter. And so the affair goes on from warrant to warrant, at least a quarter of each being absolutely wasted in one party politely waiting for the other, or the Master as politely waiting for both; and another quarter being substantially wasted in reviving the forgotten proceedings of a former warrant. The result of the whole system is, that, of the time of those really important and highly paid functionaries—the Masters in Chancery, on an average one third is, without any fault of their own, but from the gross vice of the system, totally lost to the public. Now, the simple substitution of the continuous system of proceeding would remedy at least this one great mischief. Every change from an established system is of course always viewed by many persons as fraught with inconvenience. But what would be the mischief of such a change as this, almost passes comprehension. If the Master is directed to look into pleadings to see whether they are impertinent, or scandalous, or insufficient, (a frequent and material part of his duties), when he has done so, and made his report, the dissatisfied party excepts to the report, and exactly the same business which has been gone into before the Master on separate warrants, is brought before the Court and disposed of on one hearing of the exceptions. So, if the Master has had to inquire into the question, whether a vendor has shewn a sufficient title, which he has done by receiving evidence of title and hearing arguments thereon, spread over an infinite number of unconnected hours, then, if either party excepts to his report, the whole matter comes before the superior court, and is gone into and disposed of as a cause, that is, is not abandoned, when once begun, until it is finished. This is found to be a convenient course for the superior court, and it is inconceivable why it should be a very inconvenient one for the inferior court; and, for the reasons above stated, there is good ground to conclude that it would be a much more convenient and efficient plan than that at present pursued.

There are other points also tending to expedition, on which we conceive it would be for the interest of suitors, that the practice of the superior court should be introduced in the courts substituted for the Master's offices. For instance, if the party having the conduct of the suit neglects to proceed for a given time, the other party should have a power similar to that possessed by a defendant of moving to dismiss the bill, if the plaintiff does not proceed with due diligence. In fact, we apprehend that the more the practice of the subordinate

court of reference is assimilated to that of the superior court, the better will be the result. In this view we should be glad also to see the whole machinery of states effects, &c. altogether abolished. At present, if a decree in Chancery is made, referring certain inquiries to the Master, the parties do not proceed as a matter of course upon the pleadings and evidence already before the Court, but what is termed a state of facts, that is, a sort of rechauffé of the case made by either party, is drawn up for the Master, and upon that statement, and not upon the bill and answer, the parties proceed in the Master's office. In strictness, the Master ought to look at nothing else but the states of facts and the evidence produced in support of them. But as the real groundwork of the inquiry are the bill and answer, and the evidence produced in support of the bill and answer in the court above, it would of course be absurd for the Master really to confine his attention to a set of pleadings which are oftentimes little better than a shadow of the real pleadings. In practice, therefore, the bill and answer are continually dragged before the Master, and great confusion and waste of time are often the result of a struggle between the desire of the Master to confine himself to that matter, to which, in technical strictness, he ought to confine himself, and his desire to travel out of a set of pleadings which he feels do not correctly and sufficiently represent the real case on which he has to report. A state of facts is in truth an absurdity. The Master never can have to look at *more* as the foundation of the inquiry referred to him, than is contained in the original pleadings, and *less* ought never to be brought before him. The result is, that he ought to proceed upon the pleadings themselves, and only in the matter of evidence should there be any departure from or extension of that which was originally before the Court. We throw out these observations, the correctness of which we are disposed to believe would be supported by most Chancery practitioners, in the hope, that, if the matters to which they refer are not already provided for by those to whom the higher authorities have entrusted the preparation of the reforms under consideration, their attention may thus be called to them.

SINCE our last week's Number was published, our attention has been called to the article which appeared therein, relative to the case of Elizabeth Johnson, tried at the last Liverpool assizes. Nothing was more remote from our intention than to misstate any of the circumstances, or to cast a reflection in any way upon the summing up of the very learned judge who presided at the trial. The fact is, that the article, as originally composed, was one of much greater length than that inserted, but owing to the press of matter it was found necessary at the eleventh hour to curtail it. It appears that, at the first examination of the body of the deceased, no arsenic was found, and the jury on the inquisition returned a verdict of natural death. On the second examination, however, a small portion of arsenic was detected, and the medical witnesses stated, that it was impossible their experiments could have introduced it, because the zinc and other metals used by them in making the test were previously tested and were found quite pure, and in addition the

water was pure distilled water. Then, on summing up, the learned judge stated, that this being so, it was material for the prisoner that the attention of the jury should be called to the fact proved, viz. that after interment, the body, from the wetness of the soil around, had become filled with water, which, not being pure distilled water, might reconcile the appearances at the first examination, when no arsenic was found, with those of the second, when slight indications appeared; but that, if large quantities of arsenic had been found on the second examination, the fact of the body having absorbed the water ought not to be taken into their consideration.

### STAMP ON A FURTHER SECURITY FOR A MORTGAGE DEBT.

The temper of the courts with respect to the construction of the Stamp Act has taken a turn. Until recently the judges were astute or blind (as the case might require) in order that the subject might be changed as lightly as possible, (*Warrington v. Furber*, 8 East, 242; *Tomkins v. Ashby*, 6 B. & Cr. 641), and in this spirit they decided that the following words in the stat. 3 Geo. 4, c. 117, respecting transfers of mortgages, "and if any further sum of money or stock shall be added to the principal money or stock already secured, the ad valorem duty on mortgages payable under the said recited acts respectively shall be charged only in respect of such further money or stock," are to be read as if the word "only" were transposed, so as to make the passage read thus, "only the ad valorem duty," &c. (*Doe d. Barnes v. Roe*, 6 Scott, 525). And in *Pierpoint v. Gower* (5 Scott, N. R., 605) it was held, that a mortgage-deed did not require an ad valorem stamp, because the sum secured happened to be owing on a warrant of attorney, although not a word of exemption in such a case is to be found among the statutes. "In order," said Alderson, B., on one occasion, "to sustain an objection for want of a stamp, you must hit the bird in the eye." Now, however, the revenue is being taken into favour, and it is sufficient if you wing your game. Passing over for the present the case of *Birt v. Leigh*, (14 Mee. & W. 177), which has overruled *Diddin v. Morris*, (2 Car. & P. 44), and has decided that half the receipts, for rent, tradesmen's accounts, &c., in common use, are inadmissible in evidence, and the still more extraordinary case of *Chadwick v. Clarke*, (1 Com. B. Rep. 700), deciding that a verbal agreement is liable to stamp-duty, (how the winged words are to be arrested at Somerset-house may be seen in the report), our present business is with the case of *Humberston v. Jones*, reported in the last number of THE JURIST, (p. 337), where it was held, that a deed authorising a mortgagee to sell the estate held by him in mortgage is a further security for a mortgage within the Stamp Act. This decision will occasion much alarm and inconvenience, for a contrary construction of the statute has been commonly acted upon.

In the schedule to the General Stamp Act, 55 Geo. 3, c. 184, under the title MORTGAGE, an ad valorem stamp-duty is imposed on a "mortgage, conditional surrender by way of mortgage, further charges, wadset, &c., or affecting any lands, &c.;" also, "any conveyance of any lands, &c., in trust to be sold or converted into money, which shall be intended only as a security, and shall be redeemable, &c.;" "also any defeasance, &c., for defeating or making redeemable, or explaining or qualifying, any conveyance, &c. which shall be apparently absolute, but intended only as a security;" "also, any agreement, &c., accompanied with a deposit of title-deeds, for making a mortgage," &c. These are

all the material words of that part of the schedule which imposes the ad valorem stamp-duty on mortgages in general. It is important to observe, that they clearly do not include a deed by which the owner of a mortgaged estate authorises the mortgagee to sell it for payment of the debt. But there is, towards the end of this title in the schedule, a division headed, "Exemptions from the said ad valorem duty on mortgages, &c., to which the same may be liable, but not from any other duty;" and among these exemptions is the following: "any deed or other instrument made as an additional or further security for any sum or sums of money &c. already secured by any deed or instrument which shall have already paid the ad valorem duty hereby charged, to be exempt from the said ad valorem duty hereby charged, so far as regards such sum or sums of money, &c., in case such additional or further security shall be made by the same person who made the original security; but if any further sum of money or stock shall be added, &c." It is to be observed that this is a clause of exemption, not of imposition, although we admit it may be looked at, if necessary, for the purpose of interpreting the preceding clause of imposition. Now, if A. mortgages Whiteacre to B., and afterwards mortgages Blackacre to secure the same debt, the second deed, being a deed of mortgage, would be liable to the ad valorem duty but for the clause of exemption, which applies to all instruments which would otherwise be liable to the mortgage duty, being further securities by the original mortgagors. It does not say that all further securities are mortgages, but it says that all mortgages shall be exempt if they are further securities by the original mortgagor. The title of the clause, "Exemptions from the said ad valorem Duty on Mortgages," &c., plainly shews that it is confined to deeds of mortgage, and does not extend to everything which can be called a further security. It could never be contended, for instance, that a bond, or deed of covenant, or promissory note, for the mortgage debt, given by the mortgagor's heir, would, by the operation of this exemption, become liable to the ad valorem mortgage duty. Yet such instruments are certainly further securities. So a power to sell a mortgaged estate is a further security, or rather a further remedy, but it is not a mortgage. A further security, to be liable in any case to the mortgage duty, must be a mortgage or charge of some property or interest in property not already mortgaged or charged for the same debt. Thus, if lands are demised for 1000 years by way of mortgage, a deed conveying the reversion in fee as a further security is also a mortgage, because it charges with the debt an interest which was not before charged. (*Doe d. Bartley v. Gray*, 2 Adol. & Ell. 89; 4 Nev. & M. 719; *Brown v. Pegg*, 6 Q. B. Rep. 1).

In *Humberston v. Jones* a mortgage in fee had been executed for securing 1000*l.*, with the usual proviso for redemption, but no power of sale. After the death of the mortgagor, the mortgage was transferred, and the transferee advanced to the mortgagor's heir a further sum of 1723*l.* The deed of transfer contained a covenant by the heir to pay 2723*l.* on different days from those specified in the original mortgage, and also a power of sale for the purpose of recovering the whole sum. The deed bore one stamp of 6*l.*, which was only sufficient to cover the 1723*l.* The stamp was held insufficient. Parke, B., said—

"The decision in the case of *Doe d. Barnes v. Roe*, (4 Bing. N. C. 787), establishes, that, if there be a transfer of the former security only, and a new advance upon the same security of a sum of money, the ad valorem duty on the latter is sufficient, and no further stamp is necessary. But if, besides the transfer of the former mortgage, a fresh security is added for the sum originally lent, as where the first mortgage is of a term, and the second conveys the fee to secure the old and

new advances in one aggregate sum, it has been decided that a further stamp is necessary by the case of *Brown v. Pegg*, (6 Q. B. Rep. 1), such a case not falling within the provisions of the 3 Geo. 4, c. 117. We cannot distinguish this from the present case. This is not a transfer from the first mortgagee to the plaintiff, giving him only the same security which he had, and the same right to the land conveyed, but here is a fresh covenant from the defendant to the plaintiff, to pay at different times the original demand of 1000*l.* as well as the subsequent advance of 1723*l.*; and here is also a power to raise the former as well as the latter sum by sale of the estate. The deed, therefore, contains more than a transfer of the old mortgage and the advance of a further sum, and consequently requires a further stamp than the ad valorem in the new advance."

It was not necessary to decide, and the Court did not distinctly say, whether the extra stamp should have been the ad valorem stamp on the old debt, or merely the common stamp on deeds not otherwise charged. But from the language of the judgment and the reference to *Brown v. Pegg*, it may be conjectured that they thought the deed stamp would have been sufficient. Yet, if an additional stamp was necessary in respect of a further security, that stamp should have been an ad valorem stamp, for the further security was not given by the original mortgagee. In *Brown v. Pegg* the deed unquestionably continued a further security by a person who was not the original mortgagee, and, therefore, was clearly liable to the ad valorem duty, although the Court, in deciding that it was insufficiently stamped, said that it required "a deed stamp at least" in respect of the further security. The only ground for holding in *Humberston v. Jones*, that the ad valorem duty attached in respect of the old debt, was, that the power of sale constituted a further security, for the covenant to pay was clearly no mortgage security. That the power of sale was no further mortgage security seems to be equally clear; it was merely a means of making the existing security more conveniently available; it charged no new property.

If the liability of the deed to ad valorem duty in respect of the old debt be given up, the decision in *Humberston v. Jones* must rest on its liability to the deed stamp. For this liability, the exemption clause in the Stamp Act, cited above, cannot be relied on, for that is confined to cases where there is a further security. Now, the only cases prior to *Humberston v. Jones*, in which a deed of transfer and further charge has been held liable to the deed stamp, are *Lant v. Peace* (3 Nev. & P. 327; 8 Adol. & Ell. 248) and *Brown v. Pegg*, (6 Q. B. Rep. 1). In *Lant v. Peace* the deed contained a clear further security, and the decision (erroneous as we think) was expressly founded on that fact and on the words of the exempting clause. Paterson, J., said, "I feel no doubt on this question, on looking at the terms of what is called the exempting clause." In *Brown v. Pegg*, the deed, as we have seen, was liable to the ad valorem stamp, and came within the exception in the exempting clause. That case is, therefore, no authority for the present, which is to be supported, if at all, on the following clause in the schedule to the Stamp Act:—

"MORTGAGE, &c., with a conveyance of the equity or other matter, in the same deed, viz.:—

(Provision for the case of a conveyance of the equity of redemption).

"And in all other cases where a mortgage or other instrument hereby charged with the ad valorem duty on mortgages shall be contained in one and the same deed or writing, with any other matter or thing, (except what shall be incident to such mortgage or other instrument), such deed or writing shall be charged with the same duties (except the progressive duties) as such mortgage or other instrument, and such other matter or

thing, would have been separately charged with, if contained in separate deeds or writings."

In *Humberston v. Jones*, the Court may have considered that the covenant to pay the whole debt and the power of sale were not incident to the new mortgage. But surely this was taking a very narrow view of the transaction. So far as concerned the old mortgagee it was a transfer, and that part of the deed which related to him was exempted from all stamp duty by the 3 Geo. 4, c. 117, as interpreted in *Doe d. Barnes v. Roe*. So far as concerned the mortgagee and the new mortgagee, it was a single transaction—a loan of 2723*l.*, subject to ad valorem duty on part, exempt from ad valorem duty on the residue. How could the deed be said to contain anything not incident either to the transfer of the old mortgage or to the securing of the further advance? The personal covenant by the mortgagee to pay the old debt, and the power of sale in respect of it, by extending the transferee's remedy for that debt, and making the recovery of it less expensive, may have rendered the security for the new advance more valuable, and was therefore incident to that security; but unquestionably, as the transaction consisted only of a transfer and a further charge, the matter in question was incident either to the further charge, and so covered by the ad valorem duty, or to the transfer, and so exempt by the stat. 3 Geo. 4, c. 117. To try this better, suppose the arrangement had been effected by two deeds, one containing a transfer of the old mortgage with a new covenant for payment and a power of sale, and the other containing a security for the further advances. The latter would of course have required the ad valorem duty only; and it is equally plain, that the former, containing nothing but a transfer, and matter incident to a transfer, would have required the transfer stamp only. Unite them, and the transfer stamp becomes unnecessary. (*Doe v. Roe*).

The decision in *Lant v. Peace* has been much disapproved of, and is open to criticism similar to which we have applied to *Humberston v. Jones*, and as those cases stand unsupported by any other authority, or by each other, it is to be hoped that they will be reviewed, and the questions involved in them settled on a more satisfactory footing. That the decision in *Humberston v. Jones* was quite unexpected at Somerset House, may be seen from Mr. Tilsley's work on the Stamp Laws, (p. 485).

## COURT OF QUEEN'S BENCH.

May 1.—The Court refused a rule for a new trial in *Bannister v. Barrow*.  
*Doe d. Tippets v. Waters*.

May 5.

*Morgan v. Soames*.

May 7.—The Court will, on Saturday the 8th May, give judgment in the following cases:—

*Parnel v. Smith*.

*Pemberton v. Colls*.

*In re Brennan and Galon*.

*Lane v. Ridley*.

*Goddard v. Wray*.

The Crown Paper will be taken on the first Thursday of next Term.

\* In *Doe d. Barnes v. Roe* a fresh covenant by the mortgagee to surrender copyholds was held not to render a deed-stamp necessary.

† "We find no provision in the act, except in cases of conveyance by way of sale, that, where a deed operates on several subject-matters in several ways, it shall have several stamps, and in the absence of any such provision, we think that one stamp is sufficient." (Per Lord Denman, C. J., *Doe v. Fereday*, 11 Adol. & Ell. 27).

## ON THE WRIT OF MANDAMUS.

(Continued from p. 167).

Where, upon an appeal against a rate, the appellant, on the trial being called on, was ready to try and prove notice of appeal, but the respondents were unprepared, and applied to put off the trial until the next sessions, which was granted, when the counsel for the respondents handed to the clerk of the peace a copy of the notice of appeal to enable him to draw up the order; but at the next sessions the appeal was called on, but the respondents' counsel objected to its being heard until the appellant first proved service of the original notice of appeal, conceiving the fact to have been admitted on the former occasion. This the appellant was not prepared to do, and the sessions confirmed the rate. Upon application, the Court of King's Bench granted a mandamus, commanding the justices to enter continuances and hear the appeal, at the same time stating that, as the respondents had acted upon the notice, other proof of it was rendered unnecessary, and, therefore, the sessions ought to have heard the appeal. (*Reg. v. The Justices of Herefordshire*, 4 B. & Adol. 561; *Reg. v. The Justices of the West Riding of Yorkshire*, 5 B. & Adol. 667; S. P., see *Reg. v. The Justices of Middlesex*, 2 Dowl. N. S., 719). So, where an appeal was lodged against an order of removal at the sessions, sent after the order was made, the applicants then moved to respite, no notice having been given to the respondents; but the sessions considering that there had been sufficient time to have given notice of trial after service of the order, and before holding the sessions, dismissed it. The Court of King's Bench, however, upon application, granted a mandamus, commanding the justices to enter continuances and hear the appeal, stating that the statute was compulsory on the sessions in such cases to receive and adjourn the appeal. (*Reg. v. The Justices of Staffordshire*, 7 East, 549; *Reg. v. The Justices of Wiltshire*, 10 East, 404). So, where a party, assessed under a poor-rate, appealed against it, and, after notice of appeal, the overseers finding the rate could not be supported, abandoned it. The appellant, however, still proceeded with the appeal, and at the ensuing sessions it was moved to quash the rate; when the justices held, that, as the rate was abandoned, they had no longer any jurisdiction, and refused to hear the appeal. The Court of King's Bench, however, were of a different opinion, and granted a mandamus commanding the justices to enter continuances and hear the appeal; thereby deciding that the overseers had no power to abandon a rate duly made. (*Reg. v. The Justices of Cambridge*, 2 Adol. & Ell. 370; and see *Reg. v. Fouché*, 11 Law Journ., N. S., M. C., 2). So, where a poor-rate was made in September, and an appeal was entered and respited at the Michaelmas sessions, and notice of appeal given for the following, the justices refused to hear the appeal, upon the ground, that the appeal not having been heard at the previous sessions, and having been adjourned without proof of want of notice to the respondents, or of its being impracticable for the appellant to proceed, they had no jurisdiction. The Court of King's Bench, however, granted a mandamus commanding them to enter continuances and hear the appeal, at the same time stating, that, although it was competent for the justices, at the first sessions after publishing the rate, to refuse to receive the appeal without proof of notice; but, having received and adjourned it, they were bound to hear it. (*Reg. v. The Justices of Wilts*, 8 B. & C. 380; S. C., 2 M. & Ry. 401; *Reg. v. The Justices of Oxfordshire*, 1 M. & S. 446). So, where an appeal against an order of removal was heard at the Easter quarter sessions, and the order was confirmed, subject to a case for the opinion of the Court of King's Bench, and the counsel for the appel-

lants drew a case, and submitted it to the counsel for the respondents, the counsel however being unable to agree, the appellants applied to the justices at their next sessions to settle the case, and a reference was had to the chairman, but he did not settle it. The appellants again applied to the quarter sessions, who refused to interfere, on the ground that they had no jurisdiction. Upon application to the Court of King's Bench, however, they granted a mandamus to the justices, commanding them to enter continuances and hear the appeal, unless in the meantime they settled the case, holding that they could not command them to state a case; but, not having absolutely decided, they were bound to hear the appeal. (*Reg. v. The Justices of Suffolk*, 1 Dowl. P. C. 163; *Reg. v. The Justices of the West Riding of Yorkshire*, 1 New Seas. Cas. 247; *Reg. v. The Justices of Cheshire*, 15 Law Journ., N. S., M. C., 114). But where the sessions, on determining an appeal, have granted a case, but none has been stated, the Court will, under some circumstances, direct a mandamus to the justices who heard the appeal to state a case. (*Reg. v. The Earl of Eppingham*, 2 B. & Ad. 393, n.; *Reg. v. The Justices of Pembrokeshire*, 1b. 391; and see *Reg. v. The Justices of Staffordshire*, 1 Dowl. P. C. 484). Where an application was made to the justices of Kent, at their sessions, by petition, to fix the wages of millers within the county; but they, conceiving that the statute was confined to the wages of labourers in husbandry, refused to interfere, upon which an application was made to the Court of King's Bench for a mandamus commanding them to hear and determine the application, upon which the writ was directed to issue, the Court being of opinion that the justices had jurisdiction, Lord Ellenborough, C. J., said, "We do not, however, by granting this mandamus, at all interfere with the exercise of that discretion which the Legislature meant to confide to the justices of the peace in sessions: we only say, that they have a discretion to exercise; and, therefore, they must hear the application; but having heard it, it rests entirely with them to act or not upon it, as they think fit." (*Reg. v. The Justices of Kent*, 14 East, 395; and see *Reg. v. The Justices of Cumberland*, 1 M. & S. 190; 5 Eliz. c. 4, s. 15; 1 Jac. 1, c. 6, s. 3; 16 Car. 1, c. 4, s. 2). Where, upon appeal to the justices at sessions against overseers' accounts, they refused to hear it, on the ground, that, as they had not been examined and allowed at a special sessions, pursuant to 50 Geo. 3, c. 49, they had no jurisdiction, the Court, after hearing counsel, being satisfied that the sessions had jurisdiction, and that they ought to have heard the appeal, granted a mandamus commanding them to enter continuances and hear the appeal. (*Reg. v. The Justices of Colchester*, 5 B. & Ald. 535; S. C., 1 D. & Ry. 146; 1 Cas. Mag. 51; and see *Reg. v. Barlett*, 2 Stra. 983; *Reg. v. Whitear*, 3 Burr. 1365; *Lester's case*, 16 East, 374; *Reg. v. Pascoe*, 2 M. & S. 343). So, where there were two overseers of the poor, and, by arrangement between them, each became acting overseers for half the year, and one appealed against the accounts of the other, when the appeal was called on at the sessions, and one of the witnesses for the respondents examined his counsel, took an objection to the appeal, and contended, that it would not lie by one joint overseer against the other: the justices, coinciding in this view of the case, dismissed the appeal, without hearing the appellant. Upon an application for a mandamus to the justices to enter continuances and hear the appeal, it was urged, upon the part of the magistrates, that the appellant was not competent, as a co-overseer, to appeal in such a case; and that, as the sessions had already exercised their jurisdiction, and decided the appeal, the Court would not interfere by awarding a mandamus; the Court held, however, that the appeal was not heard, and that the grounds of refusal were insufficient, and granted the writ accord-

ingly. Lord Tenterden, C. J., said, "It appears that each overseer kept a separate account of his own receipts and disbursements. There was nothing unusual in this: in the present case one appeals against the other's accounts. His interest in the affairs of the parish is not the less because he is a joint overseer. There is nothing in the statute against his appealing, and it is reasonable that he should have that power. (*Reg. v. The Justices of Gloucestershire*, 1 B. & Adol. 1; and see *Reg. v. The Justices of Norfolk*, 2 B. & Adol. 944). Where three persons were jointly summoned to answer a complaint, under sect. 34 of the 7 & 8 Geo. 4, c. 29, for unlawful fishing, upon the hearing they were convicted in penalties of separate sums for each defendant. After the conviction, a single notice of appeal was served on the complainant, signed by the three defendants, stating they intended "to appeal against a conviction of us." The defendants entered into three several recognisances by separate instruments; three separate convictions were returned to the sessions, each of one defendant. On the case being called on, the counsel for the respondent objected, that there ought to have been one notice of appeal from each appellant. The sessions allowed the objection, and confirmed the conviction, without hearing the merits. The Court of Queen's Bench, however, granted a mandamus, commanding the sessions to hear the appeal, at the same time stating, that, if there was any variance, (which it did not appear there was), it was one that could not mislead; and, therefore, the justices should have heard the appeal. (*Reg. v. The Justices of Oxfordshire*, 4 Adol. & Ell., N. S., 177; S. C., 3 G. & D. 348). It seems, wherever an objection is taken which is untenable, and ought not to have prevailed, the Court of Queen's Bench will grant a mandamus to compel the sessions to enter continuances and hear the appeal, provided there has not been such a hearing of the appeal so as to preclude the Court from interfering; for instance, if the sessions refuse to hear an appeal on a preliminary objection taken to the sufficiency of the notice of appeal, the Court of Queen's Bench will grant a mandamus. (*Reg. v. The Justices of Surrey*, 3 D. & L. 573; *Reg. v. The Justices of Gloucestershire*, 1 B. & Adol. 1; *Reg. v. The Justices of Kent*, 2 Q. B. Rep. 686; *Reg. v. The Justices of Kesteven*, 3 Q. B. Rep. 810, overruling *Reg. v. The Justices of Carnarvonshire*, 2 Q. B. Rep. 326, and *Reg. v. The Justices of the West Riding of Yorkshire*, Id. 381. See *Ex parte Ackworth*, 1 D. & L. 718; S. C., 3 Q. B. Rep. 397, n. a; *Reg. v. The Justices of Flintshire*, 2 D. & L. 143; S. C., 13 Law Journ., M. C., 349; *Reg. v. The Justices of Sussex*, 1 New Sess. Cas. 438; *Ex parte Wellinborough*, 15 Law Journ., M. C., 20). Where an order of removal was made by A. B. and Josiah Wilson, and a duplicate copy served, in which the name of the latter justice was illegibly written, but the names of the two justices were both distinctly written in the heading and jurats of the examinations, upon a petition of appeal (according to the custom of the Middlesex sessions) being presented, the order appealed against was described as one made by A. B. and "Josiah Walters." At the April sessions, the appeal was entered upon the records of the sessions as against an order made by A. B. and "John Walter," Esq. On the 30th June, notice of appeal was given by the appellant parish against an order made by A. B. and "John Walter." It appeared, that the clerk of the peace, finding no magistrate in the commission of the peace of the name of "Josiah Walter," but one of the name of "John Walter," entered the appeal in the latter name, supposing it to be a mistake. On the appeal coming on to be heard at the sessions, the Court refused to hear it, on the ground of there being no such order as that appealed against. The Court of Queen's Bench, however, granted a mandamus to the justices to hear the appeal, stating that the

sessions would have jurisdiction to hear the appeal against the real order, if they were satisfied that such order was, in fact, made, and the appeal entered against it, although a mistake had occurred in the name. (*Reg. v. The Justices of Middlesex*, 15 Law Journ., M. C., 160; *Reg. v. The Justices of Denbighshire*, (9 Dowl. P. C. 509).

(To be continued).

## London Gazette.

TUESDAY, MAY 4.

### BANKRUPTS.

- ANN COLLYER, commonly called ANN MILES, State Hammond, Buckinghamshire, cowkeeper, dealer and chapwoman, May 11 at half-past 11, and June 15 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. James & Smythies, Aylesbury, Bucks; Meyrick, 2, Furnival's-inn.—Fiat dated May 1.
- GEORGE HORNE and ALEXANDER MACLEOD BURGHEES, Cheapside, London, booksellers, dealers and chapmen, May 12 at half-past 11, and June 15 at 11, Court of Bankruptcy, London: Off. Ass. Peanell; Sol. Billing, King-street, Cheapside.—Fiat dated April 30.
- THOMAS STIRLING the elder and WILLIAM STIRLING, Stratford, Essex, sisters, May 8 at half-past 1, and June 2 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sols. Scott & Co., St. Mildred's-court, City.—Fiat dated April 27.
- GEORGE SOUTHWELL, Whitstable, Kent, baker and coal merchant, dealer and chapman, May 10 at half-past 1, and June 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Richardson & Co., Bedford-row.—Fiat dated May 1.
- WILLIAM ROLPH, Billericay, Essex, innkeeper and common brewer, dealer and chapman, May 10 at 1, and June 14 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. M'Leod & Co., London-street, Fenchurch-street.—Fiat dated May 1.
- JAMES COOPER, Billericay, Essex, cattle salesman, dealer and chapman, May 14 at half-past 2, and June 11 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Norton & Son, 1, New-street, Bishopsgate.—Fiat dated May 1.
- JOHN ALFRED TRIMMER, Brentford, Middlesex, victualler, boarding-house keeper, dealer and chapman, May 14 at 2, and June 11 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Lawrence & Reed, Gutter-lane, Cheapside.—Fiat dated April 30.
- JOHN PULLEINE the younger, Selby, Yorkshire, brewer and maltster, dealer and chapman, May 18 and June 3 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Weddall & Parker, Selby; Bond & Barwick, Leeds; Wiglesworth & Co., Gray's-inn, London.—Fiat dated April 10.
- FRANCIS RIPPINGALE, Thrumpton, Ordsall, Nottinghamshire, auctioneer, dealer and chapman, May 14 and June 11 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Bowley, Nottingham; Binney, Sheffield; Johnson & Co., Temple, London.—Fiat dated April 28.
- JOHN MUNKS, Sheffield, Yorkshire, licensed victualler and cabinet case maker, May 14 and June 11 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Broadbent, Sheffield; Tattershall, Great James-st., London.—Fiat dated April 20.
- RICHARD BURKINSHAW, Huddersfield, Yorkshire, share broker, dealer and chapman, May 14 and June 11 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Potter, Rotherham, Yorkshire; Butterfield & Co., Gray's-inn, London.—Fiat dated April 27.
- THOMAS ROBINSON, Liverpool, blacksmith and builder, dealer and chapman, May 11 and June 11 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Hind; Sols. Pemberton, Liverpool; Cornthwaite, Old Jewry-chambers, London.—Fiat dated April 26.

**ROBERT COGAN**, Leicester-square, Middlesex, glass, lead, and colour merchant, May 15 at half-past 12, and June 12 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Richardson, Moorgate-street.—Fiat dated April 30.

## MEETINGS.

**Abraham Daniels**, Alexander-square, Brompton, Middlesex, merchant, May 17 at 1, Court of Bankruptcy, London, pr. d.—**John Murray**, Grasschurch-st., London, Manchester warehouseman, May 14 at 11, Court of Bankruptcy, London, last ex.—**Ed. Seppings**, Cromer, Norfolk, victualler, May 11 at 11, Court of Bankruptcy, London, last ex.—**Wm. Wiles**, York-row, Kensington-road, and Dalwich, Surrey, pawnbroker, May 14 at 12, Court of Bankruptcy, London, last ex.—**Charles Robert Sumner**, Fenchurch-street, London, and York-grove, Peckham-lane, Camberwell, Surrey, ship owner, May 11 at 12, Court of Bankruptcy, London, last ex.—**G. Sharp and Sons**, Commercial-road, Lambeth, Surrey, stone masons, May 11 at 11, Court of Bankruptcy, London, last ex. of **George Sharp**.—**Alexander Rainey**, Regent-street, Piccadilly, Middlesex, estate agent, May 14 at 1, Court of Bankruptcy, London, last ex.—**Thomas Reader**, Foles-hill, Warwickshire, miller, May 20 at 11, District Court of Bankruptcy, Birmingham, last ex.—**James Ogden**, Reddish, Lancashire, cotton spinner, May 18 at 12, District Court of Bankruptcy, Manchester, last ex.—**Robert Greig** and **Wm. Rowings**, Maiden-lane, King's-cross, Middlesex, timber merchant, May 11 at 11, Court of Bankruptcy, London, and ac.—**Wm. Bull**, Little Love-lane, Wood-street, London, stock manufacturer, May 27 at half-past 1, Court of Bankruptcy, London, and ac.—**Henry Ch. Howells** the younger, Albion-chambers, St. Werburg, Bristol, share broker, May 27 at 11, District Court of Bankruptcy, Bristol, aud. ac.; May 28 at 11, div.—**Thomas Wadley**, Liverpool, broker, May 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—**William M. Alpine**, Liverpool, tailor, May 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—**Benj. Harrison Hunter**, Liverpool, merchant, May 25 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; May 28 at 12, div.—**S. Franceys** and **Thomas Plumley Franceys**, Liverpool, marble masons, May 25 at 11, District Court of Bankruptcy, Liverpool, aud. ac. sep. est. of **Sam. Franceys**.—**John Wm. Harvey**, Ottery St. Mary, Devonshire, grocer, June 1 at 11, District Court of Bankruptcy, Exeter, and ac.; June 2 at 11, div.—**Joseph Duckham** and **Robert Lankester**, Bread-street, Chapside, London, warehousemen, May 27 at 2, Court of Bankruptcy, London, div.—**Charles Best**, St. James's-walk, Clerkenwell, Middlesex, printer, May 27 at half-past 11, Court of Bankruptcy, London, div.—**John Coker**, Narford, Norfolk, timber dealer, May 26 at half-past 1, Court of Bankruptcy, London, div.—**Joseph Clark Ross**, Savage-gardens, London, merchant, May 26 at 11, Court of Bankruptcy, London, div.—**Michael Dove**, Maidstone, Kent, grocer, May 27 at half-past 12, Court of Bankruptcy, London, div.—**John Cartkitch**, Whitecross-street, Middlesex, victualler, May 26 at 1, Court of Bankruptcy, London, div.—**John Bates**, Three Colt-street, Limehouse, Middlesex, grocer, May 26 at half-past 12, Court of Bankruptcy, London, div.—**James Bird**, Club-row, Bethnal-green, Middlesex, timber merchant, May 26 at 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

**Alfred Inskipp**, Long-lane, Bermondsey, Surrey, leather manufacturer, May 26 at 12, Court of Bankruptcy, London.—**James Ullathorne**, Spencer-place, Brixton-road, Surrey, builder, May 26 at half-past 11, Court of Bankruptcy, London.—**Wm. Frederick Cooper**, **Benj. Farrer Cooper**, and **Paul Edwin Cooper**, Darlington, Durham, linendrapers, May 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—**Richard Dix**, Wells, Somersetshire, saddler, May 28 at 12, District Court of Bankruptcy, Bristol.—**Joseph Heworth**, Huddersfield, Yorkshire, wine merchant, May 25 at 10, District Court of Bankruptcy, Leeds.—**The Rev. Andrew Keir**, North Cave, Yorkshire, clerk, May 26 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—**Arthur John Carsham**, Mansfield, Nottinghamshire, scrivener, June 11 at 10, District Court of Bankruptcy, Sheffield.—**Henry Lovell** and **W. Elude Larkman-Corran**, Liverpool, merchants, May 25 at 11, District Court of Bankruptcy, Liverpool.—**Hewson Dutches**, Liverpool, merchant, May 25 at 11, District Court

of Bankruptcy, Liverpool.—**John Ingham**, Liverpool, merchant, May 25 at 11, District Court of Bankruptcy, Liverpool.—**Peter Burns** the younger, Liverpool, bookseller, May 25 at 12, District Court of Bankruptcy, Liverpool.—**J. Jebb**, Stanwardine in the Fields, Baschurch, Shropshire, grocer, June 9 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before May 25.

**Wm. Clemons**, Dawley-green, near Shifnal, Shropshire, victualler.—**H. Hunter**, Old-street, Middlesex, confectioner.—**James Lewis**, Dawley-green, Shropshire, butcher.—**John Burbidge** the younger, Tysoe-street, Clerkenwell, Middlesex, cabinet maker.—**Thomas Jaynes**, London, Worcestershire, butcher.—**John Newby**, Leicester, haberdasher.

## PARTNERSHIP DISSOLVED.

**Rich. Roy**, **Jos. Blunt** the younger, and **Dav. G. Johnstone**, Lothbury, London, solicitors and attorneys, (so far as regards the said **Dav. G. Johnstone**).

## SCOTCH SEQUESTRATIONS.

**Robert Henry**, Edinburgh, tailor.—**Elizabeth M. Kinlay**, widow, deceased, Glasgow, grocer.—**Wm. Cameron**, Muncieby, Ross-shire, merchant.—**John Watt**, Orkney, Kilsyth, Stirlingshire, and **Rawyards**, New Monkland, Lanarkshire, coal master.—**Owen M'Gough**, Glasgow, spirit dealer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Geo. Baldwin**, Greenwich, Kent, herbalist, May 20 at 12, Court of Bankruptcy, London.—**John Cole** the younger, Ipswich, Suffolk, grocer, May 20 at 12, Court of Bankruptcy, London.—**Hen. Hoyle Gardner**, Gillingham, near Chatham, Kent, miller, May 20 at 11, Court of Bankruptcy, London.—**Julia Clapperton**, widow, Alfred-pl., Bedford-sq., Middlesex, boarding-house keeper, May 20 at 11, Court of Bankruptcy, London.—**Wm. Nunn**, Bury St. Edmund's, Suffolk, professor of music, May 20 at 11, Court of Bankruptcy, London.—**Frank Felker Dally**, Maidstone, Kent, attorney at law, May 20 at 11, Court of Bankruptcy, London.—**Gregory Jarmen**, Mary Ann's-place, Finsbury-market, Shoreditch, Middlesex, clerk, May 19 at 11, Court of Bankruptcy, London.—**Geo. H. Howes**, Richard-place, Webber-st., Surrey, engineer, May 12 at 11, Court of Bankruptcy, London.—**Wm. Boston**, Southminster, Essex, straw bonnet maker, May 13 at 11, Court of Bankruptcy, London.—**Wm. E. Adams**, Felix-place, Liverpool-road, Middlesex, plumber, May 13 at 11, Court of Bankruptcy, London.—**Wm. Callow**, Carterbury, retailer of beer, May 13 at 12, Court of Bankruptcy, London.—**Lawrence Skwerer**, Bermondsey-st., Southwark, Surrey, licensed victualler, May 13 at 11, Court of Bankruptcy, London.—**Joseph Smith**, Palace-row, New-road, St. Pancras, Middlesex, optician, May 13 at 11, Court of Bankruptcy, London.—**Richard Dawson**, Buttersland-street, Hoxton New-town, Shoreditch, Middlesex, perfumer, May 13 at 12, Court of Bankruptcy, London.—**Thomas Brown**, Yeadon, Yorkshire, clothier, May 13 at 10, District Court of Bankruptcy, Leeds.—**James Fosall**, Cartway, Bridgnorth, Shropshire, bricklayer, May 19 at 12, District Court of Bankruptcy, Birmingham.—**John Standeven**, Halifax, Yorkshire, painter, May 13 at 10, District Court of Bankruptcy, Leeds.—**Rich. Birkby**, Wike, Birstal, Yorkshire, wheelwright, May 13 at 10, District Court of Bankruptcy, Leeds.—**John Smith**, Walmgate-bar, Yorkshire, out of business, May 13 at 10, District Court of Bankruptcy, Leeds.—**Wm. Skinner**, Lympstone, Devonshire, innkeeper, May 13 at 11, District Court of Bankruptcy, Exeter.—**James Ashton**, Birkenhead, Cheshire, painter, May 11 at 12, District Court of Bankruptcy, Liverpool.—**Jas. Lyon**, Liverpool, auctioneer, May 11 at 12, District Court of Bankruptcy, Liverpool.—**Jas. Fawcett**, Low-hill, near Liverpool, upholsterer, May 14 at 12, District Court of Bankruptcy, Liverpool.—**Rich. Broughton**, Toxteth-park, Lancashire, grocer, May 13 at 11, District Court of Bankruptcy, Liverpool.—**Peter G. Jones**, Llanwryst, Denbighshire, stone mason, May 13 at 11, District Court of Bankruptcy, Liverpool.—**John R. Kimer**, Kirkheaton, Yorkshire, grocer, May 13 at 10, District Court of Bankruptcy, Leeds.—**Wm. Chapple**, Tiverton, Devonshire, baker, May 18 at 11, District Court of Bankruptcy, Exeter.—**Richard F. Oats**, Marsdon, Cornwall, tinman, May 18 at 11, District



Court of Bankruptcy, Exeter.—*Stephen Jeffries*, Stonehouse, Gloucestershire, retailer of beer, May 27 at 12, District Court of Bankruptcy, Bristol.

Saturday, May 1.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*John Jones*, Fotty, Llanrhaidr, Cimerch, Denbighshire, farmer, No. 60,459 C.; *Thomas Roberts*, assignee.—*J. Rees*, Lower Crown, Blanford Iron Works, Monmouthshire, beer retailer, No. 62,952 C.; *Richard James*, assignee.—*William Croft*, Birkenhead, Cheshire, joiner, No. 67,804 C.; *Thomas Hitchen*, assignee.—*Wm. Tyack*, Ludgvan, Cornwall, inn-keeper, No. 67,821 C.; *Christopher Ellis*, assignee.—*William Crump*, Trowbridge, Wiltshire, victualler, No. 67,822 C.; *Harry Butler* and *William Joyce*, assignees.—*Wm. Briggs*, Kingsthorpe, near Northampton, Northamptonshire, butcher, No. 67,839 C.; *John Jeffery*, assignee.—*Thomas Munn* the younger, Brighton, Sussex, plumber, No. 67,858 C.; *George Dumbrell*, assignee.

Wednesday, April 28.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Watson*, Minto-street, and Richardson-street, Southwark, carrier: in the Queen's Prison.—*J. A. Richmond*, Mary-street, Regent's-park, Middlesex, collecting clerk to a brewer: in the Queen's Prison.—*Mary H. Flower*, Thayer-street, Manchester-square, Middlesex, dress maker: in the Debtors Prison for London and Middlesex.—*Wm. Robinson*, Bell-yard, Carey-street, Middlesex, carrier: in the Debtors Prison for London and Middlesex.—*Ann Moss*, Little Alie-street, Goodman's-fields, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Gervase Ellis*, Great Union-street, Borough-road, Southwark, general shopkeeper: in the Queen's Prison.—*W. Tinson*, High Holborn, licensed victualler: in the Debtors Prison for London and Middlesex.—*Duncan John Mackenzie*, Chamber-street, Leman-street, Goodman's-fields, Middlesex, wine merchant: in the Queen's Prison.—*Stephen Shillito*, St. John-street, West Smithfield, Middlesex, shoemaker: in the Debtors Prison for London and Middlesex.—*Thomas Bishop*, Curry Mallett, near Ilminster, Somersetshire, victualler: in the Gaol of Wilton.—*Brian Stead Holmes*, Manchester, out of employment: in the Gaol of Lancaster.—*Alexander Hamilton*, Liverpool, tailor: in the Gaol of Lancaster.—*Joseph Maas*, Dartford, Kent, draper: in the Gaol of Maidstone.—*Jesse Graves*, Kingston-upon-Hull, out of business: in the Gaol of Kingston-upon-Hull.—*Wm. Close*, Lydney, Gloucestershire, butcher: in the Gaol of Gloucester.

Saturday, May 1.

(On their own Petitions).

*Edward Pugh* the younger, Alfred-place, Union-st., London-road, Southwark, Surrey, painter: in the Gaol of Surrey.—*Wm. Ashcroft*, Vincent-square, Westminster, Middlesex, slate mason: in the Debtors Prison for London and Middlesex.—*John Nicholson*, Bishop's-court, Old Bailey, London, wholesale stationer: in the Debtors Prison for London and Middlesex.—*Charles Andrews*, Rye-lane, Peckham, Surrey, out of business: in the Debtors Prison for London and Middlesex.—*Robert Arnall*, Avenue-road, Regent's-park, Middlesex, livery-stable keeper: in the Debtors Prison for London and Middlesex.—*Joseph Norris*, Hulme, Manchester, and King Edward-street, Newgate, London, commission agent: in the Debtors Prison for London and Middlesex.—*Wm. M. Clark*, Argyle-square, New-road, St. Pancras, Middlesex, general commission agent: in the Debtors Prison for London and Middlesex.—*John Thomas Willy*, Aldenham-terrace, St. Pancras, Middlesex, professor of music: in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

*John B. Beaumont*, North-place, Charles-street, Peckham, Surrey, gentleman: in the Gaol of Horse-monger-lane.

(On their own Petitions).

*John Foulds*, Manchester, patten maker: in Lancaster Castle.—*John Boyle*, Leeds, Yorkshire, carter: in York Castle.—*Thomas Laycock*, Leeds, Yorkshire, shopkeeper: in York

Castle.—*Thomas Lees* the younger, Lovers-hulme, near Manchester, out of business: in the Gaol of Lancaster.—*Fredrick Athias*, Dowlaia, Merthyr Tydvil, Glamorganshire, shopman: in the Gaol of Cardiff.—*George Coldwell*, Ashton-under-Lyne, Lancashire, cordwainer: in Lancaster Castle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, May 19, at 9.

*W. Argent*, Albion-street, Waterloo-town, Bethnal-green, Middlesex, out of business.—*Wm. John Morris*, Church-st., Minorics, Middlesex, stationer.—*John Mayo*, Wyndham-road, Camberwell, Surrey, carpenter.—*James Smith*, Aylesbury-st., Clerkenwell, Middlesex, butcher.—*Fred. Povey*, Kingston-upon-Thames, Surrey, furniture broker.—*Thomas Knight*, South Molton-street, Oxford-street, Middlesex, meat salesman.—*Wm. D. Lovell*, Little Camden-street, Camden-town, Middlesex, gold beater.—*Wm. Bassett*, Barnsbury-row, Islington, Middlesex, painter.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Alexander Smart*, Chapel-street, Grosvenor-square, Middlesex, watchmaker: 2s. 9d. in the pound.—*Wm. Thompson*, Chatham, Kent, grocer: 11d. in the pound.—*Thomas Eyles*, Bath, Somersetshire, cabinet maker: 1s. in the pound.—*T. L. Woods*, Liverpool, plumber: 3s. 11d. in the pound.—*T. Teppenden*, Kennington, near Ashford, Kent, grocer: 1s. 4d. in the pound.—*West Henry Parkes*, Aston, near Birmingham, out of business: 2s. 3½d. in the pound.—*Theo. Arnold*, Cheltenham, Gloucestershire, fly proprietor: 3s. 3½d. in the pound.

FRIDAY, MAY 7.

#### BANKRUPTS.

**FREDERICK DUDELLE**, Ryde, Isle of Wight, Hampshire, hair dresser and perfumer, dealer and chapman, May 14 at 2, and June 19 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Horsley, 2, Staple-inn.—Fiat dated May 4.

**JAMES RUMSEY**, Lansdown-villas, Fulham-road, Middlesex, drysalter, share and general commission agent, May 14 at half-past 12, and June 18 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Skinner, Barnard's-inn, Holborn.—Fiat dated May 5.

**WILLIAM FUGLER**, Lawrence-lane, Cheapside, London, Manchester warehouseman, May 14 at half-past 11, and June 18 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Cox, Finner's-hall.—Fiat dated May 3.

**JOHN LAXTON**, Cheshunt, Hertfordshire, linen draper, dealer and chapman, May 14 and June 18 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Heather & Co., Paternoster-row.—Fiat dated May 4.

**WILLIAM ANDREW**, Plough Livery-stables, Dural's-lane, Hornsey-road, Middlesex, livery-stable keeper, May 13 at half-past 2, and June 17 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Neal, King-street.—Fiat dated May 4.

**JAMES TATE**, Holles-st., Cavendish-sq., Middlesex, boot and shoe maker, May 19 and June 23 at half-past 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Barber, Bloomsbury-square.—Fiat dated May 6.

**RAY JOSEPH JONES**, Basingstoke, Southampton, tailor, dealer and chapman, May 19 at 2, and June 23 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Heather, Paternoster-row.—Fiat dated May 1.

**FRANCIS BUCHANAN HOARE**, Lincoln's-inn-fields, Middlesex, printer, publisher, dealer and chapman, May 14 at 11, and June 24 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Sewell, Gray's-inn-square.—Fiat dated April 28.

**JAMES RILEY**, Mount-place, Walworth, Surrey, cheesemonger, dealer and chapman, May 17 at 12, and June 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Stevens & Co., Queen-street, Cheapside.—Fiat dated May 5.

**GEORGE BURBIDGE**, Moorgate-st., London, auctioneer, dealer and chapman, (in copartnership with George Morris Eliot Snow), May 18 at 2, and June 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrence & Flews, Old Jewry-chambers.—Fiat dated May 6.

**JOHN SHEA**, Aldermanbury, London, woollen warehouseman, dealer and chapman, May 18 at half-past 2, and June 18 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Wilson, Aldermanbury.—Fiat dated May 6.

**JOHN SANSOM**, Fordingbridge, Hampshire, surgeon and apothecary, dealer and chapman, May 17 at half-past 11, and June 14 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Knight, Bazinghall-st., London.—Fiat dated May 3.

**HENRY CLARE TIMPSON**, Albion-terrace, Albion-road, Woolwich, Kent, surgeon, May 18 and June 18 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Pearce, Woolwich; Hughes, Chapel-street, Bedford-row.—Fiat dated May 3.

**JOHN WATKINS**, Three Goats' Heads, Wandsworth-road, Surrey, licensed victualler, dealer and chapman, May 18 at 1, and June 15 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Shoubridge & Bramley, 3, Bedford-row.—Fiat dated April 30.

**JABEZ HAWKINS**, Nottingham, currier and leather dealer, dealer and chapman, May 21 and June 18 at 11, Exchange-rooms, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated April 30.

**EDWARD SWIFT**, Walsall, Staffordshire, saddlers' ironmonger, dealer and chapman, May 20 and June 17 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Thomas, Walsall; Smith, Birmingham; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated May 3.

**JAMES TYLER**, Worcester, hop merchant, dealer and chapman, May 18 and June 19 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Peachey, Salisbury-square, London.—Fiat dated April 19.

**SAMUEL GROOM**, Whitchurch, Shropshire, auctioneer, dealer and chapman, May 18 and June 19 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Hodgson, Birmingham.—Fiat dated May 3.

**WILLIAM BURTON**, Bradford, Yorkshire, joiner and builder, dealer and chapman, May 18 at 1, and July 1 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Foster, Bradford; Harle & Clarke, Leeds; Nether-sole, London.—Fiat dated April 30.

**RICHARD RYMER**, Manchester, hotel keeper, dealer and chapman, May 19 at 12, and June 10 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. C. and H. Wood, Manchester; Johnson & Co., Temple, London.—Fiat dated May 5.

**JAMES BUTTERWORTH**, Rochdale, Lancashire, cotton manufacturer, and currier and leather cutter, dealer and chapman, May 21 and June 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Powdrell; Sols. Hunt, Rochdale; Cragg & Jeyes, Bedford-row, London.—Fiat dated May 3.

**EDWARD MELLOR**, Ashton-under-Lyne, Lancashire, stonemason, builder, dealer and chapman, May 19 and June 9 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Langford, Friday-street, Cheapside, London.—Fiat dated May 4.

**GEORGE THOMAS BRADBURY**, Bank-mill, Ashton-under-Lyne, Lancashire, cotton spinner, dealer and chapman, May 21 and June 10 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, 10, Charlotte-street, Bedford-square.—Fiat dated April 28.

## MEETINGS.

*Wm. Christopher Wells*, Claremont-terrace, Pentonville, Middlesex, and Poultry, London, merchant, May 18 at 11, Court of Bankruptcy, London, ch. ass.—*Jos. Winder*, Salford, Lancashire, bleacher, May 31 at 12, District Court of Bankruptcy, Manchester, last ex. and aud. ac.; June 1 at 12, div.—*Robert McKim*, Liverpool, merchant, May 19 at 12, District Court of Bankruptcy, Manchester, last ex.—*Francis Champness*, Bishop's-road, Paddington, Middlesex, linen draper, May 28 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Wm. Rich. Barnard*, Midhurst, Sussex, upholsterer, May 28 at half-past 1, Court of Bankruptcy, London, aud. ac.—*John Clarke*, Great Castle-st., Regent-street, Middlesex, painter, May 28 at 1, Court of Bankruptcy, London, aud. ac.—*Robert Greig* and *Wm. Rawlings*, Maiden-

lane, King's-cross, Middlesex, timber merchants, May 28 at 11, Court of Bankruptcy, London, aud. ac.—*Jules Rochast*, Cornwall-crescent, Camden-town, and St. Martin's-lane, Middlesex, jeweller, May 31 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Fitzgerald*, Bond-st., Commercial-road, Lambeth, Surrey, coal merchant, May 31 at 11, Court of Bankruptcy, London, aud. ac.—*Robert Wm. Smeeton*, Essex-wharf, near the Strand, Middlesex, coal merchant, May 31 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Benj. Ed. Walker*, Upper Fitzroy-st., Fitzroy-square, Middlesex, publican, May 31 at half-past 12, Court of Bankruptcy, London, aud. ac.—*John Carrington Duns*, Chatteris, Isle of Ely, Cambridgeshire, common brewer, May 31 at 12, Court of Bankruptcy, London, aud. ac.—*Charles Till*, Salisbury, Wiltshire, and Andover, Southampton, linendraper, May 31 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Chas. Pasheller* and *J. Pasheller*, Huntingdon, bankers, May 31 at 12, Court of Bankruptcy, London, aud. ac.—*Th. Hitt Harvey*, Weymouth and Melcombe Regis, Dorsetshire, cement merchant, June 1 at 11, District Court of Bankruptcy, Exeter, aud. ac.—*Wm. Barker*, Royton, near Oldham, Lancashire, millwright, May 31 at 12, District Court of Bankruptcy, Manchester, aud. ac.; June 1 at 12, div.—*Jas. Hill*, Leeds, Yorkshire, share broker, May 27 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*John Mortimer*, Bradford, Yorkshire, woolstapler, May 27 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*George Combes Bignell*, Leeds, Yorkshire, stock jobber, May 27 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*John Woodhead*, Todmorden, Yorkshire, clogger, May 27 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*Edward Asford*, St. John's-wood-terrace, Middlesex, milliner, May 28 at half-past 1, Court of Bankruptcy, London, div.—*John Lionel Hood*, Princes-street, Leicester-square, Middlesex, and Great Grimsby, Lincolnshire, rope manufacturer, May 29 at 11, Court of Bankruptcy, London, div.—*Mary Gilbert*, Lawrence-lane, London, innkeeper, May 28 at 11, Court of Bankruptcy, London, fin. div.—*F. Augustus De Wilde*, Wells-street, Oxford-street, Middlesex, cabinet ironmonger, May 28 at half-past 11, Court of Bankruptcy, London, fin. div.—*Edward Stephens Messier* and *Frederick Messier*, Malmesbury, Wiltshire, tailors, June 1 at 11, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

*To be allowed, unless cause be shewn to the contrary on or before the Day of Meeting.*

*Richard Hamitt*, Blenheim-street, Oxford-street, Middlesex, tailor, May 31 at half-past 11, Court of Bankruptcy, London.—*John Clarke*, Great Castle-street, Regent-street, Middlesex, painter, May 28 at 1, Court of Bankruptcy, London.—*Samuel Bateman Holder*, London, merchant, May 29 at half-past 11, Court of Bankruptcy, London.—*J. Slough*, Twickenham, Middlesex, baker, May 29 at 12, Court of Bankruptcy, London.—*Lavender Shelton*, Hitchin, Hertfordshire, licensed hawk, May 29 at half-past 11, Court of Bankruptcy, London.—*Archibald Leslie*, St. Dunstan's-hill, London, merchant, May 29 at 11, Court of Bankruptcy, London.—*Michael O'Hara Nash*, Bristol, licensed victualler, June 3 at 11, District Court of Bankruptcy, Bristol.—*Jesse Francis*, Holywell, Flintshire, grocer, May 28 at 11, District Court of Bankruptcy, Liverpool.—*John Gillon* the younger, Liverpool, brandy merchant, May 28 at 12, District Court of Bankruptcy, Liverpool.—*Richard Gibson*, Castle Bromwich, Warwickshire, grazier, June 22 at half-past 11, District Court of Bankruptcy, Birmingham.—*Joseph Chatterton*, Manchester, coach builder, June 3 at 12, District Court of Bankruptcy, Manchester.—*Wilson Dickinson*, Manchester, saddler, June 3 at 12, District Court of Bankruptcy, Manchester.—*H. Booth* and *James Booth*, Haughton, and *Thomas Booth*, Denton, both in Lancashire, hat manufacturers, May 31 at 11, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before May 28.*

*John Bagnall*, Birmingham, builder.—*Pierre Calliet*, Manchester, leather dealer.—*Francis H. Bourquin*, Northampton-square, Middlesex, watch manufacturer.—*George Woollard Lovell*, Barrossa-terrace, Cambridge-heath, Hackney, Middlesex, builder.—*Joseph Firth* the elder, Stainland, *Joseph Firth* the younger, Booth-town, *James Dugdale*, and *Wm. Stott*, both in Soyland, all in Yorkshire, cotton spinners,

FIAT ANNULLED.

Robert A. Stace, Sandgate, Kent, upholsterer.

PARTNERSHIP DISSOLVED.

Edmund Wells Oldaker, Francis Denny Woodward, and Edwin Ball, Pembure, Wootton Bassett, solicitors at law and solicitors.

SCOTCH SEQUESTRATIONS.

Wm. Cochran & Co., Kelvinsburgh, bleachers.—J. Ewing Garven, Irvine, timber merchant.—Sam. C. Barley & Co., Glasgow, and Dillichip, Dumbartonshire, silk printers.—A. Kennedy, Edinburgh, merchant.—Bryce Macmillan, Glasgow, cabinet maker.—Robert Griese, Roxburgh, miller.

INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

Edw. M. Mackin, Adde-st., Aldermanbury, London, job warehouseman, May 20 at half-past 12, Court of Bankruptcy, London.—Thos. Williams, Moreland-cottage, Shooter's-hill-road, Kent, gentleman, May 20 at 12, Court of Bankruptcy, London.—Wm. Briggs, Cambridge, grocer, May 15 at 12, Court of Bankruptcy, London.—Robert Story, Devonshire-street, Newington-causeway, Surrey, extra clerk in the Audit office, Somerset House, May 14 at 11, Court of Bankruptcy, London.—Eugenie M. E. Ceye, spinster, Half-moon-street, Piccadilly, Middlesex, not in any trade, May 14 at 11, Court of Bankruptcy, London.—John R. Bueti, Charlotte-terrace, New-cut, Lambeth, Surrey, clothier, May 12 at 11, Court of Bankruptcy, London.—John Spiers, Sinslade, Buckinghamshire, coal dealer, May 19 at 11, Court of Bankruptcy, London.—James Alfred Stamford, Southwold, Suffolk, surgeon, May 19 at 11, Court of Bankruptcy, London.—William Rogers, Celwell, Freshwater, Isle of Wight, Southampton, shoemaker, May 20 at 11, Court of Bankruptcy, London.—John Collins Hill, Lower Mitcham, Surrey, mercantile clerk, May 13 at 12, Court of Bankruptcy, London.—Evan Watkins, Tydvil's-well, Merthyr Tydvil, Glamorganshire, cabinet maker, May 21 at 11, District Court of Bankruptcy, Bristol.—Timothy Roberts, Overton, Flintshire, attorney's clerk, May 18 at 12, District Court of Bankruptcy, Liverpool.—Josiah Gerard, Caernarvon, surveyor of taxes, May 14 at 11, District Court of Bankruptcy, Liverpool.—H. Meadley, Bristol, mason, May 11 at 11, District Court of Bankruptcy, Bristol.—Thomas Potter, Kidderminster, Worcestershire, out of business, May 11 at half-past 11, District Court of Bankruptcy, Birmingham.—Geo. Pringle, Wolverhampton, Staffordshire, brewer's clerk, May 15 at 11, District Court of Bankruptcy, Birmingham.

Wednesday, May 5.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

Anthony Simpson, Bridgewater-square, Barbican, London, printer: in the Debtors Prison for London and Middlesex.—George S. Palmer, Shoerness, Kent, baker: in the Queen's Prison.—H. Thunder, University-street, Tottenham-court-road, Middlesex, railway share commission agent: in the Debtors Prison for London and Middlesex.—Charles James Allen, Old-street-road, Shoreditch, Middlesex, news-vender: in the Debtors Prison for London and Middlesex.—Jesse Daddon, Oxford-place, Hackney-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—William Bobbin, Chancery-lane, London, retired assistant clerk in the office of the Paymaster General and Assistant Surveyor of Taxes: in the Debtors Prison for London and Middlesex.—John Forrest, Basinghall-street, London, out of business: in the Debtors Prison for London and Middlesex.—H. King, Great Suffolk-street, Southwark, Surrey, baker: in the Queen's Prison.—John James Laughton, Hatton-garden, Middlesex, in no business: in the Debtors Prison for London and Middlesex.—Henry Thomas Lambert, Chester-terrace, Chester-square, Pimlico, Middlesex, out of business: in the Queen's Prison.—Jesse Marchant, Albany-road, Nestle-street, Cobourg-road, Old Kent-road, Surrey, baker: in the Gaol of Surrey.—A. M. H. Goodove, Staining-lane, London, and Prospect-place, Greenwich, Kent, wine merchant: in the Queen's Prison.—John E. Woolley, Southwark, Surrey, out of business: in the Gaol of Surrey.—Rich. Parsons, King's-

road, Chelsea, Middlesex, boardshop keeper: in the Debtors Prison for London and Middlesex.—Wm. H. Matthews the younger, Winchester-place, Southwark-bridge-road, Surrey, block cutter: in the Queen's Prison.—David Krompton the elder, Bernersday-street, Surrey, bed manufacturer: in the Debtors Prison for London and Middlesex.—S. Wm. Brown, Gravesend, Kent, builder: in the Debtors Prison for London and Middlesex.—Wm. Boston, Triangle, Mare-street, Hackney, Middlesex, furnishing ironmonger: in the Debtors Prison for London and Middlesex.—Henry Palmer, Little Britain, London, licensed victualler: in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

Daniel Syred, Bloomsfield-road, Maiden-hill, Middlesex, masonryman: in the Debtors Prison for London and Middlesex.

(On their own Petitions).

John Rigby, Rochdale, Lancashire, butcher: in the Gaol of Lancaster.—Hugh Hudson, Yeadon, near Leeds, Yorkshire, clothier: in the Gaol of York.—John First, Halifax, Yorkshire, worsted spinner: in the Gaol of York.—R. David, Liverpool, commission agent: in the Gaol of Lancaster.—J. Williams, Aberavon, Glamorganshire, shopman: in the Gaol of Cardiff.

The following Prisoner is ordered to be brought before the Court, in Portugal-st., on Friday, May 28, at 9.

Charles Cole the elder, Thomas-street, Old Kent-road, Surrey, cab proprietor.

MEETING.

Thomas Wood, Wolverhampton, Staffordshire, attorney at law, May 25 at 12, Deakin & Dent's, Wolverhampton, &c. &c.

MASTER IN CHANCERY.—The Lord Chancellor has appointed John Higginbottom Chorlton, Gent., of Runcorn, Cheshire, to be a Master Extraordinary in the high Court of Chancery.

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LONDON, MAY 15, 1847.

A CASE tried on the 12th instant in the Common Pleas, (*Barnes v. Ward*), adds another link to the strong chain of evidence on which is founded a general belief that in framing measures of legal reform, Parliament seems always to delight in the omission of something most material. The case was one under the 9 & 10 Vict. c. 93, for compensating the families of persons killed by accidents. The act expressly has in its contemplation the case of death occurring by accident to those whose death leaves unprotected, persons incapable of protecting themselves, and to whom the mere awarding of a gross sum of money is a very questionable benefit. Be it enacted, says the second clause, "That every such action shall be for the benefit of the wife, husband, parent, and child of the person whose death shall have been so caused, and shall be brought by and in the name of the executor or administrator of the person deceased; and in every such action the jury may give such damages as they may think proportioned to the injury resulting from such death to the parties respectively, for whom and for whose benefit such action shall be brought. And the amount so recovered, after deducting the costs not recovered from the defendant, shall be divided amongst the before-mentioned parties in such shares as the jury by their verdict shall find and direct."

The Legislature must have been well aware in passing this, in many respects beneficial act, that it was legislating principally for the poor. If a wealthy or even a tolerably wealthy man receives injury from the unlawful carelessness of another, he very rarely in practice seeks to recover any compensation, unless the case has been one of gross and oppressive carelessness, in which he desires for the good of others less wealthy, to give a wholesome lesson to the wrongdoer. The class of per-

sons for whom the act seems principally intended, is that of persons, who, with their families, depend upon labour for support, and to whom, therefore, the loss of an efficient relative is a loss, subjecting the survivors to the danger of poverty. We do not of course mean to say that cases may not arise in classes much above humble life, where the act may apply, but it is obvious that by far the greater number of instances for its application will be found to occur where the parties suing are in humble life. This being so, and the act plainly, by its very wording, contemplating a compensation for the children of a deceased person, would it not have been thought that provision would have been made for the proper securing and applying such sums for the benefit of children, as a jury should under the act think fit to award? But no; such a precautionary provision is not to be found in the act. The jury may divide the damages between the parties suffering, in such shares as they may think fit; but there is not a word giving to them or to any other authority, any power to regulate the estate to be taken by the sufferers, or the mode in which the damages shall be applied. The damages must be given to the parties entitled, in a gross sum or not at all.

The case of *Barnes v. Ward* brought out in a marked manner this oversight of the Legislature. The deceased was a charwoman, gaining towards the support of her family from 2s. to 3s. per day. The verdict was for the plaintiff, the husband, (subject to leave to move for a new trial on certain legal objections); and the damages given were—100% to the husband; 75% to each of two female children; and 50% to a boy. Now, it is needless to say, that, even to an adult male in the class of life of the plaintiff, the sudden possession of 100% absolutely, may prove anything but a benefit; but, as to the children, what was to be done with their share of damages? The jury in the case referred to, awarded a



very proper and prudent desire that the money awarded to the children should be secured for them; to which the Court answered, that "it would consider how that could be done. That the act did not provide any means for that, in which it was defective."

We apprehend it will take a very great deal of consideration, to see how that which the jury desired, can be done. The money awarded by a verdict under this statute becomes immediately, we apprehend, the absolute property of the parties, whether they are infants or not. The question will be, "To whom ought the money to be paid?" The only hand approaching the character of a legal hand to receive it, would be that of the guardian; but even he is not, we apprehend, competent to discharge the party paying. In the case of a legacy, it is clear that payment by the executors to the guardian of an infant legatee, is not good payment to the infant; neither is payment to the infant himself. In the case of legacies to infants, it is true, an executor may discharge himself by paying the legacy into the Court of Chancery, under the 36 Geo. 3, c. 52; but that act appears entirely confined to the cases where the infant claims by will or by inheritance, and not to apply to any case such as that under consideration, where the infant's title arises by an act *inter vivos*, constituting the infant a sort of judgment creditor of the defendant. We confess we see no legal power in any person to give a discharge to the party condemned to pay the damages; and the result, if we are right, will be, either that the defendant in such a case is not bound to pay at all till the infants attain their majorities, or else that the action at law must be followed by a suit in equity to secure the infant's property. Of course the costs of the suit would be borne by the fund, as the defendant at law has done all that he is bound to do, when he stands ready to pay the money to whoever is competent legally to discharge him. And of course, also, we need not observe that the expense of getting 200*l.* into court in trust for three infants, and getting maintenance for them during their minorities, and getting the balance out for them respectively as they attain their respective majorities, would make a trifling inroad upon the principal sum. Thus the Legislature has, by this careless omission, defeated a very material part of its beneficent purpose.

But another and perhaps more important question remains behind, *viz.* whether the jury has, under the 9 & 10 Vict. c. 93, any power to give damages to infants. It is quite plain, that the act of Victoria never intended to condemn a defendant to be, perhaps for a whole minority, liable to hold a fund in trust for the parties entitled to the damages. The defendant is simply to be liable to an action for damages, and the jury may give damages, and the damages are to be divided in such shares as the jury shall find. (Sects. 1 and 2). If the defendant is bound to hold the damages, and to be liable to pay them at the termination of the minority, he would be, in fact, a trustee. Now, no one ever heard of a verdict for damages creating a continuing trust at common law, and the 9 & 10 Vict. c. 93, does not contain one word shewing an intention to create such a trust. If, then, there is no person to whom damages awarded to an infant can be legally

paid, and if there be nothing in the act to convert the defendant into a trustee, what is the result? That the defendant cannot pay the damages to anybody, and is not bound to hold them. Did, therefore, the act intend to give power to a jury to direct damages to be paid, where there is no one competent to give a discharge? It may be argued with no small plausibility, that the Legislature did not so intend; and, consequently, that, under the act in question, damages cannot be given to infants. It is much to be regretted, that the act did not give power to the jury to direct the mode in which the recipients of the damages should enjoy them, and to order them to be paid into some official hand upon the trusts directed.

#### OBSERVATIONS ON THE DOCTRINE OF INSANITY, AS APPLIED TO THE CAPACITY TO MAKE A WILL.

(Concluded from p. 147).

It will be found, moreover, upon looking at the authorities, that the notion of *moral insanity* is not quite unknown to the law; in this sense, that the Courts, in cases where there was proof of general insanity, and an allegation of a will made during a lucid interval, have looked into the will to see whether its dispositions were consistent with the dictates of the natural affections of the testator, or the contrary, and have used the inferences arising from such dispositions, as evidence of the existence or non-existence of a lucid interval. Thus, in *Cartwright v. Cartwright*, (1 Phil. 90), the will of a woman who was admitted to be generally insane, any of whom the witnesses deposed, that, while writing her will, her behaviour was that of an insane person, was, nevertheless, upheld; and the circumstance, that it was a proper and *natural* will, appears to have been not without weight. So, in a case cited by Lord Eldon in *M'Adam v. Walker*, (1 Dow, 178); while, on the contrary, in *Clark v. Lear and Scarwell*, (cited 1 Phil. 119), where a will was made by an insane person, such will, although orderly and regularly made, yet, not being a natural one, that is, being made in favour of a person whom the testator had no cause to benefit, was not held to furnish proof of a lucid interval. These cases certainly shew, that, to some extent, the Court has looked at rectitude or perversion of the moral feelings, as affording indications of sanity or insanity.

We now proceed to another branch of the question, *viz.* what are the grounds on which a judicial opinion can be formed as to the state of mind of a testator. We conceive, that the question, what constitutes insanity, is not a question of law, but of fact. If we turn to the older cases, in which the doctrine of insanity has been discussed, the very authorities on which the Court relied in *Freer v. Peacock*, we find, that, in those cases, the Court treats the question as one of fact, and, in forming its conclusion as to what constitutes insanity, relies very much upon the evidence of persons of medical science. In the great case of *Dew v. Clark*, Sir J. Nicholl uses this language:—"As far as my own observation and experience can direct me, aided by opinions and statements I have heard expressed in society, guided also by what has occurred in these and in other courts of justice, or has been laid down by medical and legal writers, the true criterion is, where there is

delusion of mind, there is insanity, &c. Medical writers have laid down the same criterion by which insanity may be known." And then his Honor goes on to quote Dr. Battie, Mr. Locke, and Dr. Willis, to shew what are the ingredients and tests of insanity. So that, after all, the Court founded its notion of the legal definition of insanity, on conclusions drawn from the statements or opinions of medical and metaphysical writers on the question of fact, what is insanity. When, therefore, in *Freer v. Peacock*, the Court treats it as settled that there can be no insanity in the eye of the law except where there is *intellectual delusion*, as distinguished from *moral perversion*,—when it treats this as settled law upon the ground that there has been "no case decided in a court of law where moral perversion of the feelings, unaccompanied with delusion, has been held a sufficient ground to invalidate and nullify the acts of one so affected,"—we conceive, with very great submission, that the Court is not putting the law on its true grounds; that it is attributing to the law the *adoption*, as of its own authority, of some standard by which to define what shall be held insanity, instead of attributing to it the course which it really has pursued,—that of adopting conclusions drawn from the existing state of scientific knowledge, as to what is in fact insanity. Of course insanity must have been always the same; that is to say, the same state of mind cannot have been in one age diseased and in another healthy; but it is perfectly possible, and, indeed, it is the fact, that that which, from the imperfect state of science, has at one time not been known to be a diseased state of the mind, has at a subsequent period been discovered to be so. It is well known, for instance, that, in the middle ages, many pursuits were held to be indicative of insanity which are now known to be perfectly consistent with health of the mind; and vice versa, certain states of mind, particularly those marked by great religious exaltation, were considered to be the result of inspirations from Heaven, or at least the manifestations of superior holiness, which would now be recognised as proceeding simply from disease of the brain. Applying this to a period nearer to our own, we find that the scientific investigators of mental disease, until lately, did not entertain the idea that there could be a morbid state of the mind unaccompanied by intellectual delusion; hence they stated as a fact that the test of insanity was intellectual delusion. In the progress of science it has been discovered, or at least some men of no trivial scientific reputation have believed they have discovered, that there is another form of mental disease, affecting, not the understanding, but the feelings. They have termed such disease moral insanity, and they have argued and produced facts to shew that such a state of mind is morbid; that is, amounts to mental disease or insanity, although there may be no illusion or belief of any unreal and imaginary facts. Now it may be that these men are wrong in their scientific conclusions. It may be, that they are wrong in stating, as a fact, that a perverted state of the feelings is the result of disease of the mind; and it may be, that if it is the result of disease of the mind, still such a disease is not incompatible with the possession and exercise, with full volition, of those faculties of the mind which are requisite to make a will. But all these considerations are, we conceive, questions of scientific fact, in which a court of law cannot lay down any positive definition of its own authority, but must rely, as it does, in respect to all other matters of science, on the testimony of witnesses who from their study of the subject are best qualified to form an opinion.

The conclusion is, that there is no rule of law which makes it necessary to adopt as the only test of insanity, *intellectual delusion*. The law has, down to the case of *Dew v. Clark*, adopted that as the test of insanity, be-

cause it found that science then adopted that, and no other, as the test. But the principle of *Dew v. Clark* was, to treat insanity or no insanity, as a question of fact, and to ascertain from evidence what then was understood to constitute insanity. If then since *Dew v. Clark* another test of insanity has been discovered, we apprehend, that, consistently with authority and consistently with common sense, the law must adopt the new test as well as the old one, as a fact; and the conclusion is, that, in *Freer v. Peacock*, the decision is either wrong, or, if right, is put upon wrong grounds. If the new doctrine is true as a matter of science; if there is in fact a moral insanity; and if in fact such insanity draws after it the consequences attendant upon intellectual delusion, viz. an incapacity for the healthy exercise of volition as applied to those qualities of the mind requisite for making a will, then of course the decision is wrong, as being a verdict against evidence. If the new doctrine is not sufficiently supported by facts and reasoning, to be relied on as a statement of a fact, then we say, with great deference, the decision is put upon wrong grounds, because it is put upon the ground that whatever may be the medical doctrine, the law knows no insanity unaccompanied by intellectual delusion; whereas it ought to have been put upon the ground that the evidence of the fact of insanity was insufficient. The distinction is very material, because, if the Court is right on the ground on which it has put the decision in *Freer v. Peacock*, no amount of belief in mankind generally in the existence of moral insanity, no amount of evidence of its existence, or of its consequences upon the exercise of the faculties of the mind, can ever justify a different decision.

The third and last branch of the inquiry to which we shall very shortly address ourselves is, whether the true question to be solved in cases of this kind is not, whether the mental disease of the testator, by whatever name it may be designated, and whatever may be its special manifestations, be not such as to afford a strong inference against his capacity to apply his faculties to the making of a will; whether, in fact, a will made by a person labouring under such mental disease, can be taken to express the intentions which the testator would have had, if he had been wholly sane. And if the answer be in the negative, then it follows that the proof of the existence of such mental disease in the testator, ought to avoid his will. Now, it should be recollected, that, in the matter of making of a will, the two classes of mental faculties, the existence of which is not denied, viz. the intellectual and moral faculties, are both necessarily called into action. The recollection of what property the testator has, and the arrangements appertaining to its disposition, come within the functions of the understanding. But the selection of the recipients of the testator's bounty, is altogether within the domain of the moral faculties, or, what are in common language termed, the feelings. These are the mental instruments with which the testator must make his calculations of the relative claims to his bounty, of all those of whose existence and claims he has knowledge; and when it is admitted that a testator's moral feelings are perverted, or that he is wholly or partially without any such feelings, it is admitted, in fact, that he is without, or has only in a perverted and distorted state, some of the mental qualities which are essential to impressing upon a will all the marks of a whole and sane mind. What is the necessary inference? That the will of such a person ought not to be taken to be the offspring of a whole and sane mind. C. S. D.

MASTER IN CHANCERY.—The Lord Chancellor has appointed John Hemmant, Gent., of Whittlesey, Cambridge, to be a Master Extraordinary in the high Court of Chancery.



## ON THE WRIT OF MANDAMUS.

(Continued from p. 178).

Formerly, the Court of Queen's Bench would not grant a mandamus commanding justices to do an act which might probably render them liable to an action, unless it appeared to be a matter in which they had a clear legal right to act; and if there was any doubt on the subject, they would refuse the writ. (*Re v. Tyford*, 5 Adol. & Ell. 430; *Re v. Hales*, 3 Adol. & Ell. 492; *R. v. Newcomb*, 6 T. R. 368; and see *Weaver v. Price*, 3 B. & Adol. 409). Therefore, where an application was made to justices to grant a warrant of distress for enforcing payment from the rector of the parish of a composition in lieu of statute-duty, as occupier of the tithes, it appearing doubtful whether the rector was properly chargeable with it, the Court refused to award a mandamus. Abbott, C. J., said, "It is manifest, if we granted a mandamus commanding the justices to issue a warrant of distress, the rector would bring an action to try the validity of that which we had ordered to be done. I have always felt great reluctance to order anything to be done by a magistrate which may subject him to an action of which the issue is doubtful. If the fear of an action appeared to be a mere pretence, and to have no reasonable foundation, we should not listen to it; but here there is so much doubt, that I am of opinion we ought not to grant a mandamus. (*Re v. The Justices of Buckinghamshire*, 1 B. & C. 485; S. C., 2 D. & R. 689). So, where an application was made to a magistrate to enforce a conviction by warrant against a waterman who had been convicted in a penalty before two of the overseers and rulers of the Watermen's Company, under the stat. 34 Geo. 3, c. 65, s. 9, which he refused, it being doubtful whether the testimony should have been taken on oath, the Court refused a mandamus to compel him. (*Re v. Broderip*, 5 B. & C. 239; S. C., 7 D. & R. 861; see also *Re v. Robinson*, 2 Smith's Rep. 274; *Ex parte Fielding*, 8 Dowl. P. C. 635). So, where an application was made to justices to issue a warrant of distress for a poor-rate, which they refused; it appearing that the rate had not been published on the first Sunday after it was allowed, the Court considered it invalid on this account, and refused a mandamus to the justices, notwithstanding the rate had been appealed against, and the appeal dismissed. (*Re v. Newcomb*, 6 T. R. 368; *Re v. Dyer and Another*, 2 Adol. & Ell. 606). So, where it appeared doubtful whether the party rated to the relief of the poor was clearly liable to be so, the Court refused a mandamus to compel the justices to issue a distress warrant to levy the amount. (*Re v. The Justices of Middlesex*, 2 Lord Ken. 163; see also *Re v. Hughes*, 3 Adol. & Ell. 425; *Re v. Sillifant*, 4 Adol. & Ell. 354; but see *Re v. Trecrothick*, 2 Adol. & Ell. 405). So, where an application was made for a mandamus to compel a justice to grant a warrant of distress for a highway rate, upon shewing cause against the rule, it appeared doubtful whether the occupier of the lands sought to be charged was liable to contribute to the repair of the parish highways, the Court refused the writ, saying, "We are not to subject the magistrate to risk by compelling him to perform an act, where we see a legal probability that an action will be brought against him for doing it." (*Re v. Greame*, 2 Adol. & Ell. 615; and see *Re v. Morgan*, Id. 618, n.; S. C., 3 Nev. & M. 68; *Re v. The Justices of Buckinghamshire*, 2 D. & R. 689; *Re v. Mirehouse and Elton*, 2 Adol. & Ell. 632; *Re v. St. George's, Hanover-square*, 8 Law Journ., N. S., M. C., 18, acc. See also *Re v. Trecrothick*, 2 Adol. & Ell. 405; *Re v. The Justices of Middlesex*, 2 Lord Ken. 163; *Re v. Freeman*, Id. 19, semb. cont.). A most important alteration has recently been made, which no doubt

will render the Court of Queen's Bench less scrupulous in awarding writs of mandamus to justices, although a doubt may exist as to their jurisdiction in the particular matter. By stat. 6 & 7 Vict. c. 67, s. 3, it is enacted, "that no action, suit, or any other proceeding shall be commenced or prosecuted against any person or persons whatsoever, for or by reason of anything done in obedience to any preceptory writ of mandamus issued by any Court having authority to issue writs of mandamus." It appears, the Court will not award a mandamus to justices directing them to issue a warrant of distress to levy a poor-rate on certain persons who have refused to pay, unless there has been a previous summons, although they will direct a mandamus to the justices to issue their summons, and hear the complaint, if necessary. Lord Kenyon, C. J., said; "A summons must precede a warrant of distress, which is in the nature of an execution on the summons; the party may shew a sufficient reason to the magistrates why a warrant of distress should not issue." (*Re v. Bruce*, 6 T. R. 198). So, where a party had been convicted in a penalty of 5s. for not pruning hedges hanging over a highway, and upon his continued refusal the surveyor employed a party to do so, the Court refused a mandamus to the justices to issue a distress for the sum expended, because it was not shewn that it had been demanded of the party. (*Ex parte Wilmshurst*, 8 Dowl. P. C. 431; see 5 & 6 Will. 4, c. 60, s. 65). Where a parish had been divided into three districts, each of which had maintained its own poor, and had separate overseers for each, and afterwards the three agreed to unite, and continued so united for more than thirty years, and four overseers were appointed for the whole parish, upon application to the Court for a mandamus to appoint separate overseers, as before the union, the Court refused the application. (*Re v. Palmer*, 8 East, 416; see also *Re v. Walsall*, 2 B. & Ald. 157). And where an application was made to the justices to grant a license for an alehouse, which they refused, the Court of King's Bench, on application, refused to grant a mandamus, although, it was suggested, the decision of the justices proceeded from a mistaken view of their jurisdiction. (*Re v. Farrinon*, 4 D. & R. 735; *Giles' case*, 2 Str. 881; *Re v. Nottingham*, Say. Rep. 217; *Re v. Storry*, (5 D. & R. 308). So the Court refused a mandamus to justices requiring them to rate some parish in the county in aid of a parish in an adjoining borough having an exclusive jurisdiction, because the county magistrates could not legally do so. (*Re v. Holbeck*, 4 T. R. 778; *Re v. The Justices of Gateshead*, 6 Adol. & Ell. 550, n.). So where a conviction had been appealed against and confirmed, and afterwards removed by a certiorari, and quashed for a defect in the information, the Court of King's Bench refused a mandamus to compel the magistrates to proceed on the original information, saying that it would be obliging the defendants to answer twice for the same offence. (*Re v. Jukes*, 8 T. R. 625). So, a mandamus was refused to justices to make a rate to reimburse two of the inhabitants their expenses incurred in defending an indictment for not repairing a bridge. (*Anon.*, 1 Str. 63; see also, *Re v. The Justices of Lancashire*, 12 East, 366). The Court of Queen's Bench has not jurisdiction to grant a mandamus to justices to make an order of maintenance on a particular parish. Therefore, where a woman, by an order of two justices, was directed to be removed to the place of her last legal settlement, but in consequence of her advanced state of pregnancy the order was suspended, and she was delivered of a bastard in the parish of C., and afterwards married the putative father of the child, who with his wife became chargeable to the parish of S., the Court, on application, refused to grant a mandamus to the justices, commanding them to make an order of maintenance on the overseers of the poor of the parish

of C. Abbott, C. J., said, "It is the ordinary practice of this Court to grant this writ to compel magistrates to hear and determine a case in which they have jurisdiction to hear, but have refused altogether to exercise it; but there is not an instance which can be cited where the Court have granted a mandamus to justices to compel them to come to any particular decision, which would be the case if we were upon the present occasion to order them to make an order of maintenance upon the parish of C. (*Res v. The Justices of Middlesex*, 4 B. & Adol. 296; see also, *Res v. The Corporation of Eye*, Id. 271; *Res v. The Mayor of Tyuro*, 3 Id. 590). So, the Court refused to grant a mandamus to justices to sign a pass to remove an Irish female pauper and her bastard child, born in England, being within nurture, to Ireland. (*Res v. Bennett and Another*, 2 B. & Adol. 712). It seems the mother may be sent, but the child cannot. So, the Court refused a mandamus to justices to order a rate to be levied to reimburse inhabitants of a borough certain damages and costs they had to pay in actions brought against them on the 57 Geo. 3, c. 19, s. 38, for damage done by rioters, the Court stating as a reason, that, in the first place, they did not consider the inhabitants of a town within the statutes; secondly, that even if they were, the application should have been made to the justices at sessions and not to magistrates out of sessions. (*Res v. The Justices of Lynn*, 3 B. & C. 147; S. C., 4 D. & R. 778). So, the Court refused a mandamus to a justice out of sessions to produce depositions taken before him on a charge of felony, for the purpose of founding an indictment for perjury against the deponents; the proper course being to subpoena the justice to produce them, when they might be read in evidence before the grand jury. (*Res v. The Justices of Bedford*, 1 Chitt. 627; see *Res v. Smith*, 1 Stra. 126; *Welch v. Richards*, Barnes, 468; *Ex parte Fletcher*, 13 Law J., N. S., M. C., 67). And where two justices refused to grant a summons against a clothier, upon the application of the owner of a scribbling and carding mill, to whom he was indebted for work done by him for the clothier, conceiving that the case did not come within the statute for settling disputes between clothiers and persons employed in such manufactures, the Court of King's Bench, coinciding with the opinion of the justices, refused a mandamus to compel them, and discharged the rule, with costs. (*Res v. Haywood*, 1 M. & S. 624). Where a summons was applied for under 1 & 2 Will. 4, c. 22, s. 51, and the 1 & 2 Vict. c. 79, against an officer in the employ of the Birmingham Railway Company, for refusing to allow a cabman to come within the enclosed gate of the station, and thereby preventing him from obtaining a fare, but the magistrate would not grant it, on the ground of his not having jurisdiction, the Court of Queen's Bench refused a mandamus to the justice commanding him to issue the summons, considering it a matter of so much doubt whether or not the magistrate had jurisdiction over the matter. (*Reg. v. Rawlinson*, 8 Jur. 108).

(To be continued).

**EXCHEQUER CHAMBER.—EASTER VACATION.**  
(Error from Queen's Bench).

May 12.—Parke, B., delivered the judgment of the Court in

The St. Katherine Dock Co. v. Higgs—Judgment affirmed.

May 13.—Parke, B., delivered the judgment of the Court in

Jones v. Robin—Judgment affirmed.

Wilde, C. J., delivered the judgment of the Court in

Hooper v. Lane—Venire de novo.

Mayor, &c. of Sandwich v. The Queen—Judgment affirmed.

**COURT OF QUEEN'S BENCH.**

May 8.—The Court delivered judgment in  
Pemberton v. Colls—Venire de novo.  
In re Brennan and Galon—Rule discharged.  
Parnell v. Smith—Rule absolute for entering a nonsuit.  
Lane v. Ridley—Application refused.  
Goddard v. Wray—Judgment for plaintiff.

**Court Papers.**

**EQUITY SITTINGS, TRINITY TERM, 10 VICT. 1847.**

**Rolls Court.**

Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.

Saturday ...	May 22	Motions.
Monday .....	24	Petitions in General Paper.
Tuesday .....	25	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Wednesday ...	26	
Thursday .....	27	
Friday .....	28	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Saturday .....	29	
Monday .....	31	
Tuesday ...	June 1	Motions.
Wednesday ...	2	
Thursday .....	3	
Friday .....	4	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Saturday .....	5	
Monday .....	7	
Tuesday .....	8	Petitions in General Paper.
Wednesday ...	9	
Thursday .....	10	
Friday .....	11	Motions.
Saturday .....	12	

Short Causes, Consent Causes, and Consent Petitions every Saturday at the sitting of the Court.

Notice.—Consent Petitions must be presented, and copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**COMMON-LAW SITTINGS, IN AND AFTER TRINITY TERM, 1847.**

**Court of Queen's Bench.**

MIDDLESEX.—In Term.

1st sitting .. Wednesd., May 26, and two following days, at 11.  
2nd ditto .. Saturday .. 29, and subsequent days, at 11.  
3rd ditto .. Thursday, June 11, at half-past 9 precisely (for undefended causes only).

After Term.—Monday, June 14.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds.—The usual number of completed and new causes will be put into the list day by day in their usual order.

LONDON.—In Term.

Sitting at 10, on Friday, June 7, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Tuesday, June 15, to adjourn.

**Court of Common Pleas.**

In Term.

MIDDLESEX.		LONDON.	
Wednesday .....	May 26	Friday .....	May 28
Wednesday .....	June 2	Friday .....	June 4

After Term.

Monday .....
 June 14 | Tuesday ..... | June 15 |

The Court will sit at ten o'clock in the forenoon on each of

the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Tuesday, the 15th June, in London, no causes will be tried, but the Court will adjourn to a future day.

### Speechees of Pleas.

#### In Term.

MIDDLESEX.	LONDON.
1st sitting, Tuesday.. May 25	1st sitting, Friday .. May 28
2nd sitting, Tuesday.. June 1	2nd sitting, Friday .. June 4
3rd sitting, Tuesday .. 8	(And by adjournment if necessary), Saturday .... 5

#### After Term.

Monday .....	June 14	Tuesday .....	June 11
			(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

### London Gazettes.

TUESDAY, May 11.

#### BANKRUPTS.

- THOMAS GEORGE WEBB**, Wood-street, Cheapside, London, and Manchester, lace rouches and artificial flower manufacturer, dealer and chapman, (carrying on business under the name of George Webb), May 18 at half-past 11, and June 22 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Lambert, Raymond-buildings.—Fiat dated May 10.
- JAMES WILSON PEARL**, Milton-st., Dorset-sq., Middlesex, horse dealer, dealer and chapman, May 18 and June 22 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Robinson, Orchard-st., Portman-sq.—Fiat dated May 8.
- DANIEL SYRED**, Bloomfield-road, Paddington, Middlesex, market gardener, May 19 at half-past 12, and June 22 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Holmes & Co., Great James-street, Bedford-row.—Fiat dated May 3.
- EDWARD MAY**, Oxford-st., Middlesex, ironmonger, dealer and chapman, May 24 at half-past 12, and June 24 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fisher, Verulam-buildings.—Fiat dated May 6.
- WILLIAM REYNOLDS**, Eldon-st., Finsbury, Middlesex, bookbinder and bookseller, dealer and chapman, May 22 at 2, and July 3 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Fry & Co., 80, Cheapside.—Fiat dated May 8.
- JOHN DYMOKE ELLIOTT**, Hemingford-place, Barnsbury-road, Islington, Middlesex, and Giltspur-st., London, chemist and druggist, May 18 at 1, and June 12 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Jenkinson & Co., Lombard-street.—Fiat dated May 1.
- ROBERT HEATHCOTE**, Clapham-common, Surrey, omnibus proprietor and horse dealer, May 26 at 2, and June 24 at half-past 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Dolman, Jermyn-st., St. James's.—Fiat dated May 5.
- HARRIS WATSON**, Wilson-st., Finsbury, Middlesex, stove grate manufacturer, dealer and chapman, May 25 at 11, and June 22 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Brown, 21, Finsbury-place, Finsbury-square.—Fiat dated May 10.
- SIMON LEE TROTMAN**, Liverpool, merchant, May 21 and June 15 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Booker, Liverpool; Holme & Co., New-inn, London.—Fiat dated May 5.

**JOSEPH BATES**, Leeds, Yorkshire, share broker and share jobber, dealer and chapman, May 25 and July 1 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Kynastou; Sols. Priest, London; Sharpe & Co., Bedford-row, London.—Fiat dated May 1.

**HENRY WILLIAM KING**, Oldham, Lancashire, furniture dealer, cabinet maker, broker, dealer and chapman, May 21 and June 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Cobbett, Manchester; Spinks, 39, Great James-street, London.—Fiat dated April 30.

**THOMAS LEVERS**, Charlestown, Cornwall, cooper, dealer and chapman, May 26 and June 16 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Fernaman; Sols. Turner, Exeter; Guillaume, 26, Bucklersbury, London.—Fiat dated April 24.

**JOHN THUELL** and **WILLIAM JEFFERY**, Backfist-leigh, Devonshire, woollen manufacturers, (John Thuell also carrying on business as a tanner at Broadchampton, Devonshire, on his separate account), May 27 at 1, and June 23 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Stogdon, Southemhay, Exeter; Rhodes & Lane, 63, Chancery-lane, London.—Fiat dated May 8.

**ROBERT REED**, Bishop Middleham, Durham, common brewer and maltster, May 19 at half-past 10, and June 22 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Thompson, Durham; Hoyle, Newcastle-upon-Tyne; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated April 30.

#### MEETINGS.

- G. Follhouse**, Dorcas-terrace, Fulham, Middlesex, plumber, May 21 at 11, Court of Bankruptcy, London, pr. d.—*The Tying, Reading, and Basingstoke Railway Company*, New Broad-street, London, May 21 at 11, Court of Bankruptcy, London, last ex.—*Edmund Jones Howe*, Elizabeth-place, High-street, Deptford, Kent, china dealer, May 24 at 1, Court of Bankruptcy, London, last ex.—*Gerard Polden and Antonio Hippolito Lafargue*, Gould-square, Crutched-friars, London, ship owners, May 22 at 1, Court of Bankruptcy, London, last ex.—*Mary Swabell*, Kensington Gravel-pits, Kensington, Middlesex, schoolmistress, June 1 at 11, Court of Bankruptcy, London, aud. ac.—*James Joyce*, Warwick-lane, London, corn dealer, June 1 at 1, Court of Bankruptcy, London, aud. ac.—*Joseph Thomas Townsend*, High-street, Islington, Middlesex, carpet dealer, June 2 at 1, Court of Bankruptcy, London, aud. ac. and div.—*John Brown*, Great Queen-street, Lincoln's-inn-fields, Middlesex, carver, June 2 at 12, Court of Bankruptcy, London, aud. ac.—*Joseph Soffilaw*, Adelaide-place, London-bridge, London, wine merchant, June 2 at 11, Court of Bankruptcy, London, aud. ac.—*J. Greville Fennell*, King-street, Holborn, Middlesex, child-bed linen dealer, June 2 at 2, Court of Bankruptcy, London, aud. ac.—*W. Edmond*, Bombay, East Indies, and *Thomas Edmond*, Liverpool, merchants, June 3 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Joseph Blackburn*, Gomersall, Birstal, Yorkshire, cloth manufacturer, June 3 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*James Cousen and Lucy Cousen*, Bingley, and *John Richardby Cousen*, Bradford, both in Yorkshire, worsted spinners, June 1 at 10, District Court of Bankruptcy, Leeds, aud. ac. and div.—*John Seaton*, Winkhouse, Frickley-cum-Hayton, Yorkshire, farmer, July 6 at 10, District Court of Bankruptcy, Leeds, aud. ac.; July 8 at 10, div.—*Absolom Francis*, Halkin, Flintshire, *William Davey*, Coniston, Lancashire, and *Matthew Francis*, Aberystwith, Cardiganshire, ironfounders, June 3 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*F. Champness*, Bishop's-road, Paddington, Middlesex, linendrapery, June 1 at 11, Court of Bankruptcy, London, div.—*William Richard Barnard*, Midhurst, Sussex, upholsterer, June 1 at 11, Court of Bankruptcy, London, div.—*John Clarke*, Great Castle-street, Regent-street, Middlesex, painter, June 1 at 1, Court of Bankruptcy, London, div.—*Wm. Clayton*, Cheapside, London, carpet warehouseman, June 1 at 1, Court of Bankruptcy, London, div.—*Henry Wood and Alfred Wood*, Basinghall-street, London, dealers in woollen cloths, June 1 at half-past 1, Court of Bankruptcy, London, div.—*James Plumley*, Reading, Berkshire, stone mason, June 1 at half-past 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John Brown*, Great Queen-street, Lincoln's-inn-fields, Middlesex, carver, June 2 at 12, Court of Bankruptcy, London.—*Thomas Sarah Buttifant*, Norwich, haberdasher, June 2 at 1, Court of Bankruptcy, London.—*James Joyce*, Warwick-lane, London, coal dealer, June 1 at 1, Court of Bankruptcy, London.—*Joseph Drey* and *John Hickins*, Fowls-street, Woolwich, Kent, brewers, June 2 at 12, Court of Bankruptcy, London.—*Joseph Haines*, Chipping Barnet, Hertfordshire, victualler, June 1 at 11, Court of Bankruptcy, London.—*J. Grenville Fennell*, King-street, Holborn, Middlesex, child-bed linen dealer, June 2 at 2, Court of Bankruptcy, London.—*Robert Kirby*, Llaneddy, Carmarthenshire, coal dealer, June 1 at 12, District Court of Bankruptcy, Bristol.—*W. Robinson*, Saddleshaw, Yorkshire, dyer, June 3 at 10, District Court of Bankruptcy, Leeds.—*J. Scott*, Leeds, Yorkshire, share broker, June 3 at 10, District Court of Bankruptcy, Leeds.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 1.

*Edwin Cook*, Dursley, Gloucestershire, tailor.—*Robt. Greig* and *Wm. Rawlings*, Maiden-lane, King's-cross, Middlesex, timber merchants.—*Wm. Beables*, Liverpool, ironfounder.—*Charles Debb*, Motharham, Yorkshire, mason.—*Cornelius Joseph Saver*, Leeds, Yorkshire, baker.—*John Aspinall*, Manchester, cotton manufacturer.—*John Gouley*, Stangate, Lambeth, and Bankside, Southwark, all in Surrey, mast maker, and Fair-street, Horselydown, Surrey, licensed victualler.—*G. Lees* and *William Craft*, York-road, Lambeth, Surrey, drapers.

## FIATS ANNULLED.

*Mary Deacon*, Norwich, carrier.—*Charles John Hubbard*, Crutched-frain, London, hop merchant.

## PARTNERSHIP DISSOLVED.

*John Boyfield Millington* and *Buxton Kenrick*, Boston, Lincolnshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Ninian Masson*, Leith, draper.—*Alexander M' Rae*, Inverness, draper.—*Daniel Johnston*, Holytown, Lanark, spirit dealer.—*John Thomson*, Irvine, Ayr, merchant.—*Wm. Fred. Leag*, Ballieston and Glasgow, coal master.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Benjamin Shipper*, New Brentford, Middlesex, gentleman, May 20 at half-past 12, Court of Bankruptcy, London.—*Geo. Coker*, Lisson-grove, Paddington, Middlesex, shopman, June 3 at 11, Court of Bankruptcy, London.—*Joshua Rose Anderson*, Lodge-place, Lodge-road, St. John's-wood, Middlesex, gentleman, June 3 at 11, Court of Bankruptcy, London.—*Wm. Cooke*, Church-st., Soho, Middlesex, hatter, June 3 at 11, Court of Bankruptcy, London.—*Joseph Hope*, Crawford-st., Bryanstone-square, Middlesex, straw-bonnet dealer, June 3 at 11, Court of Bankruptcy, London.—*Robert Beckett*, Bedford-st., Bedford-row, Middlesex, out of business, June 3 at 11, Court of Bankruptcy, London.—*Charles Porter*, Gray's-inn-lane, Middlesex, assistant to a Birmingham and Sheffield plate warehouseman, May 17 at 1, Court of Bankruptcy, London.—*John Waddell*, Brand-st., Greenwich, Kent, cabinet maker, May 17 at 2, Court of Bankruptcy, London.—*Wm. Thone*, St. John-street, West Smithfield, Middlesex, cooper, May 17 at 1, Court of Bankruptcy, London.—*James Sweetman*, Reading, Berkshire, fishmonger, May 17 at 1, Court of Bankruptcy, London.—*Wm. Richardson*, St. Albans and Hertford, bricklayer, May 18 at 1, Court of Bankruptcy, London.—*John Munyard*, Deptford, Surrey, grocer, May 18 at half-past 12, Court of Bankruptcy, London.—*John Bullen*, Brook-st., Gloucester-road, Paddington, Middlesex, cowkeeper, May 18 at 1, Court of Bankruptcy, London.—*Jonathan Bath*, High-st., Camden-town, Middlesex, brewer, May 18 at 12, Court of Bankruptcy, London.—*Wm. Prestige*, Queen's-road, Middlesex, cheesemonger, May 18 at 1, Court of Bankruptcy, London.—*John Plass Charlemagne Hudson*, Griffin-st., Shadwell,

Middlesex, out of business, May 19 at half-past 11, Court of Bankruptcy, London.—*James Jones*, Mount Pleasant, Gray's-inn-road, Middlesex, working optician, May 18 at half-past 11, Court of Bankruptcy, London.—*John Crowder*, Manchester, in no business, May 21 at 12, District Court of Bankruptcy, Manchester.—*John Hart*, Manchester, tailor, May 21 at 12, District Court of Bankruptcy, Manchester.—*Jos. Dickens*, Manchester, baker, May 21 at 12, District Court of Bankruptcy, Manchester.—*Joshua Russell*, Manchester, attorney at law, May 21 at 12, District Court of Bankruptcy, Manchester.—*Richard Alar Pearce*, Stockwell-green, Lambeth, Surrey, horse dealer, May 18 at half-past 11, Court of Bankruptcy, London.—*Ed. Dugdale*, Poole, Dorsetshire, clerk to the Poole, Isle of Purbeck, Isle of Wight, and Portsmouth Steam-packet Company, May 14 at half-past 11, Court of Bankruptcy, London.—*Fred. Wm. Dunne*, Shepperton-cottages, New North-road, Islington, Middlesex, clerk in the customs, London, May 15 at half-past 12, Court of Bankruptcy, London.—*Rich. Andrews*, Princess-st., Portman-market, Marylebone, Middlesex, general dealer, May 15 at half-past 12, Court of Bankruptcy, London.—*Benjamin Agnes*, Hillingdon, near West Drayton, Middlesex, dealer in manure, May 18 at 12, Court of Bankruptcy, London.—*T. Smith*, Chesterton, Cambridgeshire, wheelwright, May 18 at 12, Court of Bankruptcy, London.—*George Alar Sullivan*, Green-st., Stepney, Middlesex, out of business, May 18 at half-past 11, Court of Bankruptcy, London.—*John Wainman*, North-place, Gray's-inn-lane, Middlesex, artist, May 18 at 11, Court of Bankruptcy, London.—*Alfred Braithwaite*, Upper Seymour-street, Easton-square, Middlesex, clerk to a civil engineer, May 18 at 11, Court of Bankruptcy, London.—*Sam. Bartram*, Whitechapel-road, Middlesex, licensed victualler, May 18 at 11, Court of Bankruptcy, London.—*Philip Birch*, Bentley, Suffolk, licensed victualler, May 18 at half-past 11, Court of Bankruptcy, London.—*Samuel Parker*, Coventry, Warwickshire, innkeeper and horse dealer, May 15 at 12, District Court of Bankruptcy, Birmingham.—*William Jones*, Kidderminster, Worcestershire, out of business, May 18 at 11, District Court of Bankruptcy, Birmingham.—*George Lovell*, Weymouth and Melcombe Regis, Dorsetshire, hatter, May 26 at 11, District Court of Bankruptcy, Exeter.—*John Parry*, Manchester, tobacco dealer, May 19 at 12, District Court of Bankruptcy, Manchester.—*J. Kendall*, Manchester, upholsterer, May 19 at 12, District Court of Bankruptcy, Manchester.—*Charles Whiston*, Sutton Macclesfield, Cheshire, ginger beer manufacturer, May 17 at 12, District Court of Bankruptcy, Manchester.—*Alexander Benson*, Manchester, carver on wood, May 19 at 12, District Court of Bankruptcy, Manchester.—*William Davies*, Prestbury, near Macclesfield, Cheshire, boot maker, May 19 at 12, District Court of Bankruptcy, Manchester.—*G. Blackburn*, Hulme, Lancashire, joiner, May 17 at 12, District Court of Bankruptcy, Manchester.—*Robt. Old*, Ashton-under-Lyne, Lancashire, joiner, May 17 at 12, District Court of Bankruptcy, Manchester.—*Wm. Hart Bowden*, Devonport, Devonshire, lodging-house keeper, May 13 at 1, District Court of Bankruptcy, Exeter.—*George Washington*, Kingston-upon-Hull, publican, May 26 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*John Stott*, Elland, Yorkshire, mason, May 25 at 10, District Court of Bankruptcy, Leeds.—*Roger Croker*, Bideford, Devonshire, innkeeper, May 19 at 11, District Court of Bankruptcy, Exeter.—*Hannah Glover*, Pudsey, Calverley, Yorkshire, cloth maker, May 25 at 10, District Court of Bankruptcy, Leeds.—*Thomas Foster*, Sculcoates, Kingston-upon-Hull, hackney carriage driver, May 26 at 10, Town-hall, Kingston-upon-Hull.—*John Wearing* the younger, Salford within Clitheroe, Lancashire, provision dealer, May 21 at 12, District Court of Bankruptcy, Manchester.

Saturday, May 8.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Joseph Jacobs*, Hertford-street, May-fair, Middlesex, gentleman, No. 23,987 T.; *Samuel Hanson*, assignee.—*Geo. L. Gorwyn*, Crediton, Devonshire, in no business, No. 68,017 C.; *George Cam*, assignee.—*F. Robson*, Driffield, Yorkshire, housekeeper, No. 67,569 C.; *George Forge*, assignee.—*John Robson*, Driffield; *Yorkshire*, butcher, No. 67,570 C.; *George Forge*, assignee.—*William Judson Grimeall*, Lower

Thames-street, London, eating-house keeper, No. 58, 720 T.; Richard King, assignee.

Saturday, May 8.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Robert Bean* the younger, Portland-road, Middlesex, not in any business: in the Queen's Prison.—*Henry Patrick Kelly*, De Beauvoir-grove, De Beauvoir-square, Middlesex, and Poultry-chambers, Poultry, London, iron merchant: in the Debtors Prison for London and Middlesex.—*Eves Jones*, George's-grove, Holloway, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Thomas Hillson Giles*, North-street, Knightsbridge, Middlesex, livery stable keeper: in the Debtors Prison for London and Middlesex.—*J. Brown* the elder, High-street, Camden-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Benjamin Bowyer*, Union-street, Bishopsgate-street, London, butcher: in the Debtors Prison for London and Middlesex.—*Philip Price*, High-street, Shadwell, Middlesex, linen draper: in the Debtors Prison for London and Middlesex.—*John Langworthy*, Exeter, share broker: in the Gaol of Exeter.—*William Jordan*, Worcester, coal merchant: in the Gaol of Worcester.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Samuel Chapman*, Deptford, Kent, master brewer, May 18, at Bowditch's, High-street, Deptford, and Goalin's, North-end, Fulham: 6s. 10d. in the pound, (in addition to 11s. before declared).

FRIDAY, MAY 14.

#### INSOLVENTS.

*EDWARD JONES* the younger, Watling-street, London, paper manufacturer.  
*THOMAS LANE*, Birmingham, commission agent.

#### BANKRUPTS.

*THOMAS LETT*, Aspley Guise, Bedfordshire, builder, May 21 at half-past 11, and June 25 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Medina, Crosby-hall-chambers, Bishopsgate-street, London.—Fiat dated May 12.  
*JOHN CHARLES BARRATT*, Strand, Middlesex, picture dealer, picture-frame maker, carver, gilder, and chapman, May 21 at half-past 11, and June 25 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Flight, Adam-street, Adelphi.—Fiat dated May 5.  
*HENRY MORANT*, Connaught-terrace, Edgeware-road, Middlesex, upholsterer and decorator, May 21 at 11, and June 25 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Dods, 102, St. Martin's-lane.—Fiat dated May 10.  
*CHRISTOPHER GREEN*, St. Mary Overies Dock, St. Saviour, Southwark, Surrey, wharfinger, May 29 and July 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Baylis & Co., Basinghall-street.—Fiat dated May 11.  
*SAMUEL WATERS*, Luton, Bedfordshire, baker, May 29 at half-past 11, and July 3 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Weall & Co., Temple-chambers, Fleet-street.—Fiat dated May 12.  
*ROBERT KER AITCHISON*, Great Windmill-street, Haymarket, Middlesex, wine merchant, dealer and chapman, May 29 at 11, and July 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Lawrance & Pews, Old Jewry-chambers, Old Jewry, City.—Fiat dated April 20.  
*ROBERT SELBY*, Burleigh-street, Strand, Middlesex, wine and spirit merchant, dealer and chapman, May 24 at half-past 1, and June 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Smith & Son, Southampton-street, Bloomsbury.—Fiat dated May 12.  
*PETER COLSTON*, Ashley-crescent, City-road, Middlesex, silk merchant, May 20 and June 23 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Cross, Surrey-street, Strand.—Fiat dated May 12.

*GEORGE HEATHCOTE* and *ROBERT HEATHCOTE*, Clapham, Surrey, coach and job masters, omnibus proprietors, and livery-stable keepers, dealers and chapmen, May 26 at 2, and June 24 at half-past 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Wellborne, Tooley-street, Southwark.—Fiat dated May 7.

*RICHARD ARTHUR*, Aylesbury, Buckinghamshire, grocer and cheesemonger, May 27 at 2, and June 30 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Dods, St. Martin's-lane.—Fiat dated May 10.

*WILLIAM EDGE* and *SAMUEL EDGE*, Fenton, Staffordshire, earthenware manufacturers, dealers and chapmen, May 26 and June 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Ward, Barreale, Staffordshire; Smith, Birmingham.—Fiat dated April 26.

*GEORGE STALEY*, Hulme, Manchester, provision shop-keeper, grocer, and tea dealer, June 1 and 16 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Aspinall, Manchester; Mourilyan & Rowell, 2 Verulam-buildings, Gray's-inn, London.—Fiat dated May 7.

*JOHN LAYBOURNE*, Manchester, printer and stationer, June 3 and 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. & W. Andrew, Manchester; Smith & Co., Bedford-row, London.—Fiat dated May 10.

*ROBERT LEES*, Bottoms, near Mossley, Lancashire, cotton spinner, dealer and chapman, June 1 and 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Buckley, Ashton-under-Lyne; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated May 7.

*CHARLES L. ROBERTS*, Manchester, and New York, North America, merchant, dealer and chapman, (trading at Manchester and New York aforesaid, with Henry Prince Freeman, under the firm of Roberts & Freeman, as a trader indebted jointly with the said Henry Prince Freeman), June 3 and 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Langford, Friday-street, Cheapside, London.—Fiat dated May 7.

*ROBERT BALLANTYNE*, Liverpool, merchant, dealer and chapman, May 24 and June 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Redcliffe, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated May 11.

*THOMAS WRIGHT*, Birkenhead, Cheshire, ironmonger, dealer and chapman, May 31 and July 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Frodham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated April 17.

*JOHN SCOTT*, Llanidloes, Montgomeryshire, victualler and innkeeper, May 28 and June 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Hayward, Llanidloes; Mallaby & Townsend, Liverpool; Bigg & Co., 38, Southampton-buildings, London.—Fiat dated May 3.

*JOHN CHAMBERS*, Masborough, Yorkshire, victualler, dealer and chapman, May 28 and June 25 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Rawson & Best, Leeds; Cox & Co., Size-lane, London.—Fiat dated May 1.

*MARK WOODWARD*, Basford, Nottinghamshire, victualler, dealer and chapman, May 28 and June 25 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Bowley, Nottingham; Johnson & Co., Temple, London.—Fiat dated May 8.

#### MEETINGS.

*Ed. White Baxter*, Coventry, Warwickshire, ironmonger, May 26 at 11, District Court of Bankruptcy, Birmingham, last ex.; June 5 at 12, div.—*Thos. Potts*, Newcastle-upon-Tyne, draper, June 3 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Alexander Fletcher*, Shaftesbury-terrace, Piccolo, Middlesex, bookseller, June 4 at 11, Court of Bankruptcy, London, and. ac.—*Rick. Womersley*, Stoney Stratford, Buckinghamshire, hat manufacturer, June 4 at 12, Court of Bankruptcy, London, and. ac.—*George White*, Chichester, Sussex, patten maker, June 4 at 12, Court of Bankruptcy, London, and. ac.—*W. Mullett*, Hampton's-mills West, Peckham, Kent, paper manufacturer, June 4 at 12, Court of Bankruptcy, London, and. ac.—*John Eckstein*, High-st., Notting-hill, Kensington, Middlesex,

ironmonger, June 4 at 12, Court of Bankruptcy, London, and. ac.—*Ed. Dorking*, Ipswich, Suffolk, Berlin wool dealer, June 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*Benj. Billings*, Harlow, Essex, victualler, June 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*Wm. Deayer*, Littlehampton, Sussex, plumber, June 7 at half-past 12, Court of Bankruptcy, London, and. ac.—*P. Biddle*, Judd-st., New-road, Middlesex, tallow chandler, June 4 at 11, Court of Bankruptcy, London, and. ac.—*E. Stevens*, Brighton, Sussex, victualler, June 4 at half-past 1, Court of Bankruptcy, London, and. ac.—*T. C. Baylis*, Gloucester-place, Old Kent-road, and Crown-row, Walworth-road, Surrey, grocer, June 4 at 2, Court of Bankruptcy, London, and. ac.—*E. Leyt*, Hingham, Norfolk, spirit merchant, June 4 at 1, Court of Bankruptcy, London, and. ac.—*John Furby* and *Robert Stockton*, Sackville-st., Piccadilly, Middlesex, tailors, June 4 at 12, Court of Bankruptcy, London, and. ac.—*Hen. Hugh Beems Peall*, Peckham, Surrey, lodging-house keeper, June 4 at 1, Court of Bankruptcy, London, and. ac.—*J. Fabry*, Stratfieldsaye, Hampshire, grocer, June 3 at half-past 11, Court of Bankruptcy, London, and. ac.—*Wm. Palfrey* the elder, Tysmen-place, Kingsland-road, Middlesex, builder, June 8 at 12, Court of Bankruptcy, London, and. ac.—*Wm. Thos. Kitching*, Abdon-terrace, Islington, Middlesex, ship owner, June 8 at 11, Court of Bankruptcy, London, and. ac.; June 11 at 11, div.—*Sam. Brown*, Trowbridge, Wiltshire, woollen cloth manufacturer, June 10 at half-past 11, District Court of Bankruptcy, Bristol, and. ac.—*Robt. Baker*, Christchurch, Wiltshire, farmer, June 11 at half-past 12, District Court of Bankruptcy, Bristol, and. ac.—*T. Savage*, Nuncey, Somersetshire, butcher, June 7 at 1, District Court of Bankruptcy, Bristol, and. ac.—*John Halstead*, Radcliffe, near Manchester, cotton manufacturer, June 10 at 12, District Court of Bankruptcy, Manchester, and. ac.; June 11 at 12, div.—*Jas. Weaman*, Birkenhead, Cheshire, wine merchant, June 4 at 11, District Court of Bankruptcy, Liverpool, and. ac.; June 7 at 11, div.—*Mary Swatwell*, Kensington-gravel-pits, Kensington, Middlesex, schoolmistress, June 4 at 11, Court of Bankruptcy, London, fin. div.—*Thos. Showell*, Ladgate-st., Ladgate-hill, London, tailor, June 4 at half-past 12, Court of Bankruptcy, London, div.—*John H. Bedford*, Bristol, artists' colourman, June 7 at 12, District Court of Bankruptcy, Bristol, div.—*Wm. and Thomas Edmond & Co.*, Bombay, and Liverpool, merchants, June 4 at 11, District Court of Bankruptcy, Manchester, div. sep. est. of *Wm. Edmond*; at 12, div. joint est.—*Francis Fothergill* and *Jas. M'Faxes*, Bell's-close, near Soothwood, Northumberland, lamp black manufacturers, June 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div. sep. est. of *Francis Fothergill*.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Sam. Noller*, Ipswich, Suffolk, innkeeper, June 4 at 2, Court of Bankruptcy, London.—*Sam. Cubitt*, Colchester, Essex, clothier, June 7 at half-past 1, Court of Bankruptcy, London.—*Henry King*, North-end, Fulham, Middlesex, victualler, June 4 at half-past 11, Court of Bankruptcy, London.—*H. Howell*, Shrewsbury, Shropshire, draper, June 4 at 12, Court of Bankruptcy, London.—*Wm. Blenkarn*, Stockwell-park-road, Surrey, builder, June 7 at 1, Court of Bankruptcy, London.—*G. Roberts*, Southampton, Hampshire, grocer, June 11 at 11, Court of Bankruptcy, London.—*Sam. Brown*, Trowbridge, Wiltshire, woollen cloth manufacturer, June 10 at 12, District Court of Bankruptcy, Bristol.—*Wm. Sarginson* and *Matthew Rigby*, Bury, Lancashire, joiners, June 7 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 4.

*Thomas Rice Hart*, Lea-bridge, Essex, licensed victualler.—*Patrick Hare*, Liverpool, tallow chandler.—*Thomas B. Fairhurst*, Liverpool, painter.—*James Pell Yallop*, Durham-street, Hackney-road, and Pritchard's-place, Hackney, Middlesex, carpenter.—*Henry Leonard*, Cheltenham, Gloucestershire, ironmonger.—*Richard Smith Potts*, Old Change, London, common carrier.—*Michael John Stone*, Abingdon, Berkshire, grocer.—*George Park*, Bury-street, Westminster, Middlesex, tailor.—*Thos. Hawkey*, Monkwearmouth-shore, Durham, ship builder.—*John Pierce*, Liverpool, builder.—*Aaron*

*Skipton* and *Joseph Wise Jenkins*, Small's-mill, Painswick, Gloucestershire, clothiers.—*Samuel Sharp*, Commercial-rd., Lambeth, Surrey, stonemason.—*Wm. Robt. Read*, Winchester-street, King's-cross, Middlesex, builder.

## SCOTCH SEQUESTRATIONS.

*Andrew Fleming & Co.*, Kirkcaldy, cabinet makers.—*B. M'Lean*, Edinburgh, asphalt merchant.—*John King Clark*, Glasgow, merchant.—*James Duncan*, Cyderhall, Dornock, Sutherlandshire, deceased, tacksman.—*James Nixon*, Glasgow, deceased, hat manufacturer.—*Alexander M'Nab*, Musselburgh, deceased.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Jonas Phillips*, Emmett-street, Poplar, Middlesex, coffee housekeeper, May 20 at 11, Court of Bankruptcy, London.—*Richard Robt. Thame*, Greenwich, Kent, out of business, May 20 at 11, Court of Bankruptcy, London.—*Wm. Lewis*, Little Pulteney-street, Westminster, and Sussex-place, Hammermith, Middlesex, shopman, May 19 at 11, Court of Bankruptcy, London.—*Thomas Wooden*, Great Yarmouth, Norfolk, licensed victualler, May 27 at 11, Court of Bankruptcy, London.—*Richard Mann*, Cowley, near Usbridge, Hillingdon, Middlesex, tailor, May 20 at 11, Court of Bankruptcy, London.—*Peter Thomas Wickes*, Nelson-place, Blackman-street, Newington, Surrey, out of business, May 27 at 11, Court of Bankruptcy, London.—*James Shead*, Halstead, Essex, butcher, May 26 at 11, Court of Bankruptcy, London.—*Benj. W. Poulton*, Venetian-cottage, Leipsic-road, Camberwell, Surrey, merchant's clerk, May 27 at 11, Court of Bankruptcy, London.—*Charles Bampton*, Princea-street, Plumsted-common, near Woolwich, Kent, collar maker, May 17 at half-past 12, Court of Bankruptcy, London.—*M. J. Nordon*, Bridge-road, Lambeth, Surrey, accountant, May 18 at 12, Court of Bankruptcy, London.—*Robt. Marsh*, Charles-place, East-lane, Walworth, Surrey, oilman, May 17 at 12, Court of Bankruptcy, London.—*Joseph Coghlan Green*, Towcester, Northamptonshire, surgeon, May 19 at half-past 11, Court of Bankruptcy, London.—*George Sprake*, Landport, Portsea, Hampshire, builder, June 10 at 11, Court of Bankruptcy, London.—*William Christopher*, Kingswinford, Staffordshire, forgerman, May 18 at 12, District Court of Bankruptcy, Birmingham.—*George Kirby*, Birmingham, traveller, May 19 at 12, District Court of Bankruptcy, Birmingham.—*Granville Smith*, Castle Donington, Leicestershire, surveyor, May 21 at 11, Exchange-rooms, Nottingham.—*Henry Cox*, Wolverhampton, Staffordshire, out of business, May 18 at 12, District Court of Bankruptcy, Birmingham.—*Charles Powell*, Birmingham, out of business, May 18 at 11, District Court of Bankruptcy, Birmingham.—*John Hackney*, Chester, hair dresser, May 19 at 11, District Court of Bankruptcy, Liverpool.—*James Hartley*, Halifax, Yorkshire, hair dresser, May 18 at 10, District Court of Bankruptcy, Leeds.—*Fras. Earle*, Scriven with Tentergate, Knaresborough, Yorkshire, stonemason, May 18 at 10, District Court of Bankruptcy, Leeds.—*Hugh Knapp*, Clay-hill, St. George's, Gloucestershire, beer retailer, June 1 at 11, District Court of Bankruptcy, Bristol.—*Wm. Skinner*, Oakridge, Bisleigh, Gloucestershire, tailor, June 1 at 11, District Court of Bankruptcy, Bristol.—*Wm. Lawton Pemberton*, Birkenhead, Cheshire, bookkeeper, May 27 at 11, District Court of Bankruptcy, Liverpool.—*Robert Williams*, Llanbelbigg, Carnarvonshire, draper, May 21 at 12, District Court of Bankruptcy, Liverpool.—*John Ward*, Toxteth-park, Liverpool, butcher, May 19 at 11, District Court of Bankruptcy, Liverpool.—*Robert Middleton*, Newark-upon-Trent, Nottinghamshire, grocer, May 21 at 11, Exchange-rooms, Nottingham.—*H. Watson*, Carlton, Nottinghamshire, farmer, May 21 at 11, Exchange-rooms, Nottingham.

Wednesday, May 12.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Geo. Clare*, Lialo-st., Leicester-sq., and Great Windmill-street, Haymarket, Middlesex, tobacco dealer: in the Queen's Prison.—*Wm. Lemon*, Clerkenwell-close, Middlesex, coffee

merchant: in the Debtors Prison for London and Middlesex.—*John Bray*, Newton-st., Holborn, Middlesex, bear retailer: in the Debtors Prison for London and Middlesex.—*Rob. Evenett*, Doctor-st., Walworth-common, Walworth, Surrey, dealer in coals: in the Queen's Prison.—*Jas. Young*, Lower Union-pl., Somers-town, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*George David Warren*, Grafton-place, Lettymere-road, Notting-hill, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Rich. Musgrove*, Granville-sq., Middlesex, agent for the sale of woollen goods: in the Debtors Prison for London and Middlesex.—*Geo. Marshall*, Edward-street, Langham-place, Middlesex, teacher of music: in the Debtors Prison for London and Middlesex.—*John Gerds*, Parson's-street, St. George's East, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Edw. Cocherell*, High-road, Highgate, Middlesex, chandler-shopkeeper: in the Debtors Prison for London and Middlesex: *Thos. B. Baghott*, Henry-st., Pentonville, Middlesex, commission agent for the sale of coals: in the Debtors Prison for London and Middlesex.—*Francis Halfacre*, Leatherhead, Surrey, tailor: in the Gaol of Surrey.—*Squire Sutton*, Stockport, Cheshire, cotton spinner: in the Gaol of Chester.—*Wm. Oates*, Crook's, near Sheffield, Yorkshire, knife cutler: in the Gaol of York.—*Joshua Alcott*, Bramley, near Leeds, Yorkshire, blacksmith: in the Gaol of York.—*John Musgrave*, Normanton, near Wakefield, Yorkshire, innkeeper: in the Gaol of York.—*John R. Whitelock*, Preston, Lancashire, tea dealer: in the Gaol of Lancaster.—*Chas. Lamb*, Rancorn, Cheshire, canal boatman: in the Gaol of Lancaster.—*Edw. Graham*, Norwich, clerk in the Audit-office of the Norfolk Railway Company, at Norwich: in the Gaol of Norwich.—*Jos. Syddall*, Salford, Lancashire, rope maker: in the Gaol of Lancaster.—*Andrew Craig*, Temple Sowerby, near Appleby, Westmoreland, ship owner: in the Gaol of Appleby.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, May 28, at 9.

*John Pegrum*, Robert-st., North Brixton, Surrey, carpenter.—*John Street*, Little Essex-st., Strand, Middlesex, land surveyor.—*Wm. Watson*, Minto-st., Long-lane, Southwark, Surrey, currier.—*Thos. Morris*, Oxendon-st., Haymarket, Middlesex, in no business.—*Edw. P. Harding*, Trinity-st., Southwark, Surrey, out of business.—*Gervase Ellis*, Great Union-st., Borough-road, Southwark, Surrey, out of business.—*Wm. Tinson*, High Holborn, Middlesex, out of business.—*Geo. H. Theakston*, Allsop-terrace, New-road, Marylebone, Middlesex, attorney at law.—*Joseph Fensham*, Gray's-inn-terrace, Gray's-inn-lane, corn merchant.

May 29, at the same hour and place.

*Henry B. C. Hillier*, St. John's-cottage, Lower-heath, Downshire-hill, Hampstead, Middlesex, doctor of medicine.—*Jas. Hadlow*, Wellington-st., Southampton-st., Camberwell, Surrey, out of business.—*Henry Marsden*, Artillery-lane, Bishopsgate-st., London, out of employ.—*Thos. Alley*, Cambridge-road, Mile-end, Middlesex, china dealer.—*Edwin T. Boswell*, Prince's-place, Swan-st., Old Kent-road, Surrey, out of business.—*Dan. James*, High-st., Whitechapel, Middlesex, pork butcher.—*Duncan J. Mackenzie*, Chamber-st., Leman-st., Goodman's-field, Middlesex, wine merchant.—*Jas. Sawyer*, Curtain-road, Shoreditch, Middlesex, livery-stable keeper.—*Wm. Robinson*, Bell-yard, Carey-st., Middlesex, out of business.—*John Smith Morris*, Stangate-wharf, Palace New-road, Lambeth, and Palace New-road, Lambeth, Surrey, coal and coke merchant.

May 31, at the same hour and place.

*John Forrest*, Basinghall-st., London, out of business.—*Hen. King*, Great Suffolk-st., Southwark, Surrey, baker.—*Chas. Andrews*, Rye-lane, Peckham, Surrey, out of business.—*Thos. Robinson*, Windmill-st., Finsbury, Middlesex, cloth worker.—*John T. Willy*, Aldenham-terrace, St. Pancras, Middlesex, professor of music.—*John Lake*, Pump-row, Old-street-road, Middlesex, coach smith.—*Mary Hall Flower*, widow, Thayer-st., Manchester-sq., Middlesex, milliner.—*Alf. M. H. Goodove*, Prospect-place, Greenwich, Kent, and Staining-lane, London, commission agent.—*Wm. H. Mathews* the younger, Winchester-place, Southwark-bridge-road, Surrey, block cutter.—*John Nicholson*, Bishop's-court, Old Bailey, London, wholesale stationer.

#### INSOLVENT DEBTORS' DIVIDENDS.

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The usual Commission allowed.  
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# The Jurist

No. 541—VOL. XI.

MAY 22, 1847.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ A. V. KIRWAN, Esq. of Gray's Inn, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray's Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, MAY 22, 1847.

Written on several occasions in the pages of this Journal, I discussed the question of legal education, and our attention is again called to the subject, by a dissertation in the form of letters, proceeding from the pen of a member of the Irish bar\*. In England there is, properly and accurately speaking, no such thing as legal education, at least for the bar, if by legal education is meant, as is usually understood, a preliminary intellectual training, essential to qualify a person to be a member of the bar. Any person of any class, except one†, and of any amount of education, or rather of any amount of ignorance, who can command 100*l.*, may become a member of one of the inns of court, which gives him an inchoate right to become a member of the bar.

The way that this inchoate right is expanded, and perfected into an absolute right, is literally, and not merely figuratively, by eating. Nothing is essential as a qualification to being called to the bar, except having in some of the inns of court (the Inner Temple for instance) actually eaten a certain number of dinners, and in certain others, having presented one's self and put his name down in a book kept by the butler, at the time when dinners are going to be eaten. At the Inner Temple the ordeal is not severe, because the dinners are, or at least were in our time, not bad. What they were or are, at the other inns of court, we are not able to state; but certainly the only test, which was and is unavoidable at all the four inns of court, is not intellectual.

\* "Letters on the present State of Legal Education in England and Ireland. By Henry Holmes Jay, Esq., Barrister." Dublin: Hodges & Smith; and London: Maxwell & Son. 1847.

† The only class of her Majesty's subjects excluded from admission to study for the bar, is that of persons who have been barrister's clerks.

Such as it is, this system has flourished for many centuries, and under it, or in spite of it, learned and able lawyers have made their appearance as occasion called for them. Hence it has been concluded that the system is not a bad one; and hence by a progressive mode of conservative reasoning, it has been concluded that no change could be for the better. The truth seems to be this, that there being no systematic and authorised course of legal education, necessity has dictated a sort of course, which is more or less strictly adhered to under the influence of custom, and which being dictated by practical necessity, is more or less practically effective. But like all other things regulated by the piecemeal dictation of practical wants, it lacks the unity of purpose, the philosophical arrangement, the rational connection of a system based on observation and reflection, and scientifically arranged. To say the least of it, an infinity of time is wasted by most young men commencing the study of the law, in reading either wrong books, or right books in the wrong order; and it really is utterly absurd to pretend that the intellectual standard of the bar would not be greatly raised, if there were superadded to the energy and industry that are developed in the persons of those who are aspirants for admission to its ranks, the benefits of a steady, classified, and systematic course of legal education.

Such a course is pursued in every civilised country in Europe; such a course is pursued in America; and the propriety of such a course is beginning to be felt in England and Ireland. Indeed, nothing but that pertinacious adherence to custom, and hatred of every thing bearing the appearance of a theory, which peculiarly distinguish the English people, would have so long prevented us from seeing that every reason which applies to those professions in which, for generations, a systematic course of education has been pursued, applies equally to the legal profession.

No one ever dreams, for instance, of its being fitting that young men should become ministers of the Church, until they have undergone a regular course of intellectual training for their profession. No one dreams of a commission in the artillery or engineers being given to any young man, until he has gone through certain prescribed courses of mathematical and military education. The same may be said with regard to both branches of the medical profession. The Bar is really, we believe, the only profession in this country, in which it is the practice to leave the student to grope his way as best he can, with or without the advice of friends; always without the advice or assistance of any constituted guides; without, in fact, any standard or settled course of education. It is sometimes answered to this sort of censure upon the existing no-system of legal education, that although, by reason of there being no preliminary training, very incompetent men may become members of the bar, the ranks of the working bar cannot be filled by incompetent men, because those who do not qualify themselves will not obtain employment. But, in reply, we should say in the first place, the proposition, however plausible, is not true. It is not the fact that no incompetent men obtain employment. It is natural that when young men are thrust into the Profession, as many are, simply because their friends have business at their disposal, such young men should rely upon their connection, and that their friends should, for the sake of their own credit and to avoid the charge of helpless relatives, supply them, so far as they dare, with business. And it is notoriously the fact, that great numbers of young men do go to the bar, relying not upon their acquirements, but upon their friends, and that numbers of men are to be found at the bar and in business, who are almost painfully incompetent, and who, if they had been subjected to a regular and systematic training, would have either improved under it, and been much better men than they are, or would have found the ordeal too trying for their supine nerves and sluggish brains, and would have withdrawn from a profession for which nature never intended them. In the second place, although it is a very important matter to the public, as well as to the individuals themselves, that men should not be at the bar who are unable to fulfil its duties, yet that is not the only question. It is also a matter of great importance, that men of fitting abilities should not waste years of their lives in acquiring useless knowledge, or, for want of systematic guidance, in setting about the acquisition of useful knowledge in an unprofitable way. Yet such is most unquestionably the result of the present totally unsystematic mode in which studying for the bar is conducted.

We do not certainly desire to see quite so Procrustean a bed of learning introduced in this country, as that on which, according to Mr. Joy, (see pp. 22 et seq.), the Prussian law student is stretched. Such very minute and impassable regulations would not suit the genius of the people, or of the institutions of this country. But there is a wide difference between making the Bar a corps of government officers, and leaving students for the bar without any sort of guidance; and we cannot but agree with those who think it highly desirable that the authorities of the several inns of court

should establish something like effective schools of law, in which young men shall be trained for the bar, under a regular, and tolerably severe course of study.

The space to which we are confined in this journal does not admit of that minute inquiry which would be requisite for discussing what would be a beneficial system of legal education; nor, indeed, has the time arrived for entering upon such a discussion. For although the attention of the public and the Profession is beginning to be turned to the subject, neither the Profession nor the public can be thought to be yet fully alive to its importance. If they were, more would have been done in the way of making a practical beginning in legal education. At present, beyond the appointment of a reader to lecture at the Middle Temple, very little has been done\*.

#### GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been admitted to the degree of Barrister at Law in Easter Term:—

**LINCOLN'S INN.**—Louis Henry Shadwell, Esq.; The Hon. William H. Stuart; William Alfred Hearing, Esq.; John Vincent, Esq.; George Jessel, Esq.; Leonard Francis Burrows, Esq.; Charles William Strickland, Esq.; Henry Waterland Mander, jun., Esq.; George Rastrick, Esq.; Douglas Brown, Esq.; Robert Milnes Newton, Esq.; Ralph Robert Lingen, Esq.; John Edward Woodroffe, Esq.

**INNER TEMPLE.**—F. F. Brandt, Esq.; J. R. Holligan, Esq.; E. B. Watermeyer, Esq.; J. Burchell, jun., Esq.; E. V. Richards, Esq.; H. E. F. Lambert, Esq.; T. P. Broadmead, Esq.; A. W. Mactier, Esq.; J. Gardner, Esq.; C. J. Parke, Esq.; M. J. Routh, Esq.; J. C. W. Edwards, Esq.; L. Powys, Esq.

**MIDDLE TEMPLE.**—John Joseph Powell, Esq.; James Septimus Barrett, Esq.; John George Holloway, Esq., B.A., Trin. Coll. Cambridge; Charles Cave John Orme, Esq.; Francis Davenport Bullock Webster, Esq.; George Andrew Wright, Esq., B.A., Exeter Coll. Oxford; Thomas Dorning Hibbert, Esq.; George Croxton, Esq., late of Gonville and Caius Coll. Cambridge; William Adam Mundell, Esq.; Alexander Mackay, Esq.; Bernard Hale, Esq.; Sydney Whiting, Esq.; Henry Dias, Esq.; Francis Webb, Esq.; Richard Morris, Esq.; Richard Bethell, Esq., B.A., Exeter Coll. Oxford; John Jane Smith Wharton, Esq., St. Mary Hall, Oxford; Thomas Heathcote Bayly, Esq.

**GRAY'S INN, April 21.**—Edward Crispe Ellery, Esq. **April 28.**—Edward Joseph Powell, Esq.; Peter Borthwick, Esq.; William Folk Higgins, Esq. **May 1.**—Edward Kenealy, Esq.

#### EXCHEQUER CHAMBER.

**EASTER VACATION.—May 15.**

(Error from the Queen's Bench).

Gillett v. Bullivant—Judgment affirmed.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed Walter Samuel Badger, Gent., of Rotherham, Yorkshire, to be a Master Extraordinary in the high Court of Chancery.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Thomas J. Blake, Esq., for the county of Galway, in the room of Thomas Barnwell Martin, Esq., deceased.

\* To those who take interest in this subject we recommend a perusal of Mr. Joy's pamphlet. They will find in it many interesting facts and many sound arguments.

**Court Papers.**

**EQUITY SITTINGS, TRINITY TERM, 10 VICT. 1847.**

**Court of Chancery.**

*Before the LORD CHANCELLOR, at Westminster.*

Saturday ... May 23	Appeal Motions and Appeals.
Monday ..... 24	{ (Petition-day).—Cause, Lunatic, and Bankrupt Petitions.
Tuesday ..... 25	} Appeals.
Wednesday .... 26	
Thursday ..... 27	Appeal Motions and Appeals.
Friday ..... 28	} Appeals.
Saturday ..... 29	
Monday ..... 31	} Appeals.
Tuesday ... June 1	
Wednesday .... 2	} Appeals Motions and Appeals.
Thursday ..... 3	
Friday ..... 4	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday ..... 5	} Appeals.
Monday ..... 7	
Tuesday ..... 8	} Appeals.
Wednesday .... 9	
Thursday ..... 10	} (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 11	
Saturday ..... 12	Appeal Motions and Appeals.

Such days as his Lordship is occupied in the House of Lords excepted.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Saturday ... May 22	Motions.
Monday ..... 24	Petition-day.
Tuesday ..... 25	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .... 26	
Thursday ..... 27	Motions.
Friday ..... 28	Short Causes and Causes.
Saturday ..... 29	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 31	
Tuesday ... June 1	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .... 2	
Thursday ..... 3	Motions.
Friday ..... 4	{ (Petition - day). — Petitions, Short Causes, and Causes.
Saturday ..... 5	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 7	
Tuesday ..... 8	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .... 9	
Thursday ..... 10	} (Petition - day). — Petitions, Short Causes, and Causes.
Friday ..... 11	
Saturday ..... 12	Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Saturday ... May 22	Motions and Causes.
Monday ..... 24	{ (Petition-day).—Petitions and Causes.
Tuesday ..... 25	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .... 26	
Thursday ..... 27	Bankrupt Petitions and Ditto.
Friday ..... 28	Motions and Causes.
Saturday ..... 29	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 31	} Short Causes and Ditto.
Tuesday ... June 1	
Wednesday .... 2	Bankrupt Petitions and Ditto.
Thursday ..... 3	Motions and Causes.
Friday ..... 4	{ (Petition-day).—Petitions and Causes.
Saturday ..... 5	} Short Causes and Causes.
Monday ..... 7	
Tuesday ..... 8	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .... 9	
Thursday ..... 10	Bankrupt Petitions and Ditto.

Thursday ..... 10	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday ..... 11	
Saturday ..... 12	

*Before VICE-CHANCELLOR WIGRAM, at Westminster.*

Saturday ... May 22	Motions and Causes.
Monday ..... 24	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday ..... 25	
Wednesday .... 26	
Thursday ..... 27	Motions and Ditto.
Friday ..... 28	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday ..... 29	
Monday ..... 31	} Short Causes, Petitions, (unopposed first), and Causes.
Tuesday ... June 1	
Wednesday .... 2	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 3	
Friday ..... 4	Motions and Ditto.
Saturday ..... 5	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday ..... 7	
Tuesday ..... 8	} Short Causes, Petitions, (unopposed first), and Causes.
Wednesday .... 9	
Thursday ..... 10	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday ..... 11	
Saturday ..... 12	{ (Petition-day).—Short Causes, Petitions, (unopposed first), and Causes.

**EQUITY CAUSE LISTS, TRINITY TERM, 1847.**

**Court of Chancery.**

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—A. Abated—Adj. Adjourned—A. T. After Term—Ap. Appeal—C. D. Cause Day—C. Costs—D. Demurrer—E. Exceptions—F. D. Further Directions—M. Motion—P. C. Pro Confesso—Pl. Plea—Pte. Petition—R. Re-hearing—S. O. Stand Over—SA. Short.

*Before the LORD CHANCELLOR.*

<b>APPEALS.</b>	
Att.-General v. Masters and Wardens, &c. of the City of Bristol (Ap) S O G	Dobson v. Lyall (Ap)
Black v. Chaytor (Ap) S O	Robinson v. Wall (Ap)
Johnson v. Reynolds (F D by order) S O	Butlin v. Masters (Ap)
Watts v. Hyde (Ap) S O	Westwood v. Slater (4 causes, Ap)
Caton v. Rideout (Ap) S O	Dunning v. Hards } (Ap)
Dean of Ely v. Bliss (Ap)	Same v. Same } (Ap)
Perry v. Moddercroft (3 ca., Ap)	Smith v. Barneby } (2 Aps)
Bhair v. Bromley (Ap) S O	Wimstanley v. Smith } (2 Aps)
Rawlins v. Moss (Ap)	Scawin v. Watson (Ap)
Dale v. Hamilton (3 Aps)	Hodgkinson v. Barrow } (Ap)
Hobson v. Everett (Ap)	Same v. Jackson } (Ap)
Law v. Law (Ap)	Glascott v. Lang (Ap)
Lenaghan v. Smith (Ap)	Okill v. Whittaker (Ap)
Eversfield v. Troup (Ap)	Williams v. Powell } (Ap)
Allen v. Knight (Ap)	Same v. Davis } (Ap)
Pearce v. Pearce (Ap)	Dawson v. Paver } (Ap)
Dunston v. Paterson (Ap)	Same v. Same } (Ap)
	Att.-Gen. v. Pearson } (Ap)
	Same v. Steward } (Ap)
	Same v. Hill } (Ap)
	Wood v. Rowcliffe (2 Aps)

*Before the VICE-CHANCELLOR OF ENGLAND.*

<b>PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.</b>	
Beale v. Alston (D)	Smith v. Bury and Ipswich Railway Co.
White v. Jackson (objection as to parties)	Ware v. Rowland (F D, part heard)
Potter v. Waller (D)	Ware v. Wilson (Cause)
Lovell v. Andrew (objection as to parties)	Wastell v. Leslie (S. C., E, F D)
Parker v. Day } S O G	Evans v. Crosbie
Same v. Gonds } S O G	Fussell v. Hooper (F D, C)
Hickson v. Smith	Cooke v. Cholmondeley }
Amey v. Walker (3 ca.) S O G	Same v. Moore }

Sutton v. Clifford (F D, C)  
 Hackett v. Clifton (F D, C)  
 Att.-Gen. v. Grainger } (By  
 Governors of Christ's } order)  
 Hospital v. Grain- }  
 ger } 6th  
 } day T.  
 Webb v. Webb S O  
 Byrn v. Hay  
 Herring v. Hay  
 Hiles v. Moore }  
 Same v. Gladow }  
 Same v. Moore }  
 Carpenter v. Bott (E)  
 Edwards v. Priestly (F D, C)  
 Steward v. Forbes  
 Tinslay v. Genese  
 Bourne v. Dufaur (F D, C,  
 Ptn)  
 Jarvis v. Bullas  
 Paynton v. Kingdon (3 causes)  
 Williams v. Jones (2 causes)  
 Robinson v. Smith (F D, C)  
 Waller v. Westcott (F D, C)  
 Cochran v. Fearon (F D)  
 Dickinson v. Callbeck  
 Bowers v. Thorne (F D, C)  
 Dehany v. Scott (F D, C) SA  
 Fagge v. Fagge  
 Dallimore v. Ogilvie (F D, Ptn)  
 Anning v. Hurley (F D, C)  
 Morrison v. Hoppe }  
 Same v. King }

Rippin v. Dolman (F D, C)  
 Rimel v. Wheatley  
 Perry v. Howell  
 Attorney-Gen. v. Croft  
 Bateman v. Wilks  
 Tyacke v. Dash SA  
 Tyacke v. Mayn SA  
 Rand v. M'Mahon (E, F D)  
 Kincaid v. Nunn  
 Beech v. Ford  
 Hewlett v. Wellington (F D, C)  
 Major v. Major (2 causes)  
 Brierley v. Andrew  
 Lewis v. Damer  
 Rand v. M'Mahon (E)  
 Chambers v. Waters (E) May  
 24  
 Hunt v. Peacock  
 Hickson v. Mainwaring  
 Brewster v. Thorpe (2 causes)  
 Moyer v. Measures  
 Allen v. Allen (re-hearing, F  
 D) SA  
 Darnell v. Swift  
 Taylor v. Webley (F D, C)  
 Nokes v. Earl of Kilmorey  
 Ward v. Price  
 Halford v. Stone  
 Sheffield v. Von Donop  
 Milroy v. Milroy } (F D, C)  
 Same v. Dean }  
 Hoole v. Roberts (F D, C)

Seward v. Clark  
 Dowie v. Lucy (F D, C)  
 Topham v. Lightbody (E)  
 May 28  
 Walker v. Holloway May 26  
 Rickards v. Stuckey  
 Clarke v. Melville }  
 Same v. Rickards }  
 Adams v. Dunn (2 causes)  
 Peed v. Gee  
 Duke of Beaufort v. Morris  
 Lewis v. Jones (F D, C)  
 Mortimer v. Ireland May 22  
 Cochrane v. Wiltshire

Thornton v. Portsmouth and  
 Arundel Railway Co. }  
 Same v. Hope }  
 Ferrin v. Eldon }  
 Gaymer v. Hales }  
 Fayman v. Wiggins (F D, C) }  
 Hallett v. Hayes (F D, C) }  
 Rochfort v. Lambert (3 causes,  
 F D, C) }  
 Chappell v. Bees }  
 Gatty v. Phillipson }  
 Ricardo v. Duff SA }  
 Belaham v. Percival }  
 Same v. Harrison }

COMMON-LAW CAUSE LISTS, TRINITY TERM.  
 Court of Queen's Bench.  
 NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SIT-  
 TINGS AFTER EASTER TERM, 1847.

STANDING FOR JUDGMENT. Midd.—Normansel v. Craf  
 Rogers v. Brenton " Doe d. Samner v.  
 Doe d. Earl of Egremont v. Nash  
 Langdon " Reg. v. Long  
 Same v. Courtenay " Reg. v. Watson  
 Same v. Williams & an. " Reg. v. Britton  
 Reg. v. Kensington " Mountain v. Wilmett  
 Woolmer v. Toby " Blandell v. Drum-  
 Beale v. Mouis mond  
 " Jones v. Blunt  
 " Gent v. Cutts  
 For ARGUMENT. Lond.—Shawe v. Boast  
 EASTER TERM, 1846. " Penniall v. Harbore  
 York—Worth v. Gresham " Spinks v. Bardell  
 Liverpool—Doe d. Hayward " Sims v. Henderson  
 v. Tinslay " Henderson v. Ha-  
 Carmarth.—Thomas v. Frode- derson  
 rick " Mitchell v. Moore  
 " Same v. Same

TRINITY TERM, 1846. Tried during Hilary Term,  
 Lond.—Nicholls v. Atherstone 1847.  
 " Reg. v. Schlosinger  
 MICH. TERM, 1846. Midd.—Flower v. Roper  
 Midd.—Gurney v. Gurney  
 " Collett v. Curling  
 Lond.—Boyd v. Royal Ex-  
 change Assurance  
 Co. " Burrows v. Gabriel  
 " Herring v. Metsyard  
 " Simpson v. Margitson  
 Montgomery—Middleton v. Bedward  
 Bedward  
 Carnarv.—Davies v. Williams  
 Chester—Jaynson v. Garfitt  
 Notts—Pott & an. v. Flather  
 Leicester—Hassell v. Heming  
 York—Lockwood v. Wood  
 Liv'pool—M'Ewen v. Wood  
 " Hobson v. Garner  
 Kent—Nunn v. Jackson  
 " Absolon v. Marks  
 Essex—Constable v. Martin  
 Surrey—Carruthers v. West  
 Norfolk—Burton v. Scott  
 " Linford v. Fitzroy  
 Carmarth.—Bowen v. Owen  
 Devon—Harrison v. Bankart  
 Cornw.—Stevens v. Jeacocke  
 Wilts—Robins v. Fennell  
 Somerset—Reg. v. Chorley

Tried during Mich. Term,  
 1846. Midd.—Greville v. Stuls & ors.  
 Hilary TERM, 1847. Midd.—Richardson v. Berk-  
 ley  
 " Coales v. Simmons

Suffolk—Pye v. Mumford  
 Norfolk—Angerstein v. Cairns  
 Coll. Cambridge  
 Lincoln—Huntley v. Russell  
 Warwick—Bower v. Wood  
 Lancaster—Turner v. Hartley  
 Durham—Wren v. Heolop  
 " Wright v. Gibson  
 York—Nevil v. Allison  
 " Pollock v. Stables  
 " Kilner v. Preston  
 " Lee v. Dawson  
 Liv'pool—Walker v. Mellor  
 " Yates v. Panton  
 Flint—McKilloch v. Cooke  
 Chester—Sutton v. Swanwick  
 Worcester—Cheshire v. Stair  
 Hereford—Doe d. Stack v.  
 Rimal

Gloucester—Parratt v. Lan-  
 bert  
 Somerset—Robertson v. Nor-  
 ris  
 " Reg. v. Inabab. of  
 Tithing of East  
 Mark

Before the Vice-Chancellor KNIGHT BRUCE.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Sibson v. Edgeworth (2 Da) Bennett v. Boughton (5 causes.)  
 To fix a day Duke of Beaufort v. Phillips  
 Knill v. Chadwick (D) Llewellyn v. Morgan  
 Smith v. Smith (3 causes) Vickers v. Oliver (F D, C)  
 Bonsfield v. Mould (2 causes, Jefferson v. Ford  
 part heard) Clive v. Beaumont  
 Teod v. Carruthers (5 causes, Swafield v. Orton  
 F D) S O G Campbell v. Underwood  
 Arrow v. Mellersh May 22 Hewett v. Snare (F D, C)  
 Barker v. Birch Chambers v. Harman (F D, C)  
 Same v. Birch } Aitken v. Haram (F D, C)  
 Wills v. Birch } Hervey v. Hewitt (2 causes)  
 Sagar v. Petty May 22 Gregson v. Willoughby  
 Rees v. Williams May 22 Walbrook v. O'Brien (F D, C)  
 Smith v. Smith Shaw v. Wild (F D, C)  
 Scholfield v. Bourdieu Inglis v. Bromley (F D, C)  
 Indigent Blind School v. Bird Bunce v. Turner  
 (F D, C) Melland v. Gray (F D, C)  
 Heming v. Archer (5 causes, Child v. Walker  
 F D, C) Elliott v. Elliott (F D, C)  
 Kendall v. Davies Cunningham v. Murray (F D,  
 Ricketts v. Bell C)  
 Lester v. Archdale Burchet v. Howitt  
 Pettigrove v. Rogers (3 causes) Schofield v. Calmac  
 Wool v. Townley Lewis v. Puxley (F D, C)  
 Darby v. Browning Gellan v. Morrison  
 Wood v. Hardisty (E) Massey v. Duncan  
 Smith v. Whitmore Pearse v. Sinkins }  
 Davies v. Currie (E, F D) Same v. Orchard }

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Swinerton v. Heming (D) Chapman v. Plumbly } May  
 Menzies v. Desanges Mich. T. Same v. Steward } 28  
 Williams v. Teale (4 causes, Moor v. Vardon } To fix a  
 part heard) Same v. Lachlan } day  
 Same v. Same Smart v. Smart  
 Hicks v. Graham Steedman v. Poole }  
 Attorney-Gen. v. Ward Same v. Cole  
 Shipton v. Rawlins }  
 Same v. Deal }  
 Same v. Rawlins }  
 Phillipson v. Gatty Fraser v. Spencer (2 causes)  
 Laycock v. Johnson (F D, C)  
 May 22  
 Chappell v. Rees (at deft. req.)

Sherman—Reg. v. Inhab. of Tithing of Moore

Tried during Easter Term, 1847. Midd.—Levi v. Irwin

SPECIAL CASES AND DEMURRERS

FOR TRINITY TERM, 1847.

Those marked thus \* are Special cases—the rest are demurrers.

STANDING FOR JUDGMENT.

Flanders v. Bunbury  
\*Cobb v. Allan & an.  
\*Doe d. Renow & an. v. Ashley  
Munden v. Duke of Brunswick

FOR ARGUMENT.

Berkley v. Kemp  
Morris v. Duke of Beaufort (stands over by consent)  
Godden v. Watts  
Clayton v. Hozier  
Minshall v. Roberts  
Robson v. Oliver & an.  
\*Doe d. Harris & or. v. Taylor  
\*Doe d. Biddulph & or. v. Poole  
Bownes v. Marsh (N. O. V. from New Trial Paper)  
Wood v. Mytton (Art. of J., from New Trial Paper)  
Barker v. Jarvis  
Berkley v. De Veer  
\*The Churchwardens, &c. of St. Nicholas, Deptford, v. Sketchley  
Hale v. Riviere  
Parker v. Gill  
Wilmet v. Batson  
Hall v. Edmunds  
\*Ellis & ors. v. Russell & ors.  
Puzer v. Robertson  
Lamond & ors. v. Erlam  
Lewis v. Harris  
Howard v. Clarkson  
Flower v. Newton  
— v. Macdowell  
Comop & an. v. Levy  
Williams v. Want

\*Hilton v. Whitehead  
\*Malden v. Fyson  
Webster v. Watts  
Ambridge v. Sylvester  
Hills v. Croll  
Clarkson v. Glover  
Vigers v. Dean and Chapter of St. Paul's & ors.  
Bailey v. Harris  
Sayer v. Dufaur  
Harvey v. Sayer  
Groves v. Barnett & an.  
King v. Marman & ors.  
\*Hall v. Bambridge  
Bartlett v. Chamberlain  
\*Morrell v. Biddle  
\*The Right Hon. H. Hob-house v. James  
Jones v. Sawkins  
Nathan v. Lazarus  
Angell v. Harrison & an.  
\*Phillips v. Curling  
Miles v. Blackall  
Hodgson v. Lee  
\*Jones v. Meares  
Banks v. Newton (Error)  
Meares v. Prangley  
Fittler v. Phippard (Arrest of Judgment)  
Reeves & an. v. Pedlar & an.  
Barber v. Lemon  
Hulls v. Lea  
Lock v. Neale  
\*Doe d. Lord v. Kingsbury  
Newbatt v. Salmund & ors.  
The Cork and Bandon Railway Co. v. Casenove

ENLARGED RULES

FOR TRINITY TERM, 1847.

Those marked thus \* are to be heard in the Bail Court.

Exp. Williams, in re Vaughan, and in 8 other cases  
In re J. Canliffe & an.  
\*Johnson v. Latham  
\*Cook v. Gill  
Re Rimington v. Dolby  
Gee v. Feraley  
Skipp v. Burbidge  
Doe d. Sherrington v. Wigg  
Reg. v. The Justices of Ely—2 rules  
Same v. Council of Warwick  
\*Same v. The Justices of Middlesex  
Same v. The Justices of Wilts  
\*Same v. The Council of Congleton  
Same v. The Governor, &c. of the Poor of Bristol  
Same v. The Churchwardens of St. Dunstan's, Stepney  
Same v. The Governor, &c. of the Poor of Kingston-upon-Hull  
\*Same v. The Justices of Leicestershire  
Same v. Council of Bath

Pauling v. Roberts  
\*Cook v. Gell  
Richardson v. Chasen  
Bonner v. Bonner  
\*Reed v. White  
\*Downham v. Collingridge  
\*Hoskins v. Phillips & an.  
\*Ritter v. The Justices of Cheshire  
\*Same v. The Justices of Middlesex  
Same v. G. Buchanan  
Same v. Lord Cardigan and his Steward of Corby Manor  
Same v. Clerkenwell Improvement Commissioners.  
Same v. J. E. Saunders & an.  
\*Same v. John Algar  
\*Chapman v. Heolop & an.  
\*Hardwick v. Heolop & an.  
Same v. The Justices of Lindsey  
Same v. J. Blanchard and two others  
Same v. The Register of Joint-stock Companies  
Same v. F. H. Muntz & ors.

CROWN PAPER, TRINITY TERM, 1847.

For Thursday, May 27.

Surrey ..... Reg. v. Churchwardens of St. George the Martyr, Southwark (Bethlem Hospital).  
Same ..... Same (Bridewell and St. Thomas's Hospital).  
Buckinghamsh. .... Great Western Railway Company.  
Same ..... Same.  
Monmouthshire .... Inhabitants of Harbury, Gloucestersh.  
Worwickshire.. .... Collins.  
Worcestershire .... Inhab. of the township of Halesowen.  
Lancashire.... .... Overseers of the township in Oldham Union.  
Yorkshire .... Justices of the West Riding.  
Somersetshire.. .... Richardson.  
London ..... Douglass.  
Birmingham .. .... Phillips.  
Gloucestershire .... Inhabitants of Alderley.  
Wigan ..... Grimshaw.  
Carnarvonshire .... Inhabitants of Rhoscolyn, Anglesea.  
Essex..... .... Inhabitants of Shalford.  
Surrey ..... Inhabitants of St. Giles-in-the-Fields, Middlesex.  
Middlesex .... Inhab. of St. George, Bloomsbury.  
Yorkshire.... .... Inhabitants of Stainforth.  
Cornwall ..... Inhabitants of Mylor.  
Middlesex .... Inhabitants of St. Clement's Dunes.  
Cheshire ..... Inhabitants of Dukinfield.  
Lancashire.... .... Inhabitants of Leeds.  
Middlesex .... Belton.  
Same ..... Saffrey.  
Same ..... Myers.  
Buckinghamsh. .... Churchwardens of Aabe, Hants.  
Middlesex .... Inhabitants of Hammersmith.  
Cheshire ..... Thompson.  
Liverpool .... Same.  
Cheshire ..... Inhabitants of Macclesfield.  
Staffordshire .... Keen.  
Carnarvonshire .... Inhabitants of Holywell, Flintshire.  
Cornwall ..... Nicholls.  
Worcestershire .... Commissioners of the Town of Dudley.  
Monmouthshire .... Turk.  
Lancashire.... .... Lord.  
Wiltshire .... Inhab. of St. Thomas, New Sarum.  
London ..... Wright.  
Essex..... .... Keen v. Reg. (in error).  
Lindsey ..... Reg. v. Inhabitants of Coningsby.  
Yorkshire .... Inhabitants of Carlton.  
Same ..... Inhabitants of Addingham.  
Wiltshire .... Inhabitants of Colerne.  
Middlesex .... Hunt.  
Devonshire ... Inhabitants of East Stonehouse.  
Yorkshire .... Inhabitants of General.  
Leicestershire .... Shaw.  
Middlesex .... Commissioners of Stamps and Taxes.  
Westmoreland .... Irving.  
Same ..... Same.  
Middlesex .... Inhabitants of St. Pancras.  
Same ..... Same.  
Surrey ..... London and South-western Railway Company.  
Yorkshire .... Inhabitants of Monk Bretton.  
Lancashire.... .... Armitage.  
Essex ..... Inhabitants of Witham.  
Surrey ..... Inhabitants of St. Mary, Whitechapel.  
Cornwall ..... Riley.  
Yorkshire .... Churchwardens and Inhabitants of Longwood.  
Devonshire ... Warren & ors.  
England..... .... Chadwick.  
London ..... Dunn.  
Cambridge ... Inhabitants of Ashwell, Herts.

Court of Common Pleas.

NEW TRIALS.

MICH. TERM, 1846. | Lond.—Brown v. De Winton  
Midd.—Elderton v. Emmons | " Heartley v. Cummings  
(part heard) | " Same v. Same  
" Shaw v. Clarkson | " Same v. Same

Lond.—Baker v. Plaskett  
 " Mollett v. Wachter-  
 barth  
 " Angle v. Gfiptr  
 " Mazy v. Thomas  
 Berks.—Pryce v. Belcher  
 Surrey.—Dawson v. Morrison  
 " Stead v. Anderson  
 " Collins v. Newstead  
 " King v. Norman  
 " Couling v. Coxe  
 Liv'pl.—Tuckey v. Hawkins  
 " Winch v. Hamilton  
 Newcas.—Lambert v. Kaill  
 Devon.—Young v. Grove  
 Corn.—Ricketts v. Bennett  
 " Doe d. Lord v. Crago  
 " Cooke v. Cayzer  
 Derby.—Coxe v. Glue  
 " Same v. Saint  
 " Same v. Mowley  
 " Batho v. Bettyhany  
 Warw.—Valpy v. Sanders  
 " Tunncliffe v. Todd

**HILARY TERM, 1847.**  
 Midd.—Doe d. Muller v. Cla-  
 ridge  
 " Varney v. Hickman  
 " Streeter v. Bartlett  
 Lond.—Hitchin v. Groomer  
 " Smith v. Watson  
 " Gray v. Lander  
 " Miles v. Pope  
 " Beaumont v. Brumgerl  
 " Brown v. Chapman  
 " Baker v. Sayer  
 " Adlington v. West

**EASTER TERM, 1847.**  
 Midd.—Morgan v. Earl of  
 Abergavenny

ENLARGED RULES.

*To 1st Day.*  
 Gardner v. Dickson  
*To 2nd Day.*  
 Doe d. Harrison v. Hampson

*To 6th Day.*  
 In the Matter of the Arbitra-  
 tion of Bates

DEMURRER PAPER.

*Wednesday, May 26.*  
 Sharland v. Leitchfield  
 Valpy & ors. v. Gibson  
 Wright v. Hutchison  
 Mostness v. Gall  
 Harris v. Marten  
 Parsons v. Gengell  
 Ingram v. Hoskins  
 Lewis v. Gengell  
 Harrison v. Cotgrave  
 Legan v. Hall  
 Hopkins v. Prescott  
 Joel v. Deen  
 Leigh v. Earl of Balcarras  
 Hodgkinson v. Taylor  
 Smart v. Sanders

Jones v. Sawkins  
 Dieker v. Jackson  
 Tamlyn v. Woolcock  
 Owen v. Challis  
 Sullivan v. Prole  
 Ratson v. Pratt  
 Fellett v. Hoppe  
 Coaks v. Purday  
 Filbrow v. Filbrow (Atmosphe-  
 ric Railway and Canal Co.  
 Harris v. Marton  
 Smith v. Kewick  
*Friday, May 28.*  
 Haward v. Bennett  
 Pehr v. Daniel  
 Bagstrom v. Brightman

CUR. ADV. VULT.

Pateeson v. Holland, (to stand  
 over till the scl. fa. in Q.  
 B. is disposed of)  
 Brown v. Mallett  
 Dixon v. Clark

Rich v. Bosterfield  
 Tilt v. Dickson  
 Bayley v. Bradley  
 Parsons v. Sexton  
 Fagan v. Harrison

Court of Exchequer.

SITTINGS—TRINITY TERM, 1847.

	<i>Banc.</i>	<i>Nisi Prius.</i>
Saturday.. May 22	}	Peremptory Paper after Motions
Monday .....		

Midd.—Thompson v. Stocken  
 " Hume v. Davis  
 " Goddard v. Dobson  
 " Finney v. Tootell  
 " Murray v. Hall  
 Lond.—Nickels v. Ross  
 " Same v. Same  
 " Humphreys v. Shat-  
 tleworth  
 " Goodlake v. King  
 " Green v. Morson  
 " Hopwood v. Thom  
 " Ingram v. Symons  
 " Barker v. Griffiths  
 " Perry v. Parr  
 " Lindus v. Bradwell  
 " Blackie v. Pidding  
 Surrey—Byre v. Seewell  
 Dembigh—Beach v. Jones  
 Chester—Chaddock v. WIL-  
 braham  
 " Worthington v. War-  
 rington  
 Gloucester—M'Leod v. Rey-  
 nolds  
 Salop—Doe d. Bather v. B-  
 rayne  
 Hants—Ansell v. Richards  
 Somerset—Card v. Case  
 Norfolk—Garrard v. Tusk  
 Suffolk—Thorpe v. Barber  
 " Vipan v. Gay  
 " Same v. Same  
 Brecon—Griffiths v. Powell  
 Liverpool—Howden v. Stan-  
 dish

*Application for New Trials  
 suspended.*  
 Midd.—Salmon v. Starkey  
 Lond.—Parry v. Evans.

Tuesday .....

25	
Wednesday....	26
Thursday .....	27
Friday .....	28
Saturday .....	29
Monday .....	31

Tuesday .. June 1  
 Wednesday.... 2  
 Thursday .....

3	
Friday .....	4
Saturday .....	5
Monday .....	7
Tuesday .....	8
Wednesday....	9
Thursday .....	10
Friday .....	11
Saturday .....	12

*Banc.*  
 Midd. 1st Sitting  
 London 1st Sitting  
 Midd. 2nd Sitting  
 London 2nd Sitting  
 Ditto by adjournm-  
 Midd. 3rd Sitting

NEW TRIAL PAPER FOR TRINITY TERM, 1847.

**FOR JUDGMENT.**  
*Moved Mich. Term, 1846.*  
 Berks.—Owen v. De Beauvois  
 Liverpool—Sladdon v. Dixon  
*Moved Hilary Term, 1847.*  
 Midd.—Briggs v. Lewis

**FOR ARGUMENT.**  
*Moved Hilary Term, 1847.*  
 Lond.—Clark v. Newman &  
 Edwards  
 " M'Conville v. Co-  
 burn  
 " Hooper v. Treffy  
 " Goldcutt v. Beagin  
 " Volans v. Fletcher  
 " Lamert v. Heath  
 " Richardson v. Cas-  
 michael  
 " Simmonds v. Muntz  
 " Molton v. Camroux  
 " Weolley v. Stainits  
 " Barnard v. Colle  
 " Harnett v. Bates  
 " Eager v. Grimwood  
 Derby—Britt v. Paahley

*Moved after the fourth day of  
 Hilary Term, 1847.*  
 Midd.—Dyer v. Green

" Caley v. Johnson  
 " Boulton v. Miles  
 " Fennemys v. Ashock  
 " Semple v. Pink

*Moved Easter Term, 1847.*  
 Midd.—Wakley v. Cooke

" Pictor v. Taft  
 " Hitchcock v. Benson  
 " Dunn v. Cox  
 " Collins v. Bradley  
 " Gasse v. Cockburn  
 " Sturm v. Jeffree  
 " Goldshed v. Swan  
 " Barker v. Bradley  
 " Wainman v. Kymanen

Lond.—Masou v. Owen  
 " Ralli v. Donistown  
 " Boyd v. Mangles  
 " Clark v. Chaplin  
 " Entwisle v. Dent  
 " Headline v. Siggans  
 " Ollive v. Booker  
 " Same v. Same

Lond.—Green v. Laurie  
 " Vivian v. Mowatt  
 " Alexander v. Booker  
 " Barber v. Graze  
 " Fell v. Jones  
 " Phillips v. Fisher  
 Camb.—Southco v. Denny  
 Norwich—Massey v. Johnson  
 Warwick—Neville v. Roderick  
 " Wallis v. Swin-  
 bourne  
 York—Perkins v. Bradley  
 Liv'pool—Bayliffe v. Butter-  
 worth  
 " Cooke v. Blake  
 " Caine v. Hornhill  
 " Broadbent v. Fern-  
 ley  
 " Whitwell v. Harri-  
 son  
 Oxford—Winterbourne v.  
 Wagner  
 Worcester—Harris v. Grimwell  
 Stafford—Stagg v. Earl of Milt-  
 town  
 Glo'ster—Christy v. Powell  
 " Chandler v. Morse  
 " Balne v. D'Egville  
 Lewes—Napper v. Napper  
 " Biddle v. Biddle  
 Kingston—Cooper v. Wicks  
 " Hooper v. Williams  
 " Bolleau v. Rudlin  
 " Weed v. Cooke  
 " Robtson v. Har-  
 man  
 " Newry & Emskri-  
 len Railway Co.  
 v. Edmonds  
 Chester—Bates v. Townley  
 " Same v. Same  
 Cardigan—Doe d. Lewis v.  
 Lewis  
 Winchester—Newlyn v. Shad-  
 wall  
 Dorset—Saint v. Cox  
 Taunton—Wait v. Baker  
 " Same v. Same  
*Moved after the fourth day of  
 Easter Term, 1847.*  
 Midd.—Wilkins v. Grant  
 Lond.—Chapman v. Gedger

PEREMPTORY PAPER.

*To be called on the first Day of Term after the Motions, and  
 to be proceeded with the next Day, if necessary, before  
 Motions.*

Burnside v. Dayrell | M'Intosh v. Midland Counties  
 Sladdon v. Dixon | Railway Co.

Barker v. Tongue  
Hassell v. White  
Corner v. Ward  
Marks v. Ridgway  
Ferguson v. Bates  
Oaks v. Moore  
Bayley v. Buckland  
Sams v. Sams  
Hemby v. Pawell  
Re Lewis, ex parte Collett

Hibberd v. Knight  
Parsons v. Bagfield  
Pheps v. Jones  
Bonell v. Pugh  
Sherratt v. Parkes  
Roche v. Chapman  
Grant v. Mackenzie  
Sams v. Sams  
Everest v. Clark  
Groves v. Dorman

SPECIAL PAPER.

SPECIAL CASES.

FOR JUDGMENT.

Hammond v. Peacock (heard May 3, 1847)  
Harris v. Wall (heard May 3, 1847)

FOR ARGUMENT.

Doe d. Knight v. Chaffey (part heard Jan. 25, 1847, case to be amended).  
Sandercock v. Dobson  
Doe d. Hutchinson v. Whitton  
Newham v. Coles  
Wilson v. Biss  
Hall v. Lank  
Doe d. Adams v. Bridger

Baddley v. Giffell  
Doe d. Burton v. White  
Doe d. Knight v. Spencer  
Harries v. Hooper  
Lee v. Stone  
Taylor v. Dawson  
Salkeld v. Johnston  
Galloway v. Cole  
Nicholson v. Richmond  
Ramsbottom v. Dackworth  
Marsh v. Davies  
South-eastern Railway Co. v. Fickford  
Tobin v. Simpson  
Morgan v. Jeffreys  
Molton & Wife v. Cantoux  
Belcher v. Bellamy

DECEASED.

FOR JUDGMENT.

Dunson v. Benson (heard 5th May)  
Chamberlaine v. The Chester and Birkenhead Railway Co. (heard 5th May)

FOR ARGUMENT.

Griffiths v. Pike (to stand over till special case settled)  
Washburne v. Barrows  
Branage v. Lloyd  
Duke v. Dive  
Galsworthy v. Street  
Good v. Burton  
Shaw v. Glascock  
Siblebottom v. Commissioners of Glasgow Reservoirs  
Judson v. Bowden  
Hill v. Taff Vale Railway Co.  
Metcalf v. Moore  
Green v. Wall  
Hall v. Lank  
Cook v. Moyle  
Duke v. Castello  
Lansdale v. Clark  
Ramsay v. Crowe  
Carter v. Wormald  
Powles v. Sams  
Berdie v. Spittle  
Daniels v. Whitby  
Duke & ors. v. Forbes  
Grout v. Enthoven  
Spindler v. Grellett  
Worthington v. Wanklyn  
Graham v. Allop  
Jarvis v. Dircks  
Gulley v. Milne

Hart v. Bowly  
Alder v. Newman  
Higgs v. Mortimer  
Roper v. Hanson  
Ramsden v. The Manchester South Junction and Altrincham Railway Co.  
Haulack v. The Eastern Counties Railway Co.  
Clark v. Sherwood  
Poual v. Jones  
Earle v. Oliver  
Price v. Woodhouse  
Kemp v. Nash & an. sued with Weston  
Same v. Hutton & an. sued with Nash  
Bryant v. Bobbett  
Bates v. Townley  
Kirkwood v. Kingsgate  
Brown v. Whitway  
Gravett v. Ward  
Collins v. Osmane  
Dorington v. Custer  
Ricketts v. Phillips  
Craig v. Levy  
Parker v. Harrison  
Eyre v. Waterhouse  
Lindsay (Earl of) v. Capper  
Ernie v. Pratt  
Austen v. Kelle  
Howes v. Angell  
Wamberle v. Phillips  
Schman v. Walker & Stephenson  
Sadler v. Johnson  
Davis (qui tam) v. Arden

THOMAS WALLIS, Oxford-street, Middlesex, woollen draper, June 3 and 29 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Sole & Turner, 68, Aldermanbury.—Fiat dated May 11.

JOHN MARRIOTT BLASHFIELD, Albion-wharf, Blackfriars, Surrey, cement manufacturer, builder, dealer and chapman, June 3 and 29 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Vanderoom & Co., Bank-lane; Ashurst & Son, 137, Cheapside.—Fiat dated May 14.

JOHN SIMPSON, (formerly carrying on trade with William Tunley and Richard Smith Potts, Old Change, London, common carriers), Cropwell Bishop, near Nottingham, out of business, May 28 at 11, and June 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Farrar, Doctor's-commons.—Fiat dated Aug. 15.

JOHN HITCHINS, Chichester-place, Gray's-inn-road; and Upper Whitcross-street, Middlesex, leather seller, dealer and chapman, May 29 and June 29 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Sole & Turner, Aldermanbury.—Fiat dated May 12.

RICHARD WADE, Cheapside, London, tailor and draper, dealer and chapman, May 26 at 11, and June 29 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Lindsay & Mason, Graham-street, London.—Fiat dated May 14.

GEORGE PURTON, Longfleet, Poole, innkeeper, May 24 at 2, and June 28 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fox, Finsbury-circus, for Welch, Poole.—Fiat dated May 8.

JOSEPH PICKETT, Everett-street, Brunswick-square, Middlesex, cowkeeper and milkman, dealer and chapman, May 29 at 1, and July 9 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Carpenter, Staple-inn.—Fiat dated May 14.

ROBERT GRAHAM, Brunswick-house, Clapham-common, Surrey, lodging-house keeper, May 29 and July 9 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Turnley, Ludgate-street.—Fiat dated May 14.

JAMES PHILIPPO, Cross-street, Finsbury, Middlesex, dealer in horses, May 26 and June 25 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Taylor, Pavement, Finsbury.—Fiat dated May 14.

THOMAS FITCH, Duke-street, Tooley-street, Borough, Surrey, hop merchant, May 29 at half-past 2, and June 29 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Oldershaw, 7, Tokenhouse-yard, London.—Fiat dated May 14.

CHARLES VYSE, Ludgate-street, London, straw bonnet maker and draper, dealer and chapman, May 25 at 1, and June 29 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Milne & Co., 2, Harcourt-buildings, Temple.—Fiat dated May 12.

ABEL QUARTERMAN, Oxford, broocher maker, glover, dealer and chapman, May 25 at 11, and June 29 at half-past 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Wood & Fraser, 78, Dean-street, Soho.—Fiat dated May 11.

JOHN ROBINSON the younger, Fenchurch-street, London, manufacturing chemist and agricultural agent, trader, dealer and chapman, (lately carrying on business with Conway James Allen and Christian William Nicolay), May 25 at 2, and June 29 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Taylor, North-buildings, Finsbury-circus.—Fiat dated May 12.

WILLIAM HARRIS, Aberystwith, Cardiganshire, grocer, dealer and chapman, June 1 at 12, and June 29 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hassell, Bristol; Maples & Co., Frederick's-place, Old Jewry, London.—Fiat dated May 14.

FREDERICK BEKNER, West Kirby and Birkenhead, Cheshire, tea dealer and Italian warehouseman, (trading under the firm of Barners & Co.), June 1 and 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated May 14.

GEORGE WEBSTER, Stachcross, Royston, Yorkshire, nail and bolt maker, dealer and chapman, June 1 and July 24 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Blackburn, Leeds; Tys & Co., Barnsley, Yorkshire; Smith & Co., Bedford-row, London.—Fiat dated May 8.

London Gazette.

TUESDAY, MAY 18.

BANKRUPTCY.

EDWIN WOOD, King William-street, London, tobacconist, May 27 at half-past 2, and June 25 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Thorncliffe, 11, Staple-inn, Holborn.—Fiat dated May 17.



**JOSEPH MATHER**, Rock-ferry, Cheshire, builder, dealer and chapman, May 25 and June 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Reade & Co., Birkenhead; Parker & Co., Gray's-inn, London.—Fiat dated May 10.

**CHARLES TABOR** and **WILLIAM CLARKE**, Nottingham, lace manufacturers, (trading under the style or firm of Tabor & Clarke), June 11 and 25 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Wadsworth, Nottingham.—Fiat dated May 11.

**WILLIAM STANTON**, Lenton, Nottinghamshire, lace maker, dealer and chapman, June 4 and July 2 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Bowley, Nottingham; Johnson & Co., Temple, London.—Fiat dated May 12.

**WILLIAM WILD** and **ROBERT WILD**, Gigg in Heap, Lancashire, bleachers, cotton spinners, wood liquor makers, dealers and chapmen, June 4 at 1, and June 24 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Powdrell; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated May 14.

**JOHN DICKINSON**, Manchester, bookbinder and stationer, dealer and chapman, June 2 and 23 at 1, District Court of Bankruptcy, Manchester: Off. Ass. Frazer; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated May 14.

**JOHN BERKLEY**, Newcastle-upon-Tyne, merchant, June 3 at 12, and June 30 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated May 7.

#### MARRIAGES.

*Ralph Cross*, Bridlington, Yorkshire, chemist, June 9 at 10, District Court of Bankruptcy, Kingston-upon-Hull, pr. d. and ch. ass.—*Henry Fisher*, Great Tower-street, London, broker, June 4 at 11, Court of Bankruptcy, London, last ex.—*John Fleck*, Westbourne-park, Middlesex, baker, May 29 at half-past 12, Court of Bankruptcy, London, last ex.—*Th. Bowles*, Horsmonden, Kent, victualler, June 8 at half-past 11, Court of Bankruptcy, London, and. ac.—*Augusta Sophia Tipper*, *Henry R. Tipper*, and *Alfred Tipper*, Upper Thames-street, London, and Horton-mills, Buckinghamshire, wholesale stationers, June 8 at 2, Court of Bankruptcy, London, and. ac.—*Wm. Henry Mackey*, Southampton, attorney, June 9 at 2, Court of Bankruptcy, London, and. ac.—*W. Little*, Borough-road, Southwark, Surrey, paper manufacturer, June 9 at half-past 11, Court of Bankruptcy, London, and. ac.—*William Hayward*, Ashford, Kent, butcher, June 10 at 12, Court of Bankruptcy, London, and. ac.—*Joseph Allison*, Penrith, Cumberland, bookseller, June 8 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; June 9 at 11, div.—*Thomas Potts*, Newcastle-upon-Tyne, draper, June 8 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; June 11 at half-past 11, div.—*James Coulson*, Bridgewater, Somersetshire, provision dealer, June 8 at 11, District Court of Bankruptcy, Bristol, and. ac.—*James Gill*, Liverpool, wine merchant, June 8 at 11, District Court of Bankruptcy, Liverpool, and. ac.; June 11 at 11, div.—*J. Richmond Hayward*, Manchester, bookseller, June 8 at 12, District Court of Bankruptcy, Manchester, and. ac.—*Sam. Hill*, Bolton-le-Moors, Lancashire, boiler maker, June 8 at 11, District Court of Bankruptcy, Manchester, and. ac.; June 9 at 11, div.—*James Beal*, Manchester, wholesale confectioner, June 8 at 12, District Court of Bankruptcy, Manchester, and. ac.—*Paul Strewson* and *Thos. Beeson Young*, Louth, Lincolnshire, chemist, June 9 at 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac. and div., joint and sep. est.—*Paul Biddle*, Judd-street, New-road, St. Pancras, Middlesex, tallow chandler, June 8 at 11, Court of Bankruptcy, London, div.—*Edmund Stevens*, Brighton, Sussex, victualler, June 8 at 11, Court of Bankruptcy, London, div.—*Thos. Clarke Baylis*, Gloucester-place, Old Kent-road, and Crown-row, Walworth-road, both in Surrey, grocer, June 8 at half-past 11, Court of Bankruptcy, London, div.—*G. Sharp* and *Sam. Sharp*, Commercial-road, Lambeth, Surrey, stone masons, June 8 at 12, Court of Bankruptcy, London, div.—*Wm. Hunter*, Gray's-inn-lane, Middlesex, coach manufacturer, June 8 at 11, Court of Bankruptcy, London, div.—*George Luch* and *W. Craft*, York-road, Lambeth, Surrey, drapers, June 15 at 11, Court of Bankruptcy, London, div.—*James Beal*, Manchester, wholesale confectioner, June 15 at

12, District Court of Bankruptcy, Manchester, div.—*Ebenezer Henry Durston*, Fitchcomb-mill, Standish, Gloucestershire, manufacturing chemist, June 8 at 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*George Sharp*, Commercial-road, Lambeth, Surrey, stone mason, June 9 at 12, Court of Bankruptcy, London.—*John Hutchison*, Lloyd-square, Middlesex, wine merchant, June 8 at half-past 11, Court of Bankruptcy, London.—*Joseph B. Allen*, Clifton-cottages, Loughborough-road, Brixton, Surrey, and Hatton-garden, London, brick merchant, June 9 at 12, Court of Bankruptcy, London.—*Edward Eades*, Marton, Surrey, auctioneer, June 9 at half-past 12, Court of Bankruptcy, London.—*Edw. A. Taylor*, Tottenham-court-road, Middlesex, licensed victualler, June 8 at 12, Court of Bankruptcy, London.—*Wm. Morton*, Cannon-street-road, Commercial-road, Middlesex, draper, June 9 at half-past 1, Court of Bankruptcy, London.—*John Jones Price*, Builth, Breconshire, tanner, June 11 at 12, District Court of Bankruptcy, Bristol.—*Chas. Iles*, Bristol, out of business, June 11 at 11, District Court of Bankruptcy, Bristol.—*Jos. Allison*, Penrith, Cumberland, bookseller, June 9 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jos. Farrer*, Leeds, and *John Farrer*, Halifax, Yorkshire, woolstaplers, June 8 at 10, District Court of Bankruptcy, Leeds.—*John Cartwright*, Shrewsbury, Shropshire, iron founder, June 10 at 11, District Court of Bankruptcy, Birmingham.—*James Beal*, Manchester, wholesale confectioner, June 8 at 11, District Court of Bankruptcy, Manchester.—*Isaac Hall*, Dobcross, within Saddleworth, Yorkshire, machine maker, June 14 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 8.

*J. Thomas*, Cwmbach, Aberdare, Glamorganshire, builder.—*Wm. Tho. Kitching*, Albion-terrace, Ilington, Middlesex, ship owner.—*Wm. Gibson*, Birmingham, sharebroker.—*Nicholas Broad*, Bristol, tea dealer.—*Edm. Streeters*, Brighton, Sussex, victualler.—*Thos. C. Baylis*, Gloucester-place, Old Kent-road, Southwark, and Crown-row, Walworth-road, Surrey, grocer.—*John Nosworthy*, Manchester, sharebroker.—*Joseph Graham*, Jewry-st., Aldgate, London, wholesale stationer.—*Henry Harris*, Champion-grove, Camberwell, and Cole-st., Dover-road, Newington, Surrey, hide salesman.—*Thos. Seager*, Hammersmith, Middlesex, leather cutter.

#### FIATS ANNULLED.

*John Chettle*, Warminster and Chippenham, Wiltshire, linen draper.—*Geo. Woolcott* the younger and *Edw. Woolcott*, Doughty-street, builders.

#### PARTNERSHIPS DISSOLVED.

*Jeremiah Briggs* and *Wm. Sculthorpe*, Leicester, attorneys and solicitors.—*John James Jos. Sudlow* the elder, *John Jos. Jos. Sudlow* the younger, *Alf. Sudlow*, and *John S. Torr*, Chancery-lane, Middlesex, attorneys and solicitors, (so far as regards the said *Alf. Sudlow*).

#### SCOTCH SEQUESTRATIONS.

*John Boyd & Co.*, Greenock, spirit dealers.—*Helen Eule*, deceased, Bainsford, near Falkirk, merchant.—*Hugh Wm. Goodair*, Inverness, hatter.—*James London*, Kilwinning, cabinet maker.—*John Campbell*, Edinburgh, draper.—*John Caldwell*, Paisley, manufacturer.—*Alex. McGrigor & Co.*, Glasgow, upholsterers.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Thos. Peers*, Lamb's Conduit-place, Guildford-st., Middlesex, one of the directors of the Bristol and Poole Harbour Railway Company, June 1 at 11, Court of Bankruptcy, London.—*Jos. Saunders*, Westburyleigh, Westbury, Wiltshire, grocer, June 1 at half-past 11, Court of Bankruptcy, London.—*John Wells*, Cambridge, retailer of bread, June 1 at half-past 12, Court of Bankruptcy, London.—*Wm. M. Freeman*, Thorney, Isle of Ely, Cambridge, veterinary surgeon, June 1 at 11, Court of Bankruptcy, London.—*Chas. Baker*, Lyng, near East Dereham, Norfolk, out of business, June 1 at 11, Court of Bankruptcy, London.—*Job Kider*, Garden-row, New-town, St. Paul, Deptford, Kent, butcher, June 1 at

half-past 11, Court of Bankruptcy, London.—*James Miles*, Bexley-heath, Crayford, Kent, commission agent, June 1 at 12, Court of Bankruptcy, London.—*Wm. Henry Harford*, Cranbrook, Kent, in no business, June 1 at 12, Court of Bankruptcy, London.—*Jos. G. Scarr*, Fairfield-pl., Stepney, Middlesex, licensed retailer of beer, May 29 at 11, Court of Bankruptcy, London.—*Thos. Bradley*, Bingley, Yorkshire, blacksmith, June 1 at 10, District Court of Bankruptcy, Leeds.—*Jaekus Ellis*, Omsett, Dewsbury, Yorkshire, cloth manufacturer, June 1 at 10, District Court of Bankruptcy, Leeds.—*Wm. Saville*, Bradford, Yorkshire, beer-house keeper, June 1 at 10, District Court of Bankruptcy, Leeds.—*George Calvert*, York, joiner, May 25 at 10, District Court of Bankruptcy, Leeds.—*Rich. W. Tomlyn*, Wolverhampton, Staffordshire, commission agent, May 26 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Oakley*, Walsall, Staffordshire, tailor, May 26 at 11, District Court of Bankruptcy, Birmingham.—*John Porter*, Rugeley, Staffordshire, tailor, May 29 at 11, District Court of Bankruptcy, Birmingham.—*Rob. Morris*, Newark-upon-Trent, Nottinghamshire, butcher, May 28 at 11, Exchange-rooms, Nottingham.—*Ed. Scofield*, Loughborough, Leicestershire, out of employment, May 28 at 14, Exchange-rooms, Nottingham.—*Hen. Grundy*, Ashby-de-la-Zouch, Leicestershire, currier, May 28 at 11, Exchange-rooms, Nottingham.—*John Roden*, Sledmore, near Dudley, Worcestershire, butty collier, May 25 at 11, District Court of Bankruptcy, Birmingham.—*Benj. Jukes*, Birmingham, fire iron maker, May 26 at 11, District Court of Bankruptcy, Birmingham.—*Ed. Jordan*, Kidderminster, Worcestershire, inn-keeper, May 27 at 11, District Court of Bankruptcy, Birmingham.—*J. Ward*, Abstone, Cheltenham, Gloucestershire, fishmonger, June 1 at half-past 12, District Court of Bankruptcy, Bristol.—*John Wm. Evans*, Cheltenham, Gloucestershire, appraiser, June 1 at half-past 11, District Court of Bankruptcy, Bristol.—*Wm. Davis*, South Cerney, Gloucestershire, out of business, June 1 at 1, District Court of Bankruptcy, Bristol.—*James Marsh*, Bath, Somersetshire, pork butcher, June 1 at 12, District Court of Bankruptcy, Bristol.—*Fred. Holliday*, Cheltenham, Gloucestershire, carpenter, May 28 at 1, District Court of Bankruptcy, Bristol.—*Wm. Pease*, Cheltenham, Gloucestershire, out of business, June 1 at 12, District Court of Bankruptcy, Bristol.—*Thomas Reaser*, Llanelly, Breconshire, May 27 at 11, District Court of Bankruptcy, Bristol.—*George Charnock*, Birkenhead, Cheshire, joiner, May 25 at 12, District Court of Bankruptcy, Liverpool.—*John Bateman*, Devonport, Devonshire, shoemaker, May 26 at 11, District Court of Bankruptcy, Exeter.—*Jacob Mildren*, Chyehall, Paul, Cornwall, farmer, June 2 at 11, District Court of Bankruptcy, Exeter.—*Thomas Goss Rattenbury*, Lamerton, Devonshire, farmer, May 27 at 12, District Court of Bankruptcy, Exeter.

Saturday, May 15.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Francis Nixon*, Bristol, attorney at law, No. 47, 547 C.; *Charles Paul*, new assignee, in place of Solomon Levy, deceased.—*Thos. Smith*, Leicester, Leicestershire, gentleman, No. 5306 T.; *Henry Brown*, new assignee, in place of Frances Harriott Bakewell, deceased.—*Wm. Morison Reid*, Nottingham-hill, Middlesex, baker, No. 58,680 T.; *Wm. Morison* and *Thomas Steel*, assignees.—*Sir Henry Chudley Osenden*, Bart., Birmingham, No. 58,711 T.; *Henry Kingsford*, assignee.—*Henry How*, Cotton-st., Poplar, Middlesex, shopman to a linen draper, No. 58,791 T.; *Thomas Kerr*, assignee.

Saturday, May 15.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

*George Woollett*, Holborn-hill, London, woollen draper: in the Queen's Prison.—*Henry Blackler Stone*, Liverpool-street, Bishopsgate-st., London, baker: in the Debtors Prison for London and Middlesex.—*Thomas Johnson*, Pope's-cottages, Little Bartholomew-close, London, tailor: in the Debtors Prison for London and Middlesex.—*Ed. Peachey*, Victoria-st., Homerton, Middlesex, superannuated police constable: in the Debtors Prison for London and Middlesex.—*J. Richards* the younger, Mount-st., Grosvenor-square, Middlesex, dealer in earthenware: in the Debtors Prison for London and Middlesex.—*Ed. Stearn*, Stratford, Essex, cabinet maker: in the Debtors Prison for London and Middlesex.—*Elizabeth How*,

widow, Edgeware, Middlesex, sempstress: in the Queen's Prison.—*Wm. Smith*, Bramham, near Tadcaster, Yorkshire, farmer: in the Gaol of York.—*Thos. Heekin Jennings*, Halsston, Cornwall, cabinet maker: in the Gaol of Bedwin.—*J. Price*, Mitchell Troy, Monmouthshire, labourer: in the Gaol of Monmouth.—*John Davis*, Bristol, chemist: in the Gaol of Bristol.—*Geo. Beekam*, Datchett, near New Windsor, Berkshire, plumber: in the Gaol of Reading.—*Mark Herring Coe*, Leeds, Yorkshire, butcher: in the Gaol of York.—*Thomas Hodgson*, Bradford, Yorkshire, provision dealer: in the Gaol of York.—*Wm. Rooley*, Hunslet, Yorkshire, cloth drawer: in the Gaol of York.—*John Welsh*, Carlisle, tailor: in the Gaol of Carlisle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, June 2, at 9.

*James Stewart*, Oxford-st., Middlesex, coffee-house keeper.—*Thos. Hiltson Giles*, North-street, Queen's-row, Knightsbridge, Middlesex, livery-stable keeper.—*Henry Palmer*, Little Britain, London, licensed victualler.—*Stephen Williams Brown*, Gravesend, Kent, mason.—*Anthony Simpson*, Bridge-water-square, Barbican, London, printer.—*John Barker Saltwell*, Digby-st., Globe-road, Mile-end-road, Middlesex, barman to a licensed victualler.—*Wm. Mackinlay Clark*, Coleman-st., London, general commission-agent.—*Sams. Vernon Steele*, Upper Stamford-st., Surrey, slate merchant.

MEETING.

*Henry Heyman Play*, Queen-st., Golden-square, Middlesex, gentleman, June 3 at 3, Bebb & Rose's, Argyll-street, Oxford-street, London, sp. aff.

FRIDAY, MAY 21.

BANKRUPTS.

**THOMAS BURRELL**, Billericay, Essex, licensed victualler, dealer and chapman, June 3 and July 2 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Woodward, Billericay; Patten, Ely-place.—Fiat dated May 15.

**EDWARD PALMER**, Great Surrey-street, Blackfriars-rd., Surrey, agricultural agent, dealer and chapman, May 28 at half-past 11, and July 2 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Church, Bedford-row.—Fiat dated May 18.

**JAMES CALEB WHITTENBURY**, Blackheath-hill, Greenwich, Kent, builder, dealer and chapman, June 4 at 1, and July 2 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Miller & Home, 78, King William-street, City.—Fiat dated May 20.

**SHUTE BARRINGTON MOODY**, Fenchurch-street, London, and George-town, Demerara, British Guiana, civil and colonial engineer, dealer and chapman, May 28 and June 29 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Pontifex & Moginie, St. Andrew's-court, Holborn.—Fiat dated May 12.

**WILLIAM CRAFT**, Spring-street, Paddington, Middlesex, fishmonger, dealer and chapman, May 28 at 11, and July 3 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Bicknell & Bicknell, 79, Connaught-terrace, Edgeware-road.—Fiat dated May 18.

**EDWARD KEELER**, Canterbury, Kent, dealer in glass and earthenware, June 8 at half-past 2, and July 2 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Walker, Canterbury; G. and W. C. Smith, 5, Southampton-buildings, Chancery-lane, London.—Fiat dated May 15.

**CHARLES PADDON**, Milner-place, Lower-marsh, Lambeth, and Charlotte-terrace, New-cut, Surrey, clothes salesman, dealer and chapman, June 8 at 1, and July 2 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Jenkinson & Co., 29, Lombard-street.—Fiat dated May 19.

**ROBERT HIBBINS**, Ketton, Rutlandshire, stonemason, June 8 at 2, and July 2 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Ewbank, 3, South-square, Gray's-inn.—Fiat dated May 18.

**JAMES HENRY MACKEY**, St. Helen's-place, Bishopsgate-street, London, merchant, (lately carrying on business in London, in partnership with Alexander Augustus Mackey and Nathaniel James White Holt, under the firm of Mackey, Holt, & Co., and also at Calcutta, in partnership with Donald Campbell Mackey, under the firm of J. Mackey & Co.), May 31 at 2, and June 28 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Messrs. Freshfield, 5, New Bank-buildings.—Fiat dated May 18.

**JOHN THOMAS GROVES**, Millbrook, Southampton, seed crusher, dealer and chapman, May 28 at half-past 11, and July 3 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Tilton & Co., Coleman-street.—Fiat dated May 17.

**LOUISE ROELANTS**, Argyll-street, Regent-street, Middlesex, milliner and dress maker, dealer and chapwoman, May 29 at half-past 1, and June 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Mardon & Fritchard, Christ Church-chambers, Newgate-street.—Fiat dated May 18.

**DAVID WOOD**, Devonshire-street, Mile-end, Middlesex, Birmingham warehouseman and toyman, dealer and chapman, May 29 at 1, and June 29 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Tanner, 4, New Basing-hall-street.—Fiat dated May 17.

**JOHN SUGDEN**, Bedford, Yorkshire, butcher, cattle dealer, and share broker, dealer and chapman, June 1 and July 1 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Foster, Bradford; Hazle & Clarke, Leeds; Netherdale, New-inn, London.—Fiat dated May 14.

**JOHN HARLAND**, Marrick, Yorkshire, banker, dealer and chapman, June 1 and July 1 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Simpson, Richmond, Yorkshire; Barr & Co., Leeds; Fidley, 3, Paper-buildings, Temple, London.—Fiat dated May 14.

**JAMES THOMAS**, Swansea, Glamorganshire, grocer, dealer and chapman, June 4 and July 2 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Beer, Swansea; Short, Bristol.—Fiat dated May 15.

**JOHN HILL and GEORGE HILL**, Little Silver, St. David, Exeter, builders and undertakers, June 3 and 24 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Fryer; Exeter; Makinson & Sanders, 3, Elm-court, Temple, London.—Fiat dated May 14.

**ANTHONY NORVALL**, Liverpool, painter and glazier, dealer and chapman, June 1 and 25 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Corntwaite & Co., Old Jewry-chambers.—Fiat dated May 17.

**THOMAS TAPLIN COOKE**, Manchester, bill vendor, dealer and chapman, June 2 at 11, and July 12 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pett; Sols. Morris, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated May 18.

**HENRY WEBB**, Stafford, poster dealer, dealer and chapman, June 15 and July 6 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Spillbury, Stafford.—Fiat dated May 17.

**SAMUEL BEARDSLEY SLATER**, Nottingham, wine and spirit merchant, June 11 at 12, and June 25 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleton; Sols. Lightfoot & Earnshaw, Hull.—Fiat dated May 10.

#### MEETINGS.

*James Russell the younger*, Whittles, Cambridge, builder, June 1 at 2; Court of Bankruptcy, London, last ex.—*Edw. Redwood the younger*, Windmill-st., Lambeth, Surrey, china dealer, June 4 at half-past 11, Court of Bankruptcy, London, last ex.—*Jos. Winder*, Salford, Lancashire, bleacher, May 31 at 12, District Court of Bankruptcy, Manchester, last ex.—*Hen. Worthington*, Eccleshill, Lancashire, cotton manufacturer, June 1 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Pells*, Great Yarmouth, Norfolk, grocer, June 11 at 11, Court of Bankruptcy, London, and ex.—*John Murray*, Gracechurch-st., London, Manchester warehouseman, June 11 at 1, Court of Bankruptcy, London, and ex.—*Geo. A. Sear*, Great Marylebone-st., St. Marylebone, Middlesex, land merchant, June 14 at 11, Court of Bankruptcy, London, and ex.—*Jos. Storey and John Gibb*, Liverpool, ship-chandlers, June 17 at 11, District Court of Bankruptcy, Liverpool, and ex.; June 21 at 11, div.—*John Marshall*, Bescot-hall and Wednesbury, Staffordshire, iron master, June 17 at 11, District Court of Bankruptcy, Liverpool, and ex.; June 21 at 11, div.—*John Lucy the younger*, Liverpool, tailor, June 14 at 11, District Court of Bankruptcy, Liverpool, and ex.—*Geo. Lewis*, Wrexham, Denbighshire, apothecary, June 14 at 11, District Court of Bankruptcy, Liverpool, and ex.—*Edw. Weatherby*, Newmarket, Cambridge, *Jos. H. Ford*, Beilcomb, Carmarthenshire, *Wm. L. Hilton*, Holywell, Flintshire, *Rich. Addison*, Foston, and *Abderr*

*Gibson*, Bolton-le-Sands, Lancashire, cotton spinner, June 11 at 12, District Court of Bankruptcy, Manchester, and ex.—*Wm. Tisdale and Wm. Roberts*, Bursley, Lancashire, cotton spinners, June 15 at 12, District Court of Bankruptcy, Manchester, and ex.; June 16 at 12, fa. div.—*Matthew Chapman*, Devonport, Devonshire, painter, June 15 at 11, District Court of Bankruptcy, Exeter, and ex.; June 16 at 11, div.—*Josiah Assiter*, Devonport, Devonshire, draper, June 15 at 11, District Court of Bankruptcy, Exeter, and ex.; June 16 at 11, div.—*James Aubry*, Exeter, milliner, June 16 at 11, District Court of Bankruptcy, Exeter, and ex.—*John Clarke, Rich. Mitchell, Jos. Phillips, and Theo. Smith*, Leicester, bankers, June 11 at 12, District Court of Bankruptcy, Nottingham, and ex. sup. est. of *John Clark*: June 18 at 12, div.—*Theo. Beesley*, Hornmenden, Kent, victualler, June 11 at 11, Court of Bankruptcy, London, div.—*Hansel Sandys, Wm. Sandys, and Hansel Sandys the younger*, Crane-court, Fleet-street, London, scrivener, June 12 at 1, Court of Bankruptcy, London, div. sup. est. of *H. Sandys the elder*.—*Fred. Jones*, Canterbury, Kent, wine merchant, June 13 at 1, Court of Bankruptcy, London, div.—*John Perthes*, North-place, Gray's-inn-road, Middlesex, jeweller, June 11 at 12, Court of Bankruptcy, London, div.—*Francis Syder*, Fakenham, Norfolk, Wells, near Fakenham, and Hitchin, Hertfordshire, grocer, June 11 at 11, Court of Bankruptcy, London, div.—*Elizabeth Donaldson*, Buckingham-street, Strand, Middlesex, army agent, June 11 at 11, Court of Bankruptcy, London, div.—*George Prentice*, Tollesbury, Essex, fishmonger, June 16 at 11, Court of Bankruptcy, London, div.—*James Knox*, Black Horse-yard, Bond-street, Middlesex, carpenter, June 16 at 11, Court of Bankruptcy, London, div.—*John Dodgson and Geo. Bradbury*, Bishop-gate-street-without, and Moor-lane, Port-st., London, ironmongers, June 15 at 12, Court of Bankruptcy, London, div.—*Geo. Beesley and Jos. P. Pockington*, Newgate-st., London, and Grafton-cottage, Hornsey-road, Middlesex, mail salesman, June 15 at 12, Court of Bankruptcy, London, div. sup. est. of *Geo. Beesley*.—*Thomas Ross*, Liverpool, porter brewer, June 21 at 11, District Court of Bankruptcy, Liverpool, fa. div.—*Sam. Franceys and Thomas P. Franceys*, Liverpool, marble masons, June 17 at 12, District Court of Bankruptcy, Liverpool, fa. div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary at or before the Day of Meeting.

*John Pells*, Southtown, Suffolk, out of business, June 11 at 11, Court of Bankruptcy, London.—*Wm. Henry Lovell*, Wolverhampton, Staffordshire, factor, June 19 at 12, District Court of Bankruptcy, Birmingham.—*John Peach Barlett*, Uttoxeter, Staffordshire, grocer, June 19 at 11, District Court of Bankruptcy, Birmingham.—*John D. Syme*, Arminster, Devonshire, ozen dealer, June 15 at 11, District Court of Bankruptcy, Exeter.—*Charles Edmondson*, Over Darwen, Lancashire, paper manufacturer, June 14 at 12, District Court of Bankruptcy, Manchester.—*Rich. Dean*, Githeroe, Lancashire, grocer, June 14 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 11.

*Thos. Twyler*, Leeds, Yorkshire, sharebroker.—*John Robinson*, Leeds, Yorkshire, sharebroker.—*John Wallis*, Tooley-street, Surrey, linen draper.—*John S. Stone*, Exeter, plumber.—*Paul Biddle*, Judd-street, New-road, Middlesex, tailor chandler.—*John Parsons*, Midway-street, Horseferry-road, Westminster, Middlesex, baker.—*Rob. E. Hemling*, Newcastle-upon-Tyne, wine merchant.—*Chas. Jardine*, Basinghall-street, London, woollen warehouseman.—*Matthew Burin*, Bewick and Miles Platting, within Manchester, cotton spinner.—*Joseph Hill Smith*, Marthyr Tydail, Glamorganshire, grocer.—*Wm. Warburton*, Newcastle-upon-Tyne, grocer.

#### FIAT ANNULLIS.

*Geo. Jones*, Bilston, Staffordshire, victualler.—*John Armitage*, Faddock, Huddersfield, woollen cloth merchant.

#### SECRET SEQUESTRATIONS.

*John Clark*, Dingwall, cabinet maker.—*John Reid*, Glasgow, wine merchant.—*Warden, Macpherson, & Co.*, Glasgow, commission agents.—*Geo. Murdoch*, Glasgow, tobacconist.—*Jos. Paul*, Glasgow, yarn merchant.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

John Moss, Powder-mill-row, Lawfield-street, Dartford, Kent, general dealer, June 10 at 11, Court of Bankruptcy, London.—James Thos. Parker, Barnwell, Cambridgeshire, publican, June 10 at 11, Court of Bankruptcy, London.—Wm. Taylor, Netherland-place, King's-cross, Middlesex, shopman to a furniture dealer, May 26 at 11, Court of Bankruptcy, London.—Edward Marshall, Ilfey, near Oxford, teacher of music, June 5 at half-past 12, Court of Bankruptcy, London.—Wm. Croson, Cambridge, out of business, June 5 at 12, Court of Bankruptcy, London.—G. Baynell, Tunbridge-wells, Kent, grocer, June 5 at 12, Court of Bankruptcy, London.—J. Manning, sen., Luton, Bedfordshire, relieving officer to the Luton Union, June 5 at 11, Court of Bankruptcy, London.—Ebeneser Oliver, Whitaker-street, Westbourne-street, Fimlico, Middlesex, bootmaker, June 5 at 11, Court of Bankruptcy, London.—George Bodman, Great Archer-st., Windmill-st., Haymarket, Middlesex, coach painter, June 5 at half-past 11, Court of Bankruptcy, London.—I. Beeler, Fleet-lane, Old Bailey, London, coal dealer, June 5 at 12, Court of Bankruptcy, London.—Wm. Lester, Goswell-road, Clerkenwell, Middlesex, pork butcher, June 10 at 11, Court of Bankruptcy, London.—Charles Cooper, Buckland, Buckinghamshire, victualler, June 10 at 11, Court of Bankruptcy, London.—Richard Blackmore, Upper Montagu-street, Montagu-square, Middlesex, out of business, June 10 at 11, Court of Bankruptcy, London.—James Thynwell, Maidenhead-court, Fero-street, Cripplegate, London, manager at the London and Commercial Sale-rooms, Mincing-lane, London, June 10 at 11, Court of Bankruptcy, London.—Robert Barker, Houndsditch, London, plumber, June 17 at 12, Court of Bankruptcy, London.—Francis Fisk, Ipswich, Suffolk, beer-house keeper, June 17 at 12, Court of Bankruptcy, London.—Edward Spicer, Brunswick-street, Newtown, Deptford, Kent, furrier, June 17 at 11, Court of Bankruptcy, London.—Robt. Wm. Jarvis, Stimond's-row, Helmsley-road, Islington, Middlesex, tailor, June 5 at half-past 11, Court of Bankruptcy, London.—Thomas Barnes, Stoke, near Guildford, Surrey, cooper, June 17 at 11, Court of Bankruptcy, London.—Robert Barnfield, James-street, Oxford-street, Middlesex, shopman, June 5 at half-past 11, Court of Bankruptcy, London.—Gabriel Ellingham, High-town, Luton, Bedfordshire, straw plait bleacher, June 17 at 12, Court of Bankruptcy, London.—Wm. Bell, Grove-mews, Great James-street, Lisson-grove, Middlesex, contractor, June 10 at 11, Court of Bankruptcy, London.—Wm. Elmer Adams, Felix-place, Liverpool-road, Middlesex, painter, June 17 at 11, Court of Bankruptcy, London.—George Ward, Maids Morton, Buckinghamshire, baker, June 17 at 11, Court of Bankruptcy, London.—Samuel Belcham, Broadway, Barking, Essex, carpenter, June 10 at 12, Court of Bankruptcy, London.—Richard Cooper, Gillingham, Kent, wheelwright, June 3 at 12, Court of Bankruptcy, London.—Jas. G. Woodley, Richmond-place, East-street, Walworth, Surrey, currier, June 3 at 11, Court of Bankruptcy, London.—Robert Wm. Wallis, Princes-cottages, Holloway, Middlesex, landscape engraver, June 4 at 11, Court of Bankruptcy, London.—Wm. James Day, Manley-place, Kennington, Surrey, printer, June 3 at 11, Court of Bankruptcy, London.—Charles J. Hales, Oxford-market, Westminster, print moulder, June 3 at 11, Court of Bankruptcy, London.—Wm. Griffiths, Newbury, Berkshire, coach maker, June 3 at 11, Court of Bankruptcy, London.—Bliss Haydon Collier the elder, Goldworthy-terrace, Lower-road, Rotherhithe, Surrey, civil engineer, June 3 at 11, Court of Bankruptcy, London.—W. Waud, Beccles, Suffolk, tailor, May 29 at 11, Court of Bankruptcy, London.—Richard Greenwell, Newark, Leicestershire, butcher, May 26 at 11, Exchange-rooms, Nottingham.—Charlotte Dutton, Nottingham, lace purler, May 28 at 11, Exchange-rooms, Nottingham.—Joseph Parsons, Leicester, hair dresser, May 26 at 11, Exchange-rooms, Nottingham.—E. W. Gessner, Aston juxta Birmingham, writing clerk, May 25 at 11, District Court of Bankruptcy, Birmingham.—Dennis Flavel, Sedgely, Staffordshire, beer seller, May 27 at 11, District Court of Bankruptcy, Birmingham.—Sally Hemmley, Walsall, Staffordshire, widow, May 27 at half-past 10, District Court of Bankruptcy, Birmingham.—John Broad, Leake, Lincolnshire, saddler, June 18 at 11, Exchange-rooms, Nottingham.—Th.

Goddard, Nottingham, out of business, May 28 at 11, Exchange-rooms, Nottingham.—Richard White Tansyn, Wolverhampton, Staffordshire, commission agent, May 26 at 11, District Court of Bankruptcy, Birmingham.—Henry Baker, Alphington, Devonshire, baker, June 3 at 1, District Court of Bankruptcy, Exeter.—Wm. Dryant, Bishop's Hull, Somersetshire, commission agent, June 2 at 11, District Court of Bankruptcy, Exeter.—T. Groves, Yeovil, Somersetshire, bootmaker, June 2 at 11, District Court of Bankruptcy, Exeter.—A. Elceoff, Hatberleigh, Devonshire, out of business, June 3 at 1, District Court of Bankruptcy, Exeter.—Herbert Pwison, Llangathen, Carmarthenshire, bailiff, June 11 at 11, District Court of Bankruptcy, Bristol.—John Nevil Mackelays, Cheltenham, Gloucestershire, wholesale porter dealer, June 8 at 11, District Court of Bankruptcy, Bristol.—Henry Addison, South Ferraby, Lincolnshire, wheelwright, June 2 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—Henry Bescoy, Lincoln, miller, June 2 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—Thos. Hodgson, Macclesfield, Cheshire, schoolmaster, June 2 at 12, District Court of Bankruptcy, Manchester.—Noah Evans, Macclesfield, Cheshire, joiner, June 4 at 12, District Court of Bankruptcy, Manchester.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, June 4, at 9.

John Gards, Pamson-st., St. George's East, Middlesex, baker.—Chas. Thomson, Gloucester-place, Kentish-town, Middlesex, in no business.—Wm. Debbin, Chancery-lane, London, assistant clerk in the Paymaster-General's Office.—Richard Parsons, King's-road, Chelsea, Middlesex, beer-shop keeper.—Charles Nash, Bermondsey-st., Bermondsey, Surrey, out of business.—Wm. Lensen, Clerkenwell-close, Clerkenwell, Middlesex, coffee dealer.—Geo. Clare, Lisle-st., Leicoster-square, Middlesex, snuff dealer.—John Prndergast Walsh, Sloane-street, Chelsea, Middlesex, clerk.—Jos. Wm. Woolley, Lisle-street, Leicoster-square, Middlesex, general ironmonger.—Dan. Percival Blake, Park-place, New Peakham, Surrey, boot maker.

June 7, at the same hour and place.

Joe. Norris, Hulme, Manchester, general commission-agent.—Benj. Bower, Union-st., Bishopgate-st., London, butcher.—Ed. Coekrell, High-road, Highgate, Middlesex, chandler-shop keeper.—Hen. Thunder, University-st., Tottenham-court-road, Middlesex, railway share commission-agent.—Geo. Strubsole Palmer, Sheerness, Kent, bread baker.—Ed. Bell, Webb's Hotel, Piccadilly, Middlesex, gentleman.

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# The Jurist

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MAY 29, 1847.

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LONDON, MAY 29, 1847.

THE numerous lines of railway projected during the last year, and the extensive dealings which were had in regard to them, have given rise, as might have been expected, to many questions of a legal character. The rights and liabilities of the parties who had engaged in railway speculation were confused and unadjusted. They have been compelled to have recourse to the law,—the usual result of a state of public excitement; and not only the battle of the gauges, but also the battle of allottees, shareholders, engineers, advertising agents, and of provisional and managing committee-men, has now been fought in Westminster Hall. The contests have been carried on with spirit, and victory, after shifting from side to side, has at length become more certain by the frequent engagements which have taken place.

Among other important additions to what we may now term "railway law," is the case of *Wontner v. Shairp*, recently reported in our pages, (11 Jur. 373). It may be regarded as a warning, so necessary in these times, against the publication of falsehood, shewing that advertisements and prospectuses relating to a public company require a foundation for the statements contained in them, and that a serious responsibility is incurred by those who, having assumed a superintending position, yet allow them to issue with allegations contrary to the truth.

The facts were briefly these:—In 1845, a prospectus was issued by a railway company, stating the capital to be 3,000,000*l.*, in 120,000 shares of 25*l.* each, and that if Parliament did not sanction the undertaking, the deposits, after deducting the necessary expenses, would be returned. The plaintiff applied for shares, and they were allotted to him by letter, "on condition" that he paid the deposits by a certain day; in default whereof

they were to be forfeited. This letter was headed with the amount of capital as in the prospectus. Before the day appointed for the payment of the deposit, an advertisement was published by the managing committee, to the effect that the allotment was completed, and that the applications of many persons had been passed over, because it was necessary to give the preference to applicants locally interested. There was some evidence to shew that the plaintiff saw this advertisement; and he subsequently paid the deposit. The committee had, in fact, allotted no more than 58,000 shares, although applications had been made by responsible persons for the 120,000. The plaintiff afterwards executed the subscription deed, which authorised the committee to pay the expenses out of the subscriptions. The deposits, except 400*l.*, were expended, and there were no funds to go to Parliament with. On the 15th December, the plaintiff attended a meeting of the shareholders, in which resolutions were adopted to allot further shares, but he objected thereto, and moved as an amendment, that the deposits should be returned, which, however, the chairman refused to put to the meeting. The undertaking was afterwards abandoned.

The action was brought against one of the committee of management by the plaintiff, to recover back the deposit he had paid; and on these facts, and the finding of the jury that he had been induced to pay it by the fraudulent misrepresentation of the defendant, he was held entitled to recover.

The judgment of the Court proceeded upon the ground, that there was evidence to warrant the jury in finding that the statements in the advertisement amounted to a fraudulent misrepresentation, which was a material inducement to the plaintiff to pay his money; and they also decided that no previous valid contract existed by which the plaintiff had bound him-

self to pay the money, inasmuch as the allotment was in a company having a less capital than that in which the shares were applied for; and also that, although the application was absolute in its terms, the acceptance of it was conditional; that the subscription deed being signed through such misrepresentation, did not bar the plaintiff of his remedy; and that the attending the meeting on the 15th December, and acting as he there did, was not a waiver of such remedy.

With regard to the question of misrepresentation, Wilde, C. J., in delivering the judgment of the Court, said, "It might be reasonable to expect that such an undertaking would succeed with a capital of 3,000,000., but absurd to suppose it could be accomplished for half that sum. The plaintiff having asked for shares in a practicable scheme, received shares in one that was impracticable. . . . We think there was ample evidence of such misrepresentation. If we are to construe the advertisement, we think it means all the shares had been allotted; and as it was a public advertisement, at least, it must be taken to have been addressed to all who were interested in the subject-matter, of whom the plaintiff undoubtedly was one. To him it represents that he had got what he asked for, that is, sixty shares of the 120,000 in the proposed adventure; the jury were, therefore, well warranted in finding the representation so made was a material inducement to the plaintiff to pay his money."

In answer to the objection, that the plaintiff, by attending the meeting, had waived his right to rescind the contract, on the ground of misrepresentation, the Court said, "The only act done by the plaintiff at the meeting was to propose, that, in consequence of the allotment of only 58,000, all the deposits should be returned; and the argument comes to this, that, having tried to induce others to join him in claiming the deposit, and failing in that attempt, he shall not be permitted to do so by himself. No such doctrine as that is to be found in *Campbell v. Fleming*, or in any other decided case that we are aware of. The plaintiff did no act at the meeting, or afterwards, shewing his assent to be treated as a shareholder."

This decision will probably expose to much litigation the promoters and managing committee-men of defunct railway schemes, as the facts divulged in *Wontner v. Shairp* are by no means peculiar to that case. In very many instances, the applicant received an allotment in a company of vast capital, according to the prospectus; an advertisement appeared, to the effect that all the shares were allotted; the deed was signed, the deposits were paid and expended, the undertaking was abandoned, and then it was discovered that about half of the actual number of shares had been allotted, the remainder having been reserved for the remuneration of the committee, or for the purpose of keeping the scrip at a premium in the market. But, although the cases may thus agree in their main facts, we apprehend, that much difficulty will occur in future actions founded upon *Wontner v. Shairp*, and that the analogy will often fail in some material part.

The question as to the validity of the contract is for the judge to decide, and may be answered with some certainty, as a point of law, before the case is taken into court; but the question as to fraudulent misre-

presentation, and its forming a material inducement for the payment of money, is for the jury, and must depend upon the special circumstances of each case. This will probably be the chief difficulty with which plaintiffs will have to contend. We take it, that it will be essential to the plaintiff's success, that he should shew to the satisfaction of the jury, subject to the direction of the judge as to the principles which govern legal fraud, that he paid his money under a fraudulent misrepresentation. And if the jury find this, he will, it seems, be entitled to recover, whether the undertaking be abandoned or not, as it is not a failure of consideration, but fraud, of which he complains.

*Nockells v. Crosby* (3 B. & C. 814) and *Kempson v. Saunders* (4 Bing. 5) turned upon the abortiveness of certain projects, and decided, that the expenses incurred in them should fall upon the original projectors. *Walstab v. Spottiswoode* (4 Railw. Cas. 321; 10 Jur. 460, 498) was also a case of failure of consideration, in which there was not only evidence from which the jury might infer the abandonment of the scheme, but, in addition thereto, the plaintiff had paid the deposit, and yet could not obtain the scrip.

We understand, that there is a case (*Garwood v. Moore*) now pending in the Exchequer Chamber, raising the questions which were decided by the Court of Exchequer in *Walstab v. Spottiswoode*.

But the principal case, which we are considering, is rather founded on the well-known rule, that money obtained by fraud is recoverable in an action for money had and received, independently of questions of deposits, allottees, or railway companies. The doctrine relating to fraudulent misrepresentation was well considered in *Small v. Attwood*, (2 Jur. 245).

It is, however, very important to bear in mind that even fraud may be waived. The election on the part of the defrauded party to rescind the contract must be exercised by him, when he discovers the fraud. If after it has come to his knowledge, he deals with the subject-matter of the contract, he cannot repudiate it. He is looked upon as recognising the contract in its altered form and circumstances, and the rule applies even although he should subsequently discover further circumstances connected with the same fraud. (*Campbell v. Fleming*, 1 Adol. & Ell. 40; *Selway v. Fogg*, 5 Mee. & W. 86; *Miles v. Dell*, 3 Stark. 25).

In *Campbell v. Fleming*, the plaintiff had bought shares in a mining company, in consequence of an advertisement and representation made to him, which he afterwards discovered were fraudulent. The whole scheme was a deception. Subsequently, however, he formed a new company, by consolidating these shares with other property, and he sold shares in the new company. It was held that he could not recover back his money, as he continued to deal with the shares as his own, after discovery of the fraud, and it was said by Parke, J., "After the plaintiff, knowing of the fraud, had elected to treat the transaction as a contract, he had lost his right of rescinding it, and the fraud could do no more than entitle him to rescind." "He should at the time of discovering the fraud," said Mr. Justice Patteson, "have elected to repudiate the whole transaction. Instead of doing so, he deals with that for which he now says he never legally contracted."

And in *Selway v. Fogg* it was said by Parke, B.—“Assuming that the jury have properly found that this contract was fraudulent, in what situation is the plaintiff put? He may repudiate it and be in the same situation as if it had no existence at all. . . . If the plaintiff chooses to treat the defendant as a party who has contracted with him, he must be bound by the only contract made between them.”

So in *Wontner v. Shairp*, if the plaintiff had signed the deed after he had discovered the fraud, or if he had assented to the resolutions proposed at the meeting, or taken any part there, save that of a dissentient, it would appear that he could not afterwards have rescinded the contract on the ground of fraud. In many instances allottees have received back a portion of their deposits, and it may be questionable whether they have not thereby precluded themselves from objecting to fraud where it may have existed. But in an action to recover the full amount of the deposit, not on the ground of fraud, but of failure of consideration, if it were clearly shewn that the scheme was abandoned, and that the plaintiff had not received any benefit for his money, it would seem that the bare agreement to take a portion of the deposits in satisfaction of the whole could not be set up as a defence. This would be upon the well-established principle, that accord without satisfaction is no answer to an action. (Com. Dig. “Accord,” (B.) 4). And even if the amount agreed upon had been received, this could not, as a general rule, be pleaded in satisfaction of a greater demand. In cases, however, where the subscription-deed has been signed, and there is no evidence of fraud, that will probably be found to afford a defence. It was not necessary to decide this last-mentioned point in *Wontner v. Shairp*, as it was admitted, that, if the money was paid under a fraudulent misrepresentation, the deed was signed from a similar cause.

In conclusion we may observe, that the decision in *Wontner v. Shairp* has some bearing upon the case of *Woolmer v. Toby*, now pending for judgment in the Court of Queen’s Bench, inasmuch as one of the points of defence raised therein to the claim against the defendant as an allottee for the deposit-money, was, that a portion only (36,460) of the entire number of shares (40,000) had been allotted.

#### ON THE WRIT OF MANDAMUS.

(Continued from p. 189).

It seems to be clear from what has preceded, that although the Court of Queen’s Bench has a kind of visitatorial jurisdiction over justices at sessions in the exercise of their discretionary powers, still, where the sessions have authority by law to adjudicate, and a matter has been adjudicated upon, the Court cannot interfere by compelling them to review their judgment, however erroneous it may be, or come to any particular decision upon the subject of an appeal. (*R. v. The Justices of Carnarvon*, 4 B. & Ald. 87, per Bayley, J.; *Reg. v. The Justices of West Riding of Yorkshire*, 1 New Sess. Cas. 247; *Re Pratt*, 7 Ad. & Ell. 27; see *R. v. The Inhabitants of Frieston*, 5 B. & Ad. 597; *R. v. The Justices of Cumberland*, 4 Ad. & Ell. 695). Therefore, where, on appeal against an order of removal, the chairman of the quarter sessions, after hearing the evidence, pronounced the judgment of the Court by con-

firming the order, but they afterwards discovered that one of the justices present made the order, and, by a rule of the sessions, was incapacitated from giving an opinion, his vote was withdrawn, when the majority was against confirming the order, and instead of being confirmed was quashed. Judgment was accordingly entered by the clerk of the peace for quashing the order, who did not perceive that the votes of the remaining justices were equal, in which case it ought, by a rule of sessions, to have been adjourned. Shortly after the sessions, an application was made to the chairman to rectify the mistake, but this he refused. The Court of King’s Bench was applied to, but, nevertheless, they would not grant a mandamus to the justices to enter continuances, and hear the appeal at their next quarter sessions. Ellenborough, C. J., said, “If this application were entertained, the consequence would be that this Court would have on all occasions to look, not to the record alone, but to extraneous matter, in order to see how the judgment of the justices at sessions was obtained. The Court will not do this; nor, when judgment has been finally pronounced, will they hold a sort of balloting box, to ascertain the votes that were given, or whether they were correctly cast up. If no judgment had been pronounced, the Court might have interposed; but here there is a judgment.” (*R. v. The Justices of Leicestershire*, 1 M. & S. 442; see *R. v. The Justices of Essex*, 2 Chit. 385; *Ex parte Ackworth*, 1 D. & L. 718). So, where on the trial of an appeal against an order of removal, the justices were equally divided in opinion upon a question of fact on which the settlement of the paper depended, the sessions, conceiving that it lay on the respondents’ parish to establish their case to the satisfaction of a majority of the Court, quashed the order, instead of adjourning the appeal, the Court of King’s Bench, however, refused to grant a mandamus. (*R. v. The Justices of Monmouthshire*, 4 B. & C. 844; *S. C.* 7 D. & R. 384). And where an application was made for a mandamus to compel the justices at quarter sessions to alter the judgment of the quarter sessions as recorded by making a special entry on their record of the reasons of their judgment, the Court discharged the rule. Abbott, C. J., said, “The difficulty in the way of this application is to shew that we have any authority to grant it. No instance has been cited in which this Court by mandamus ever ordered a Court of inferior jurisdiction to give their reasons for their particular judgment. Although our powers are great, they are not unlimited; they are bounded by some lines of demarcation. I am not aware that we have any power to interfere with the jurisdiction of the Court below in the way suggested; and as the counsel has not been able to cite an instance of the kind, it appears to me that this application cannot be sustained. (*R. v. The Justices of Devon*, 1 Chit. 34; *R. v. The Rector of St. James*, 2 Adol. & Ell. 241; *R. v. The Justices of Lancashire*, 3 Q. B. Rep. 367). Nor will the Court grant a mandamus to dismiss an appeal, (*R. v. The Justices of Wilts*, 2 Chit. 267), to quash a rate, (*R. v. The Justices of Middlesex*, 9 Ad. & Ell. 540), or to grant a case, (*Reg. v. Jarvis*, 9 Dowl. 120). So the Court have refused a mandamus to compel the justices at sessions to make a special entry that an order was quashed upon appeal for an informality. (*R. v. The Justices of Lancashire*, supra). Where, on notice of appeal against an order of removal, the respondents, finding their examinations insufficient, gave the appellants notice that they intended to abandon their order for those reasons, and should move at sessions to quash the order on a special entry, “quashed not on the merits,” and that they were ready to pay the costs of maintenance, &c.; the appellants, notwithstanding, gave notice of trial, and attended the sessions with witnesses; the respondents produced none, but moved to quash the order on the grounds stated,



which the sessions did; on motion for a mandamus to the sessions to erase the entry, the Court held that the entry was regular, and refused the mandamus. (*Ex parte The Overseers of Pontefract*, 3 Q. B. Rep. 391; *Ex parte Wellinborough*, 15 Law J., M. C., 20; *Ex parte Overseers of Ackworth*, 13 Law J., M. C., 38). It seems, however, that, if the sessions make a false entry on their records, the Court will compel them by mandamus to erase it. (*R. v. The Justices of West Riding, Yorkshire*, 12 Law J., M. C., 148). So the Court refused a mandamus to compel the justices at quarter sessions to review their decision on an appeal, upon the ground that the adjudication was not warranted by the evidence. (*R. v. The Justices of Worcestershire*, 1 Chit. 649; *R. v. The Justices of Devon*, Id. 34; *R. v. The Justices of —*, Id. 164; *Willett v. Sparrow*, 6 Taunt. 576). Where, in an appeal against an order of removal, the appellants admitted a *prima facie* case of settlement in their parish, and then proved a subsequently acquired settlement elsewhere; after their case was finished, the attorney for the respondents addressed the justices, and made observations upon the appellants' case; he then proposed to call witnesses to contradict it, but they refused to allow him, as he had rested his case on his argument as to the insufficiency of the appellants' case, upon which the sessions quashed the order of removal; on application to the Court of King's Bench, however, they refused to grant a mandamus to compel the justices to hear and decide the question, stating that there was no instance where the Court had interfered by mandamus to direct justices to rehear an appeal which had been already heard. "In this case," said Bayley, J., "the justices entered into the consideration of this appeal; and after having heard it, they have decided that the respondents ought not to be allowed to call witnesses in reply. It is possible that in that decision they may have been wrong; but it seems to me that we are not at liberty to enter into that question, as no case has been sent up for our consideration. If we were to do so, we should constitute this a court of appeal from the quarter sessions, and we should have applications continually made to us to overturn their determinations, on the ground of the improper reception or rejection of evidence, and be called upon to review their judgment, although no case has been sent to us for that purpose. It is the duty of sessions to hear and decide; and if they entertain any doubts to submit them to this Court; but, where they do not desire our interference we have no jurisdiction. (*R. v. The Justices of Carnarvon*, 4 B. & Ald. 86; and see *R. v. The Justices of Worcestershire*, 1 Chit. Rep. 649; *R. v. Broseley*, 7 Ad. & Ell. 423; *S. C. nom. R. v. The Justices of Salop*, 7 Law J., M. C., 3; *Reg. v. The Justices of West Riding*, 9 Law J., M. C., 67; *Reg. v. The Justices of West Riding of Yorkshire*, 10 Ad. & Ell. 685; *Ex parte Broseley*, 7 Id. 423; *R. v. The Justices of Devonshire*, 9 Dow, 509). So, where, on an appeal against an order of removal, the sessions refused to receive certain evidence tendered, and dismissed the appeal upon application to the Court of King's Bench for a mandamus to compel the justices to enter continuances, and hear the appeal, the Court refused to grant the writ, saying that the justices were the judges of the law, and if they had made an error, and would not take the opinion of the Court, however erroneous it might be, still the Court of King's Bench could not interfere. (*R. v. Frieston*, 5 B. & Ad. 597; *R. v. The Justices of Cumberland*, 1 M. & S. 190; *R. v. Justices of Cambridgeshire*, 1 D. & R. 325; *R. v. Justices of Farringdon*, 4 D. & R. 735; *R. v. Justices of Surrey*, 5 D. & R. 308). Where by an inclosure act an appeal was given to the next sessions within six months after cause of complaint, the appellant moved the Court of Sessions to receive and respite his appeal to the next sessions, which they re-

fused; the Court would not grant a mandamus to compel the justices to receive the appeal, saying, that, although it was compulsory on the justices to receive the appeal, they were not bound to respite; and, as the application was to enter the appeal in case the sessions would agree to respite, they could not compel the justices to receive it. (*R. v. The Justices of Derbyshire*, 4 T. R. 488; see *R. v. The Justices of Wilts*, 2 Bott. 746, pl. 960; *R. v. The Justices of the West Riding of Yorkshire*, 1 M. & S. 327; *R. v. The Justices of Leicestershire*, 1 M. & S. 444). So, where a notice of appeal against an order of filiation did not state the cause or nature of the appeal as required by statute, and on this ground the sessions refused to hear the appeal, the Court of King's Bench refused a mandamus to the justices to enter continuances, holding that the justices had done right in refusing to hear the appeal. (*R. v. Justices of Oxford*, 1 B. & C. 279). So, where an application was made at the Easter Sessions to enter and respite an appeal against an order of filiation made on the 14th January, but the justices refused the application because no notice of appeal had been given, or recognizance entered into; notice of appeal was then given for the adjourned sessions, and the appellant entered into the recognizance; nevertheless, the justices still refused to hear the appeal; on application, the Court of King's Bench, however, refused to grant a mandamus, as the stat. 49 Geo. 3, c. 68, s. 7, expressly enacts that no appeal shall be brought, received, or heard, unless ten days before the next sessions notice of appeal be given, and, within three days after, a recognizance be entered into; saying the sessions were right in refusing to hear the appeal, for, in default of the appellants complying with the requisites of the statute, the justices had no authority to receive or hear the appeal. (*R. v. Justices of Lincolnshire*, 3 B. & C. 848). So, where the justices of a county refused to receive an appeal against a *poor-rate* on the ground that it ought to have been made to the sessions for the borough; the Court of King's Bench refused to grant a mandamus, because it appeared upon argument, that the justices of the borough had jurisdiction. (*R. v. Justices of Essex*, 5 M. & S. 513). So the Court of Queen's Bench refused a mandamus to justices at the sessions of a county to hear an appeal, it appearing that a separate court of quarter sessions had been granted to the borough under the statute 5 & 6 Will. 4, c. 76, the recorder of such court having exclusive jurisdiction of appeal against orders of removal made by the borough justices. (*Reg. v. Justices of Suffolk*, 2 Q. B. 85). So, where an order of removal from a township in Yorkshire to a parish in Middlesex was executed on the 12th of January, and the next sessions were holden on the 18th, but no appeal was entered until the Easter sessions, when a motion was made to enter and respite, but the justices refused to receive the appeal; the Court of King's Bench refused to grant a mandamus to compel them, saying, that the appellants ought to have come prepared to try the appeal at the Easter sessions; but as they had not done so, they could not relieve them. (*Rex v. The Justices of the West Riding of Yorkshire*, 4 M. & Sel. 327; and see *Rex v. The Justices of the North Riding of Yorkshire*, 3 T. R. 167). Where, after an order of removal had been made and executed, and notice of appeal given, the order was abandoned by the removing parish, who obtained a supersedeas under the hands and seals of the removing magistrates, and served it on the officers of the appellant parish; application was made to the next sessions for leave to enter the appeal, which was refused, the Court of Quarter Sessions being of opinion that the order was completely at an end; upon application to the Court of King's Bench, they refused to grant a mandamus. Bayley, J., said, "If the parties removing do not choose to pay the expenses of maintenance incurred previously to the supersedeas,

they may then enter the appeal for the purpose of compelling them so to do. If they are willing to do it, the sessions may refuse to enter the appeal. I think it was entirely in the discretion of the sessions to enter the appeal or not; and I do not see any ground why this Court should interfere with their decision. The rule must, therefore, be discharged." (*Reg. v. The Justices of Norfolk*, 5 B. & Ald. 484; but see *Reg. v. The Justices of Middlesex*, 9 Law J., M. C., 59; and also *Reg. v. The Justices of the West Riding of Yorkshire*, 2 Q. B. 705). So, where an appeal against a conviction, under 16 Geo. 3, c. 30, for deer stealing, was entered at the Michaelmas sessions, and, upon being called on, it was objected that the six days' notice required by the statute had not been given, upon which the justices respited the appeal until the next sessions to consider the question, and, in the meantime, the prosecutor was served with a notice to try the respited appeal at the following sessions, at which the objection was again received, and the appeal dismissed; the Court of King's Bench, being of opinion that the sessions had no authority to receive it, unless a previous notice of appeal was given, and a recognizance entered into, refused to grant a mandamus to the justices to compel them to hear the appeal. Ellenborough, C. J., said, "There are two conditions annexed to this right of appeal. One of them, which is the giving the notice, has not been complied with in this case. Of course, therefore, the appeal has never been duly entered; and if so, it could not be adjourned; for the sessions cannot acquire to themselves a jurisdiction by an act of their own. The power of adjournments is only incidental when the sessions cannot conveniently hear the appeal after it has been duly entered." (*R. v. The Justices of Oxfordshire*, 1 M. & S. 445). It is to be observed that this case differs from *R. v. The Justices of Wilts.* (8 B. & C. 380), before referred to, for there the justices had power to enter and respite the appeal, and, having exercised it, were bound to try it.

(To be continued).

**Court Papers.**

**EQUITY CAUSE LISTS, TRINITY TERM, 1847.**

**Rolls Court.**

\* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Coats.*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl. Plea*—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

**JUDGMENTS.**

Att.-Gen. v. Magdalen College, Oxford  
 Alfrey v. Alfrey }  
 Alfrey v. Alfrey }  
 Elderon v. Leak }  
 Lee v. Lockhats (7 causes)

**PLEAS AND DEMURRERS.**

Dean of Ely v. Gayford (6 PIs)  
 S O

**CAUSES.**

A. J. B. Hope v. Hope } (Ptn)  
 A. J. Hope v. Hope } part  
 H. B. Hope v. Hope } hd.)  
 Hele v. Lord Bexley } (E) S O  
 Same v. Same } to Ale  
 Churchman v. Capon (F D, C, part heard)  
 Hargrave v. Hargrave (F D, C) 3rd day

Bagshaw v. Parker } 3rd day  
 Same v. Same }  
 Stouton v. Jerningham To present petition  
 Wheatley v. Wheatley 3rd day  
 Humble v. Fenwick 3rd day  
 Att.-Gen. v. Wright (F D, C, part heard)  
 Att.-Gen. v. Wright (Sup. bill)  
 Gordon v. Abdy (F D, C) Aff. Term  
 Wilkinon v. Charlesworth (F D, C, Ptn) 3rd day  
 Smith v. Earl Effingham } Not ham (F D, C) } before  
 Same v. Same (Sup.) } May 31  
 Hooper v. Denoon After Term  
 Att.-Gen. v. Gilbert } 3rd  
 Att.-Gen. v. Birmingham } day  
 Bourne v. Mole }  
 Same v. Elkington } After  
 Same v. Same } Term

Att.-Gen. v. Pretyman (F D, C, Ptn) 3rd day  
 Gwynne v. Jones (F D, C) 3rd day  
 Senhouse v. Hall  
 Newman v. Allen }  
 Same v. Same }  
 Holloway v. Jacobs SA  
 Swayne v. Swayne 3rd day  
 Leake v. King }  
 Same v. Snow } (E) 3rd day  
 Same v. Bridger }  
 Marsack v. Lyster } (F D, C, part heard)  
 Same v. Denman }  
 Same v. Hawtrey }  
 New CAUSES.  
 Williamson v. Gordon  
 Haddy v. Haddy  
 Attorney-Gen. v. Bingham  
 Harvey v. Tipple

Watts v. Christie  
 Thorns v. Bowyer } (F D, C)  
 Same v. Same }  
 Freeman v. Day }  
 Thorns v. Thorns } (Suppl.)  
 Wormald v. De Lisle  
 Read v. Strangways  
 Wood v. Marquis of London-derry  
 Madeley v. Harborne }  
 Madeley v. Harborne }  
 Hele v. Lord Bexley }  
 Hele v. Donovan }  
 Butcher v. Knowles }  
 Eardley v. Owen }  
 Eardley v. Owen }  
 Eardley v. Lloyd }  
 Wellesley v. Earl of Mornington

**London Gazettes.**

TUESDAY, MAY 25.

**BANKRUPTS.**

CHARLES HALL, Uxbridge, Middlesex, grocer and cheesemonger, June 3 at half-past 1, and July 6 at 11, Court of Bankruptcy, London; Off. Ass. Cannan; Sol. Roberts, Temple-chambers.—Fiat dated May 21.  
 WILLIAM JUDD, Kensal New-town, Middlesex, builder, dealer and chapman, June 1 at 10, and July 6, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Huson, Ironmonger-lane, City.—Fiat dated May 20.  
 JOHN DARBY, Dorset-mews, Dorset-square, Middlesex, horse dealer, dealer and chapman, June 1 and July 6 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Oliver, 36, Old Jewry.—Fiat dated May 18.  
 JAMES ANDREWS, Kite-hill, Binstead, Isle of Wight, Hampshire, miller, coal merchant, dealer and chapman, June 2 at 1, and July 2 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Cole & Russell, Isle of Wight; Braikenridge, 16, Bartlett's-buildings, Holborn.—Fiat dated May 20.  
 JAMES WHITBY, Lynn, Norfolk, grocer, dealer and chapman, June 4 and July 5 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Messrs. Linklaters, Leadenhall-street.—Fiat dated May 21.  
 JAMES BUTLER, Saffron Walden, Essex, upholsterer, June 4 at half-past 12, and July 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Barber, Furnival's-inn.—Fiat dated May 14.  
 WILLIAM HANDS, Whitmore-road, Hoxton, Middlesex, baker, dealer and chapman, May 31 at half-past 1, and June 28 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Buchanan, 8, Basinghall-street.—Fiat dated May 20.  
 ROBERT DREW, Mary-street, Kingland-road, Middlesex, wine merchant, dealer and chapman, May 31 at half-past 2, and June 28 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Taylor, Pavement, Finsbury.—Fiat dated May 24.  
 CHARLES CLEAVER KNIGHT, Landport, Southampton, draper, dealer and chapman, June 2 at half-past 2, and July 5 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Sole & Turner, 68, Aldermanbury, London.—Fiat dated May 22.  
 EDWIN WINSOM, Southampton, pastry cook and confectioner, dealer and chapman, June 2 at 2, and July 5 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Stace, Southampton; Fitch, Southampton-street.—Fiat dated May 21.  
 JAMES WILLIAMS, Whitechapel-road, Middlesex, importer of, and dealer in, retans, bamboos, Malacca partridge timbers, Whanghees, ground retans, and every other description of cane ribs, and cap and bonnet cane, dealer and chapman, June 3 and 30 at half-past 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Mayhew & Co., 5, Carey-street, Lincoln's-inn-fields.—Fiat dated May 24.

**WILLIAM PEARCE**, Southborough, Kent, dealer and chapman, June 1 at 12, and July 6 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Knowles & Co., Maidstone, Kent; Palmer & Co., 24, Bedford-row.—Fiat dated May 24.

**THOMAS CARTER**, Reading, Berkshire, jeweller, dealer and chapman, June 9 at half-past 2, and July 6 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Spyer, Broad-street-buildings, City.—Fiat dated May 15.

**RICHARD SERGEANT**, Maidstone, Kent, oilman and British wine dealer, dealer and chapman, June 3 at half-past 2, and June 30 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Berkeley, Lincoln's-inn-fields.—Fiat dated May 22.

**BRYNING ADLINGTON** and **EDWARD JONES**, Liverpool, tailors and drapers, dealers and chapmen, June 11 and July 2 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Kays, Liverpool; Chester & Co., Staple-inn.—Fiat dated May 19.

**ROBERT STILL**, Liverpool, merchant, June 11 and July 2 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row.—Fiat dated May 20.

**EDWARD BURNE**, Liverpool, slater and plasterer, June 3 and 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Whitley, Liverpool; Sweeting & Co., Southampton-buildings, London.—Fiat dated May 17.

**JOSEPH WILKINSON**, Birkenhead, Cheshire, builder and hotel keeper, dealer and chapman, June 10 and July 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Minshall, Liverpool; Vincent, Temple, London.—Fiat dated May 19.

**JAMES HOGG** and **THOMAS WOODHOUSE**, Preston, Lancashire, cotton manufacturers, June 7 and July 6 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Todd, Preston; John and William Andrew, Manchester; Fidley, Inner Temple, London.—Fiat dated May 19.

**CHARLES SAMSON**, Chorlton-upon-Medlock, Lancashire, brewer, June 11 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Law, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated May 19.

**WILLIAM ASHMORE**, Birmingham, carrier, June 9 and July 3 at half-past 1, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Whittington, 2, Dean-street, Finsbury-square, London.—Fiat dated May 21.

**SAMUEL BEARDSLEY SLATER**, Nottingham, wine and spirit merchant, June 11 at 12, and June 15 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Lightfoot & Earnshaw, Hull.—Fiat dated May 10.

**JOHN FORSTER** and **WILLIAM DAVEY**, Hunslet, Leeds, Yorkshire, flax spinners, dealers and chapmen, June 10 and July 6 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barr & Co., Leeds; Fidley, 3, Paper-buildings, Temple, London.—Fiat dated May 15.

**JOHN HINCHCLIFFE**, Wakefield, Yorkshire, carrier and maltster, dealer and chapman, June 8 and July 6 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sykes, Wakefield; Bower, Tokenhouse-yard, London.—Fiat dated May 17.

**HANSEL BAIRD**, Gloucester, grocer, baker, and provision dealer, dealer and chapman, June 15 and July 13 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hull, Gloucester; Peters & Abbot, Bristol.—Fiat dated May 19.

**JOHN WILES**, Wotton-under-Edge, Gloucestershire, builder, June 8 and July 6 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Millar; Sols. Ayre, Bristol; Boykett, Chancery-lane, London.—Fiat dated May 21.

**THOMAS AVANT**, Dawlish, Devonshire, upholsterer and cabinet maker, dealer and chapman, June 3 at 1, and July 6 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. J. H. Terrell, Exeter; R. H. Terrell, 14, Gray's-inn-square, London.—Fiat dated May 20.

#### MEETINGS.

*Peter Bury*, Manchester, calico printer, June 7 at 1, District Court of Bankruptcy, Manchester, pr. d.—*W. Jennings*,

Bungey, Suffolk, maltster, June 5 at 12, Court of Bankruptcy, London, last ex.—*Edw. Smith*, Brentwood, Essex, cheesemonger, June 4 at 11, Court of Bankruptcy, London, last ex.—*Thos. W. G. Stevens*, Bampton, Oxfordshire, hackney master, June 4 at 1, Court of Bankruptcy, London, last ex.—*Arthur Bentley*, Bury, Lancashire, iron founder, June 10 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Hazard* and *Wm. Beaumont*, High-street, Deptford, Kent, tailors, June 15 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Grossmith*, Portsmouth, Southampton, baker, June 16 at 11, Court of Bankruptcy, London, aud. ac.—*Th. Capps*, Lynn, Norfolk, dealer in toys, June 17 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Wm. Johnson*, High-street, Hampstead, Middlesex, builder, June 16 at 11, Court of Bankruptcy, London, aud. ac.—*Geo. Tvil* and *Basil McKensie Ronald*, Old Jewry-chambers, London, East India merchants, June 16 at half-past 11, Court of Bankruptcy, London, aud. ac.—*J. Notwill*, Falmouth, baker, June 16 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 17 at 1, div.—*Jos. Prusi*, Stratton, Cornwall, tanner, June 16 at 11, District Court of Bankruptcy, Exeter, aud. ac.; June 17 at 1, div.—*Geo. Longfield*, West Bromwich, Staffordshire, tailor, June 19 at 12, District Court of Bankruptcy, Birmingham, aud. ac.; June 22 at 12, div.—*Thos. Anderton*, Sare-hole-mill, Yardley, Worcester-shire miller, June 19 at 12, District Court of Bankruptcy, Birmingham, aud. ac.; June 22 at 12, div.—*John Hunt*, Manchester, merchant, June 17 at 12, District Court of Bankruptcy, Manchester, aud. ac.; June 18 at 12, div.—*Hen. Parratt*, Hot-wells, Clifton, Bristol, coach builder, June 17 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Edw. H. Brace* and *Jas. Allen*, Mitre-court, Milk-street, Cheapside, London, warehousemen, June 15 at 2, Court of Bankruptcy, London, div.—*Wm. W. Coleman*, Southampton, provision merchant, June 15 at 1, Court of Bankruptcy, London, div.—*Christ. Clarke*, Goswell-road and Cranbourn-st., Middlesex, draper, June 15 at half-past 1, Court of Bankruptcy, London, div.—*Rob. Greig* and *Wm. Rawlings*, Maiden-lane, King's-cross, Middlesex, timber merchants, June 16 at 1, Court of Bankruptcy, London, div.—*Geo. Messenger*, Uxbridge, Middlesex, draper, June 17 at half-past 1, Court of Bankruptcy, London, div.—*Thos. Bate*, *Wm. Henry Bate*, and *Jas. Hellings*, Rugeley, Staffordshire, brewers, June 19 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Jane Anley*, Exeter, milliner, June 17 at 1, District Court of Bankruptcy, Exeter, div.—*Jos. Phillips*, *Wm. Hague*, and *Samuel Hague*, Manchester, cotton spinners, June 16 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Jas. Law*, Faversham, Kent, coal merchant, June 16 at 11, Court of Bankruptcy, London.—*Rich. Musgrove*, Birmingham, woollen draper, June 17 at 2, Court of Bankruptcy, London.—*Thos. H. Beal*, Wingham, Kent, grocer, June 16 at half-past 12, Court of Bankruptcy, London.—*F. Claridge*, Southampton-row, Bloomsbury, Middlesex, wine merchant, June 15 at 12, Court of Bankruptcy, London.—*Ed. Philpot*, Ludlow, Shropshire, timber dealer, June 19 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Reader*, Foleshill, Warwickshire, miller, June 17 at 11, District Court of Bankruptcy, Birmingham.—*W. Edmond*, Liverpool, and *Rob. McKim*, Bombay, East Indies, merchants, June 17 at 1, District Court of Bankruptcy, Manchester.—*Wm. Twoaley*, Blackburn, Lancashire, cotton spinner, June 17 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 15.*

*Jos. Wood*, Luton, Bedfordshire, plumber.—*Edw. Reine* and *John Reine*, Barnard Castle, Durham, carpet manufacturers.—*Wm. Allbutt*, Redditch, Worcestershire, draper.—*John King*, Kingland-road, Middlesex, soap maker.—*Wm. Round*, Broadway, Hammersmith, Middlesex, grocer.—*Wm. Pannell*, High-st., Poplar, Middlesex, grocer.—*Jas. Morgan*, Wedmore, Somersetshire, draper.—*Francis Hopkins*, Cambridge, brewer.

#### FIATS ANNULLED.

*Rich. Ray* and *Thos. Wynne*, Longton, Stoke-upon-Trent, Staffordshire, manufacturers of china.

## SCOTCH SEQUESTRATIONS.

*Alex. McKeon & Co.*, Glasgow, muslin manufacturers.—*Peter King & Son*, Ardrossan, timber merchants.—*Thomas McDowell, Jas. Greig, and Wm. Wahler*, Edinburgh, lithographers.—*Hen. Hardy*, Troon, innkeeper.—*J. & G. Murray*, Glasgow, manufacturers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Joseph Stallard*, Southsea, Portsea, Hampshire, beer-house keeper, June 5 at half-past 12, Court of Bankruptcy, London.—*Rev. Wm. Brocklebank*, Winchelsea, Sussex, clerk, June 5 at 1, Court of Bankruptcy, London.—*M. Hunt*, Chelmsford, Essex, dealer in hardware, June 5 at half-past 12, Court of Bankruptcy, London.—*Samuel John Gore*, Tilehurst, near Reading, Berkshire, publican, June 10 at 11, Court of Bankruptcy, London.—*James Webb*, New-road, Chelsea, Middlesex, licensed retailer of beer, June 10 at 11, Court of Bankruptcy, London.—*Wm. Smith* the younger, York-st., Globe-road, Mile-end-road, Middlesex, out of business, June 10 at 11, Court of Bankruptcy, London.—*Matthew Strange*, Chepping Wycombe, Buckinghamshire, traveller to chair makers, June 10 at 11, Court of Bankruptcy, London.—*Richard Langdon*, Paignton, Devonshire, shoemaker, June 8 at 11, District Court of Bankruptcy, Exeter.—*Thos. Andrew*, Kilkhampton, near Stratton, Cornwall, saddler, June 8 at 11, District Court of Bankruptcy, Exeter.—*Thos. Biers*, Ashton-under-Lyme, Lancashire, draper, June 2 at 12, District Court of Bankruptcy, Manchester.—*George Robinson*, Chorlton-upon-Medlock, Lancashire, cooper, June 2 at 12, District Court of Bankruptcy, Manchester.—*Simon Milner*, Richmond, Yorkshire, commission agent, June 1 at 10, District Court of Bankruptcy, Leeds.—*Jos. Dawson*, Horton, Bradford, Yorkshire, beer-house keeper, June 1 at 10, District Court of Bankruptcy, Leeds.—*Edw. James Poodie*, Cheltenham, Gloucestershire, out of business, June 8 at 12, District Court of Bankruptcy, Bristol.—*Thomas Goddard*, Spondon, Derbyshire, out of business, May 28 at 11, Exchange-rooms, Nottingham.—*Ferdinand Rowold*, Chorlton-upon-Medlock, Manchester, bookkeeper, June 2 at 12, District Court of Bankruptcy, Manchester.—*W. Williams*, Liverpool, builder, June 2 at 12, District Court of Bankruptcy, Liverpool.—*G. P. Williams*, Birmingham, farrier, June 2 at 12, District Court of Bankruptcy, Birmingham.—*H. Addison*, South Ferry, Lincolnshire, wheelwright, June 2 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Henry Bescohy*, Lincoln, miller, June 2 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Graham*, Beverley, Yorkshire, out of business, June 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Salmon*, junior, Sutton, Kingston-upon-Hull, cabinet maker, June 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Michael Hind* the younger, Beverley, Yorkshire, out of business, June 16 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*John Haworth*, Whalley, Lancashire, engraver to calico printers, June 4 at 12, District Court of Bankruptcy, Manchester.—*W. Dickinson*, Salford, Lancashire, twine manufacturer, June 4 at 12, District Court of Bankruptcy, Manchester.—*John Mitnes*, Wakefield, Yorkshire, warehouseman, June 1 at 10, District Court of Bankruptcy, Leeds.

Saturday, May 22.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*J. Barrier*, Blizard-place, Fulham-road, Middlesex, working jeweller, No. 58,853 T.; *John Perry*, assignee.—*Wm. H. Davies*, Cardiff, Glamorganshire, druggist, No. 68,015 C.; *Robert Francis Woollett*, assignee.

Wednesday, May 19.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

*Wm. Webb*, President-st. East, King's-square, Goswell-road, Middlesex, pewterer: in the Debtors Prison for London and Middlesex.—*James Hasell*, Shaftesbury-street, New North-road, Middlesex, clerk to a coach proprietor: in the Debtors Prison for London and Middlesex.—*James Smith*,

Hercules-buildings, Lambeth, Surrey, bookbinder: in the Gaol of Surrey.—*Edward Thomas Pains*, Guildford-street, Walworth-common, Surrey, out of business: in the Gaol of Surrey.—*John Clymer Nutt*, Praed-st., Paddington, Middlesex, plasterer: in the Debtors Prison for London and Middlesex.—*Ed. Wright*, Thayer-street, Manchester-square, Middlesex, commission-agent: in the Debtors Prison for London and Middlesex.—*David Fox*, Tong, near Bradford, Yorkshire, stuff manufacturer: in York Castle.—*John Fox*, Tong, near Bradford, Yorkshire, stuff manufacturer: in York Castle.—*Jos. Dewey* the younger, North Petherton, near Bridgwater, Somersetshire, mason: in the Gaol of Wilton.—*Benj. Stothard*, North Thoresby, near Louth, Lincolnshire, labourer: in the Gaol of Lincoln.—*David Morton*, Manchester, boot maker: in the Gaol of Lancaster.—*Wm. Slate*, Blue-pits, near Rochdale, Lancashire, manufacturing chemist: in the Gaol of Lancaster.—*Wm. Hawkes*, Lydney, Gloucestershire, master mariner: in the Gaol of Gloucester.—*James Cooper*, South Shields, Durham, out of business: in the Gaol of Durham.—*Thos. Firth*, Pontefract, Yorkshire, out of business: in York Castle.—*Sam. Booth*, Kelsall, Cheshire, joiner: in Chester Castle.—*John Jones Luky*, West Derby, near Liverpool, book-keeper: in Lancaster Castle.

Saturday, May 22.

*Robert Hutchinson*, Torrington-park, Hornsey-road, and Farringdon-street, Middlesex, auctioneer: in the Queen's Prison.—*Augustus Wells*, Somerset-place, New-road, Mile-end, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Thos. W. Stevens*, Upper Stamford-street, Blackfriars-road, Surrey, and Austin-friars, London, merchant: in the Debtors Prison for London and Middlesex.—*Matthew Redwood*, Hatton-garden, Middlesex, clerk to a gold refiner: in the Debtors Prison for London and Middlesex.—*John Thomas Anderson*, Belmont-place, Old Bethnal-green-road, Middlesex, furniture broker: in the Debtors Prison for London and Middlesex.—*John M'Gregor*, Bath-place, Deptford-lane, Peckham, Surrey, woollen salesman.—*John Wall*, Deverell-street, Old Kent-road, Surrey, out of business.—*Thos. F. Adams*, Little Tower-street, London, bookbinder: in the Debtors Prison for London and Middlesex.—*Wm. Watson* the younger, Lythe, Yorkshire, shopkeeper: in the Gaol of York.—*W. Watson* the elder, Lythe, Yorkshire, shopkeeper: in the Gaol of York.—*Thomas Young*, Otley, Yorkshire, tanner: in the Gaol of York.—*Joseph C. Houston*, Halifax, Yorkshire, sharebroker: in the Gaol of York.—*T. Ralph*, Liverpool, out of business: in the Gaol of Lancaster.—*Joseph Henry Keeble*, Upper Belgrave-place, Pimlico, Middlesex, and Folkstone, Kent, architect: in the Gaol of Dover.—*Wm. Whitaker*, Southgate, Yorkshire, commission agent: in the Gaol of York.—*George Camfield*, Undercliffe, Yorkshire, innkeeper: in the Gaol of York.—*Thomas Simpson*, Knaresborough, Yorkshire, machine maker: in the Gaol of York.—*Christopher Fairbank*, Halifax, Yorkshire, innkeeper: in the Gaol of York.—*James Brooker*, Hulme, Manchester, fancy box maker: in the Gaol of Lancaster.—*John Castle* the younger, Rochester, Kent, out of business: in the Gaol of Maidstone.—*Edw. B. Lake*, Boughton-under-Blean, Kent, out of business: in the Gaol of Maidstone.—*John Stevens*, Smarden, Kent, labourer: in the Gaol of Maidstone.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, June 9, at 9.

*John Bray*, Newton-street, Holborn, Middlesex, beer retailer.—*Eliz. Edney*, Montague-place, Lower-road, Deptford, Kent, widow, out of business.—*John Brown* the elder, High-street, Camden-town, Middlesex, out of business.—*James H. Blake*, Bury St. Edmund's, Suffolk, attorney at law.

## INSOLVENT DEBTORS' DIVIDENDS.

*Edw. Edwards*, Mansell-street, Goodman's-fields, builder, at Surr & Gribble's, 80, Lombard-street: 5s. in the pound.—*Wm. Stamper* the younger, Cockermouth, Cumberland, tin plate worker, at Steel's, Cockermouth: 7s. in the pound.

FRIDAY, MAY 28.

## BANKRUPTS.

*LEWIS LOGSDON*, Barnett, Hertfordshire, coach builder, June 4 at 12, and July 9 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Branscomb, Wine-office-court, Fleet-street.—Flat dated May 11.

**JOHN PROSSER**, Piccadilly, and Park-side, Knightsbridge, Middlesex, goldsmith and jeweller, June 11 at half-past 10, and July 9 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Elcum, 187, Blackfriars-road, Surrey.—Fiat dated May 26.

**GEORGE HOBBS**, Newport, Isle of Wight, tailor and draper, June 7 at 2, and July 5 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Wilde & Co., College-hill.—Fiat dated May 18,

**JOHN POLAND**, Broadway, Ludgate-hill, London, furrier, June 4 at 1, and July 5 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fitch, Union-street, Borough.—Fiat dated May 14.

**LONDON AND BIRMINGHAM EXTENSION AND NORTHAMPTON, DAVENTRY, LEAMINGTON, AND WARWICK RAILWAY COMPANY**, Old Jewry-chambers, London, June 4 at half-past 1, and July 5 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Ashurst & Son, Cheapside.—Fiat dated May 18.

**WILLIAM BRIDGE**, Folkestone, Kent, upholsterer, June 4 and July 10 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Furlleys & Mercer, Ashford, Kent; Butterfield & Venour, 5, Gray's-inn-square, London.—Fiat dated May 25.

**THOMAS HARDWICK**, Dunstable, Bedfordshire, grocer, dealer and chapman, June 4 at half-past 10, and July 9 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Orchard, 15, Hatton-garden, London.—Fiat dated May 22.

**ELIZABETH THWAITE**, Oldham, Lancashire, machine maker, dealer and chapwoman, June 14 and 28 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Summerscales, Oldham; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated May 20.

**GEORGE THOMAS ROLLASON**, Birmingham, glass and china dealer, June 15 and July 13 at half-past 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Hodgson, Birmingham; Vincent, 9, King's Bench-walk, Temple, London.—Fiat dated May 24.

**HENRY BLACKBURN COX**, Coventry, Warwickshire, licensed victualler, dealer and chapman, June 10 at 11, and July 7 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Knowles, Birmingham.—Fiat dated May 24.

**JOSEPH JEFFERIES**, Kingswood-hill, near Bristol, Gloucestershire, draper, tailor, and farmer, June 11 and July 15 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Heaven, Bristol; Reed & Co., Friday-street, London.—Fiat dated May 24.

**CHARLES KAY**, Wakefield, Yorkshire, manufacturer, dealer and chapman, June 8 and July 13 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Carias, Leeds; Clarke, Chancery-lane, London.—Fiat dated May 18.

**JAMES WINN**, Bramham, Yorkshire, joiner and wheelwright, dealer and chapman, June 10 and July 6 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barr & Co., Leeds; Fiddey, Temple, London.—Fiat dated May 24.

**JOHN WELSH**, Carlisle, Cumberland, tailor and draper, June 8 at 12, and July 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hough, Carlisle; Hoyle, Newcastle-upon-Tyne; Capes & Stuart, Field-court, Gray's-inn, London.—Fiat dated May 18.

**RICHARD WILKIN**, Liverpool, agent and ship broker, and Beddgelert, Merionethshire, quarryman, dealer and chapman, June 11 and July 6 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dodge, Liverpool; Bridger & Co., London-wall.—Fiat dated May 25.

#### MEETINGS.

*John Murray*, Gracechurch-street, London, Manchester warehouseman, June 11 at 1, Court of Bankruptcy, London, last ex.—*Samuel Bradley*, Mark-lane, London, corn factor, June 8 at 1, Court of Bankruptcy, London, last ex.—*T. H. Beal*, Wragham, Kent, grocer, June 16 at half-past 12, Court of Bankruptcy, London, last ex.—*Joseph Taylor*, Bury, Lancashire, grocer, June 9 at 11, District Court of Bankruptcy, Manchester, last ex.—*Richard Kitson*, Cleckheaton, Yorkshire, tow spinner, June 24 at 10, District Court of Bankruptcy, Leeds, sp. affairs.—*Robert Saw*, Hammersmith, Mid-

dlesex, grocer, June 21 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Round*, Broadway, Hammersmith, Middlesex, grocer, June 21 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Henry James Cook*, Hedge-row, High-street, Ialington, Middlesex, linen draper, June 21 at 11, Court of Bankruptcy, London, aud. ac.—*Richard Haselin*, Blenheim-street, Oxford-street, Middlesex, tailor, June 21 at 11, Court of Bankruptcy, London, aud. ac.—*Thomas Lawrence*, Reading, Berkshire, draper, June 19 at 11, Court of Bankruptcy, London, aud. ac.—*Henry John Barker*, Flixton, Lancashire, logwood grinder, June 24 at 12, District Court of Bankruptcy, Manchester, aud. ac.; June 25 at 12, div.—*Jos. Hindmarsh*, Liverpool, woollen draper, June 21 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; June 23 at 11, div.—*John Spong*, Ockham, Surrey, coal merchant, June 18 at 12, Court of Bankruptcy, London, div.—*John Ed. Campbell Koch*, Great Winchester-st., London, East India merchant, June 21 at 2, Court of Bankruptcy, London, div.—*Edward Bailey*, Mount-st., Grosvenor-square, Middlesex, upholsterer, June 21 at 11, Court of Bankruptcy, London, fin. div.—*Richard Hamlin*, Blenheim-street, Oxford-st., Middlesex, tailor, June 21 at 1, Court of Bankruptcy, London, div.—*Henry James Cook*, Hedge-row, High-st., Ialington, Middlesex, linen draper, June 21 at 12, Court of Bankruptcy, London, div.—*T. Wallis*, College-st., Chelsea, Middlesex, builder, June 18 at 11, Court of Bankruptcy, London, div.—*George Moulton Mabson*, High-st., Whitechapel, and Whitechapel-road, Middlesex, potato dealer, June 18 at half-past 11, Court of Bankruptcy, London, div.—*Benj. Lawrence*, Crown-court, Old Broad-st., London, and *Geo. Hen. Darby Lawrence*, Zante, merchants, June 18 at 11, Court of Bankruptcy, London, div.—*Thos. Lawrence*, Reading, Berkshire, draper, June 19 at 11, Court of Bankruptcy, London, div.—*Isaac Bryant*, Victoria-grove, Stoke Newington, Middlesex, builder, June 18 at half-past 11, Court of Bankruptcy, London, div.—*Jos. Woodhams*, High-st., Portland-town, Middlesex, plumber, June 18 at half-past 1, Court of Bankruptcy, London, div.—*James Morgan*, Wedmore, Somersetshire, draper, June 24 at 11, District Court of Bankruptcy, Bristol, div.—*David Smith*, Kings Swinford, Staffordshire, iron master, June 18 at 11, District Court of Bankruptcy, Bristol, div.—*Pierre Calliet*, Manchester, leather dealer, June 7 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.*

*Frederick Harding Cawston*, Earl's Colne, Essex, plumber, June 18 at 12, Court of Bankruptcy, London.—*Hen. Hodgkins*, Birmingham, shoemaker, June 22 at half-past 10, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 18.*

*Hewson Dutchman*, Liverpool, ship owner.—*John Hardy*, Castle Donnington, Leicestershire, cattle dealer.—*John Mortimer*, Bradford, Yorkshire, woolstapler.—*John Englem*, Liverpool, merchant.—*Solomon Marks*, Cardiff, Glamorgan-shire, clock maker.—*Henry Lovatt* and *Wm. Hinde Larkman Corran*, Liverpool, merchants.—*Robert Ostoby*, Wansford, and *Wm. Christopher Ostoby*, Great Driffield, Yorkshire, millers.—*James Ullathorne*, Spencer-place, Brixton, road, Surrey, builder.

#### PARTNERSHIP DISSOLVED.

*Henry Wartnaby*, *Richard Austwick Westbrook*, and *Geo. Gisby*, attorneys at law, (carrying on business at Ware, in the county of Hertford, under the style or firm of Wartnaby, Westbrook, & Gisby), so far as concerns the said Henry Wartnaby.

#### SCOTCH SEQUESTRATION.

*Smith & Wood*, Glasgow, card makers.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Firmin*, Blackfriars-road, Surrey, schoolmaster, June 17 at 11, Court of Bankruptcy, London.—*George Shove*, Union-st., Croydon, Surrey, labourer, June 17 at 11, Court of Bankruptcy, London.—*Thos. Kemp* the younger, Great

Lindford, near Newport Pagnell, Buckinghamshire, corn dealer, June 17 at 11, Court of Bankruptcy, London.—*Rob. Keen Wilson*, Wharf-road, City-road, Middlesex, wharfinger's labourer, June 17 at 11, Court of Bankruptcy, London.—*David Tull*, Gravesend, Kent, bread and biscuit baker, June 5 at 11, Court of Bankruptcy, London.—*Sophia Keen*, Kingsley, Hampshire, general-shop keeper, June 5 at half-past 11, Court of Bankruptcy, London.—*Wm. Taylor*, Netherland-place, King's-cross, Middlesex, shopman to a furniture dealer, June 1 at half-past 11, Court of Bankruptcy, London.—*John Shelsey*, Birchington, near Margate, Kent, baker, June 17 at 11, Court of Bankruptcy, London.—*Fred. James*, Canterbury-st., York-road, Lambeth, Surrey, out of business, June 17 at 11, Court of Bankruptcy, London.—*P. King*, Caxton, Cambridgeshire, wheelwright, June 17 at 11, Court of Bankruptcy, London.—*Wm. Thomas*, Mint-street, Southwark, Surrey, dealer in rags, June 17 at 11, Court of Bankruptcy, London.—*James Locke*, Carrington-st., Mayfair, Middlesex, surgeon, June 10 at 11, Court of Bankruptcy, London.—*Ann Johnston*, widow, Great Russell-street, Bloomsbury, Middlesex, milliner, June 10 at 11, Court of Bankruptcy, London.—*Nich. Achlam Harrison*, Church-row, High-st., St. Mary's, Islington, butcher, June 4 at half-past 11, Court of Bankruptcy, London.—*Anthony Joseph Michael La Beausse*, Argyll-st., Regent-st., Middlesex, medical electrician, June 17 at 11, Court of Bankruptcy, London.—*Henry Nobbs*, Newport, Carisbrook, Southampton, lace maker, June 17 at 11, Court of Bankruptcy, London.—*Thos. Lake With*, Regent-st., Lambeth, Surrey, captain on half-pay of the Royal Marines, June 10 at 11, Court of Bankruptcy, London.—*Joseph Wheaton*, Barnwell, Cambridge, retailer of beer, June 9 at 11, Court of Bankruptcy, London.—*John Finckes*, Althorne, Essex, carpenter, June 9 at 11, Court of Bankruptcy, London.—*Sam. Williams*, York-place, Portland-town, Middlesex, fishmonger, June 10 at 11, Court of Bankruptcy, London.—*John Hyden Thornell*, Evelyn-street, Deptford, Kent, tailor, June 10 at 11, Court of Bankruptcy, London.—*John Dordon*, Little Bell-alley, London-wall, London, pork butcher, June 10 at 11, Court of Bankruptcy, London.—*Chas. Walsley*, Southampton, biscuit baker, June 17 at 11, Court of Bankruptcy, London.—*John Matthewman*, Clerkenwell-green, and King's-road, Middlesex, proprietor of a colliery, June 1 at 11, Court of Bankruptcy, London.—*Henry Toppot Needham*, St. Paul's-terrace, Camden-town, Middlesex, clerk in a railway office, June 11 at half-past 12, Court of Bankruptcy, London.—*Jabez Harrison*, New Brompton, Gillingham, Kent, baker, June 11 at half-past 1, Court of Bankruptcy, London.—*William Hose* the elder, Russell-place, Old Kent-road, Surrey, grocer and oilman, June 5 at half-past 12, Court of Bankruptcy, London.—*Matt. B. E. Deat*, Norwich, tailor, June 5 at half-past 12, Court of Bankruptcy, London.—*Matt. Brown*, Barnwell, Cambridge, retailer of beer, June 5 at 1, Court of Bankruptcy, London.—*Hen. Barratt*, Milton Ernest, Bedfordshire, licensed victualler, June 17 at half-past 12, Court of Bankruptcy, London.—*Francis R. Hemblen*, Bungay, Suffolk, farming bailiff, June 24 at 11, Court of Bankruptcy, London.—*Rich. Mott*, Halstead, Essex, corn dealer, June 17 at 11, Court of Bankruptcy, London.—*Jas. Wilson*, Ipswich, Suffolk, shoe maker, June 17 at 11, Court of Bankruptcy, London.—*Wm. Dodington*, Wrentham, Suffolk, carpenter, June 24 at 11, Court of Bankruptcy, London.—*Benj. Peters*, Chalkwell, Milton next Sittingbourne, Kent, omnibus proprietor, June 17 at 1, Court of Bankruptcy, London.—*John Ward*, Redcross-st., Union-st., Southwark, Surrey, butcher, June 17 at 12, Court of Bankruptcy, London.—*Morris Morgan* the younger, Isle of Wight, farmer's labourer, June 17 at 12, Court of Bankruptcy, London.—*Wm. Willetts*, Bilston, Staffordshire, file maker, June 22 at 11, District Court of Bankruptcy, Birmingham.—*Geo. Stout*, Basford, Nottinghamshire, retail beer seller, June 4 at 10, District Court of Bankruptcy, Leeds.—*John Badger*, Sheffield, Yorkshire, table-blade forger, June 4 at 10, Council-hall, Sheffield.—*John Handford*, Sheffield, Yorkshire, licensed victualler, June 4 at 10, Council-hall, Sheffield.—*Thomas Howe*, Upper Tean, Checkley, Staffordshire, tape weaver, July 1 at 12, District Court of Bankruptcy, Birmingham.—*Rob. Melen*, Redditch, Worcestershire, confectioner, June 2 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Hawkins*, Cotterton, near Stone, Staffordshire, in no business, June 2 at 12, District Court of Bankruptcy, Birmingham.—*Chas. Browne*, Choriton-upon-Med-

lock, within Manchester, commercial traveller, June 11 at 12, District Court of Bankruptcy, Manchester.

Wednesday, May 26.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Hen. Colt*, High-st., Shoreditch, Middlesex, coffee-shop keeper: in the Debtors Prison for London and Middlesex.—*Dav. R. Brandon*, Finsbury-market, Finsbury-sq., shoe maker: in the Debtors Prison for London and Middlesex.—*Chas. Altam*, Cirencester-pl., Fitzroy-sq., Middlesex, upholsterer: in the Debtors Prison for London and Middlesex.—*Thos. Browning*, Hearty-place, Old Kent-road, Surrey, shoe maker: in the Gaol of Surrey.—*William Liddaman*, Priory-place, Camberwell New-road, Surrey, occasional clerk to the Middlesex Conservative Registration Association: in the Gaol of Surrey.—*Chas. J. Leese*, Stafford-row, Pimlico, Middlesex, wine merchant's clerk: in the Queen's Prison.—*John Williams*, Grove-road, Mile-end, Middlesex, chaplain to the Trinity Almshouses: in the Debtors Prison for London and Middlesex.—*Mary Cormack*, Drury-lane, Middlesex, florist: in the Queen's Prison.—*Thos. James*, James-street, Larkhall-lane, Clapham, Surrey, architect: in the Debtors Prison for London and Middlesex.—*Jos. Knight*, Brown-st., Bryanstone-sq., Middlesex, waiter: in the Debtors Prison for London and Middlesex.—*Chas. Husk*, Sandwich-street, Burton-crescent, St. Pancras, Middlesex, and Shambles, Newgate-market, London, meat salesman: in the Debtors Prison for London and Middlesex.—*Jas. S. Boyce*, Thornhill-pl., Caledonian-road, Islington, Middlesex, and Shambles, Newgate-market, London, meat salesman: in the Debtors Prison for London and Middlesex.—*John Maltallen*, Barkisland, near Halifax, Yorkshire, cotton spinner: in York Castle.—*James Atkinson*, Soyland, near Halifax, Yorkshire, cotton spinner: in York Castle.—*John Crawshaw*, Stamland, near Halifax, Yorkshire, cotton spinner: in York Castle.—*Jonathan Butterfield*, Northoram, near Halifax, Yorkshire, worsted spinner: in York Castle.—*Thomas Bayley*, Congleton, Cheshire, coach builder: in Chester Castle.—*Thos. Gostley*, Chipping Norton, Oxfordshire, bookseller: in the Gaol of Oxford.—*John E. George*, Great Yarmouth, Norfolk, seaman: in the Gaol of Norwich.—*Jos. C. Green*, Towcester, Northamptonshire, surgeon: in the Gaol of Northampton.—*John Kent*, Ardwick, Manchester, bookkeeper: in Lancaster Castle.—*Mich. Blackett*, Manchester, attorney at law: in Lancaster Castle.—*Edw. Ward*, Medbourne, Leicestershire, out of business: in the Gaol of Leicester.—*Wm. Broadbent*, Carr, near Dob-cross, Saddleworth, Yorkshire, wool sorter: in York Castle.—*Jas. Greenwood*, Beeston Roys, Yorkshire, cloth manufacturer: in York Castle.—*David Gawtry*, Goole, Yorkshire, beer seller: in York Castle.—*Thos. Wilde*, Newcastle-upon-Tyne, licensed victualler: in the Gaol of Newcastle-upon-Tyne.—*John Porter*, Wells next the Sea, Norfolk, licensed victualler: in the Gaol of Norwich.—*John Ecclestone*, Great Yarmouth, Norfolk, tailor: in the Gaol of Norwich.—*Edw. Osborn*, Wood Newton, near Wansford, Northamptonshire, baker: in the Gaol of Northampton.—*John Weston*, Thatcham, near Newbury, Berkshire, no trade: in the Gaol of Reading.—*Thos. B. Staveley*, Leeds, Yorkshire agent to wholesale chemists: in York Castle.—*Edw. Kelly*, Huddersfield, Yorkshire, coach builder: in York Castle.—*John Ridehalgh*, Haugh Shaw, near Halifax, Yorkshire, warp manufacturer: in York Castle.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, June 11, at 9.

*Geo. D. Warren*, Grafton-place, Lallymore-road, Notting-hill, Middlesex, fancy stationer.—*Philip Price*, High-street, Shadwell, Middlesex, linen draper.—*Francis Halfacre*, Leatherhead, Surrey, tailor.—*Jos. Holley*, Grove-mews, James-street, Lisson-grove, St. Marylebone, Middlesex, out of business.—*John Jas. Loughton*, Hatton-garden, Middlesex, in no business.

June 14, at the same hour and place.

*Eliz. How*, widow, Edgeware, Middlesex, sempstress.—*John C. Nutt*, Praed-street, Paddington, Middlesex, plasterer.—*Edw. Wright*, Thayer-st., Manchester-sp., Marylebone, Middlesex, house agent.—*Edw. Stearn*, Stratford, Essex, cabinet maker.—*Matt. Redmond*, Hatton-garden, Middlesex, clerk to an assayer and bullion dealer.—*Thos. B. Baghoff*,

Henry-st., Pentonville, Middlesex, commission agent for the sale of coals.

**MEETING.**

*Jos. Stretch*, Bootle, Lancashire, cabinet maker, June 22 at 12, Tyrer's, Liverpool, sp. aff.

**COURT OF QUEEN'S BENCH.**

Lord Denman, C. J., delivered the judgment of the Court in—

*May 25. Munden v. The Duke of Brunswick.*—Judgment for plaintiff.

*Masters v. Butler.*—Rule discharged.

*Doe d. Renow v. Ashley.*—Judgment for defendant.

*May 28. Cobb v. Allan.*—Judgment for defendant.

The Court will, on Saturday, May 29, give judgment in—

*Woolmer v. Toby.*

**GRAY'S INN.**—At a Pension of the Honourable Society of Gray's Inn, holden on Wednesday, the 26th instant, William David Lewis, Esq., was appointed to the Lectureship established by that Society on Real Property and Conveyancing Devises and Bequests.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Thomas J. Burke, Esq., for the County of Galway, in the room of Thomas Barnwell Martin, Esq., deceased.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Stephen Plummer the younger, Canterbury, Kent; Francis Thomas Selby, Spalding, Lincolnshire.

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**PROCEEDINGS** of the CLERICAL, MEDICAL, and GENERAL LIFE ASSURANCE SOCIETY.

(Abridged from a Report in the "Morning Herald" of January 8th, 1847.)

An Extraordinary General Meeting of the Proprietors and the Assured of this Society was held yesterday, at the office in Great Russell-street, for the purpose of declaring a BONUS out of the Profits which have accrued from the general business of the Society during the five years ending June 30th, 1846. Amongst the Directors present were Dr. Moore, G. G. Babington, Esq., Rev. A. B. Clough, Thomas Davis, Esq., Oliver Hargreave, Esq., and Clement Hus, M. D.

Dr. MOORE having taken the Chair, Mr. FINCKARD, the Secretary, read the Report of the assets and liabilities; the former of which amount to 639,797*l.* 6*s.* 8*d.*, and the latter to 484,555*l.* 0*s.* 5*d.*, leaving a surplus of 155,242*l.* 6*s.*

The CHAIRMAN then stated that his colleagues had authorized him to lay before the meeting the following Report:—

"In accordance with the Provisions of the Deed of Constitution, the Directors have called the present Meeting, for the purpose of laying before the Proprietors and the Assured the result of an investigation of the Society's Affairs for the five years ending June 30th, 1846. On that day the Society had been in existence twenty-two years. An investigation of its affairs was made first in 1831, being seven years from the commencement; a second time in 1836; and a third time in 1841. The fourth investigation having been just completed, the Directors have now the gratification of communicating the result to the Meeting. In order to present a clear view of the progress of the Society, the Directors will proceed to exhibit the present amount of its Funds, together with their state at the last Quinquennial Division:—

"I. The Society's Income for the year ending with June, 1846, was 97,900*l.*; that for the year ending with June, 1845, 116,981*l.* Thus, notwithstanding the many deductions which are constantly taking place, on account of Policies terminated by death or discontinued from other causes, there is an increase in the Annual Income of the Society to the extent of 18,400*l.*

"II. The amount of the Property of the Society, accumulated from the excess of the receipts above payments, was, in 1841, 418,911*l.* and in 1846, has reached 639,797*l.* Under the head of Payments are included considerable sums paid for the Purchase of Policies and also to Annuitants, besides the amount which has become due from deaths and every other demand.

"III. After deducting the sum required to meet the liabilities of the Society, there remains a surplus of 155,242*l.*; while, in 1841, the corresponding surplus was only 89,460*l.*

"This sum of 155,242*l.* has now to be dealt with, being the amount of profit realized by the Society. In conformity with the provisions of the Deed, one-half of the Profits is to be divided among the Assured for Life, and one-sixth part among the Proprietors; but, in order to avoid inconvenient fractions, the Directors have resolved to recommend to this Meeting to divide the sum of 154,500*l.* This will appertain to the Assured for Life 77,250*l.*, and to the Proprietors 25,750*l.*, leaving one-third of the said Profit, amounting to 51,500*l.*, to be laid by and to accumulate as a reserved Fund. This division will give to the Proprietors a Bonus of 5*l.* 3*s.* per share, and to the Assured a sum of 114,031*l.*, being the equivalent in reversion to the above amount of 77,500*l.* This sum of 114,031*l.* will be added to the Policies, and be payable at the death of the respective parties, and will form an addition equal, on an average, to more than 36 per cent. on the Premiums received during the last five years. It may be desirable, however, to remind the Assured that they have the option of having any one or more of the Bonuses to which they are entitled applied in reduction of their future payments of Premium. For the further information of the Proprietors, it may be mentioned that, by the Deed of Constitution, the Proprietors' Fund is not to accumulate by the addition of Bonuses beyond 40,000*l.*; all subsequent Bonuses being paid over to the Proprietors. The effect of this provision on the present occasion will be, that of the above sum of 25,750*l.*, 17,000*l.* will have to be added to the Proprietors' Fund, which will then have reached its limit, and the remaining 8,750*l.*, being 1*l.* 15*s.* per share, will be paid to the Proprietors in cash at the end of March next. In estimating the amount of liabilities, it is important to observe that every Policy, together with all other risks, has been valued separately and with great care; that there has been no encroachment upon future profits; but that a mode of valuation has been adopted whereby a larger sum is retained to meet such claims as may arise than is usual with most other Offices. This will appear by the following examples:—

Sums set aside as the value of a Policy for \$1,000.	By Office, valuing by the Northampton Three per Cent. Table.			By the Mode adopted by this Office.			Difference in favour of this Office.
	£	s.	d.	£	s.	d.	
Effectuated at the age of 40, after 10 yrs.	153	3	7	158	8	5	5 4 10
Effectuated at the age of 50, after 10 yrs.	197	17	3	215	3	0	17 14 9
Effectuated at the age of 60, after 10 yrs.	282	7	5	326	3	0	43 15 7

"It is clear, then, that the prospects of the Policy Holders at future Divisions are most favourable, partly from the unusually large sum retained to meet claims, as shown above, and partly from the reserve of so considerable an amount as 51,500*l.* out of Profits thus accumulated. These facts, which have operated to a certain extent in the diminution of former Bonuses, will undoubtedly contribute most powerfully to increase the amount of Profits to be appropriated to the Assured at all succeeding Divisions. In confirmation of this view, the Directors need only remind the Assured of the statement made at the Division in January, 1842, that the two preceding Bonuses had averaged 25 per cent. on the Premiums; that the one then divided averaged 36 per cent.; and that the future Bonuses were expected to exceed that amount. The most sanguine expectations entertained at that time have been fully realized by the amount of the present Bonus averaging more than 36

per cent.; and on precisely the same grounds the Directors conceive themselves entitled to assert, with additional confidence, that its further increase from time to time is almost certain. The large and increasing amount of the Society's business, and the proportionate diminution of the expense of management (which is now only 24 per cent. on the income), must also be taken into account in the anticipation of future Profits. The Directors have only to add, that they have instructed the Actuary to exhibit to any Proprietor or Policy Holder, or to any person who may be desirous of enquiring, the details of all the calculations, with a full statement of the assets and liabilities and balance-sheets of the Society."

So far as he (the Chairman) was concerned, any comment was unnecessary, for he believed the Report would speak satisfactorily, both to the Proprietors and the assured (applause). He would, however, just call the attention of the meeting to a very distinguishing feature of the Institution, the economy of its management; which was not only well known to the proprietors, but to the public (applause). The Directors would be happy to answer any questions which might be put to them, or to attend to any suggestions which might be offered for the advantage of the Institution (applause).

Mr. FOWLER, after expressing his satisfaction at the explicitness and contents of the Report, said he would trouble the meeting with one or two observations. The sum of 735,342l., which was announced to be the surplus arising from the profits, consisted, he conceived, partly of the reserve made upon a former occasion. If the Secretary could state how much of the amount referred to was composed of the reserve from the former bonus, the meeting would be able to see more clearly the profit realized within the last five years.

The SECRETARY said the sum laid by at the last division (one-third of the profits) was 29,500l.; and therefore the net profit realised during the last five years was 125,000l. or 136,000l.

Mr. FOWLER wished also to know whether any parties had availed themselves of the opportunity afforded of reducing their premiums?

The SECRETARY said that a considerable number of persons had applied their bonuses in reduction of their future payments of premium.

Mr. NEISON (Actuary to the Medical and Invalid Assurance Society) congratulated the Directors on the very distinguished success which had attended the Company's operations (applause). Perhaps the Secretary could explain whether the principle of having a reserve fund applied to other proprietary companies. It was well known that this was a distinguishing feature of some of the mutual companies, and its advantages were obvious. It might be questioned, probably, whether in the infant state of a company the assured would consult their own interest, by adopting such a principle; but in a Society so greatly advanced as the present, it formed a very strong recommendation to Assurers. If it did not exist, the assured would be deprived of a very large bonus laid out for them in future. There was another point of great importance in the Report, and that was the mode in which the liabilities of the Company had been ascertained. He was not in a position to refer to individual instances, but he knew that serious errors had followed the course of valuation which had been repudiated by this Society. He wished to ascertain from the Secretary whether, in ascertaining the liabilities attaching to the policies, the actual age of the assured had been taken. There was another point in connection with the bonus which was deserving of some explanation. Any holder of a policy might select a reduction of premium instead of a bonus. Now, suppose a person to select the reduction of premium on the present occasion, he wished to know whether he would be able to select a bonus in addition on the next, and vice versa (hear, hear). He believed the last valuation was made up to the 30th June, 1841, and was anxious to ascertain the number of policies in force on that day, and the number at present in existence. He also wished to know the average age of the assured. He would, in conclusion, ask one other question—namely, the number of deaths during the last five years, and whether there had been any material difference between the actual number and the number anticipated? (hear, hear).

The SECRETARY felt great pleasure in answering the questions which had been put by the able and intelligent gentleman who had just addressed the Meeting. With respect to the first question, he was not aware of any other Proprietary Office which had adopted the principle of laying by one-third of the profits. There could be no question that that principle had been a great drawback to the Company, with respect to the bonuses which had heretofore been declared; and it was a matter of astonishment to those who were acquainted with these matters how the Company had got on so well. Notwithstanding this great difficulty, the Society had done its full share of business. All difficulties had now been got over, and the plan of laying by one-third of the surplus would do more to increase the bonuses on future occasions than any other that could have been adopted. To prove that this system must act very beneficially, he might refer to the report of the Equitable Society, in which, after giving examples of its large bonuses, he found this statement:—"Among the causes which have contributed to these important results is the reservation at each annual division of one-third of the surplus fund for future appropriation." It was, therefore, quite evident that the prospects of this Company for the future were pre-eminently above those of all the other companies which had not been obliged to adopt this system, and every person connected with it might look forward with perfect confidence to extremely satisfactory bonuses (cheers). With respect to the mode of valuation, it was stated in the Report, that all the policies had been valued separately; and he would add, that all the lives had been valued at the increased age at which they had arrived on the 30th of June last. In reference to the question as to the reduction of premium, he begged to say that the bonus might be taken either way, and at any time. Another question put by Mr. NEISON was with regard to the number of policies. The number at the last division, five years ago, was 3140; and the number in existence now is 4,136 (hear, hear). The average age of lives on the books is 44. The number of deaths expected within the last year was 166; but he was happy to say the actual number which had occurred was only 58, being just one-half (applause). This was rather more favourable than the general average; but the same sort of mortality had existed during the five years, with little deviation (hear, hear).

In answer to a question by Mr. SHERMAN.

The SECRETARY said, that, in consequence of the enormous competition which had existed between the Life Offices for the last ten or twelve

years, several of the more recent ones had endeavoured to show a great bonus. In order to keep themselves alive, they had, on the first occasion, instead of dividing the profits up to that time, anticipated the future profits from the business upon their books. This was an extremely fallacious mode of proceeding, and must in time prove ruinous. It would, no doubt, have the effect of misleading some persons, by giving to the office a highly flourishing appearance, when that was not really the case. This Company had, however, laid by rather too much than too little, and had not encroached on any future profits.

Mr. NEISON had not the least hesitation in saying that the mode of valuation which this Society had rejected would have had the effect of anticipating future bonuses; and he was justified in that opinion by an essay read before the Philosophical Society of Edinburgh, by one of the most scientific writers on the subject. One feature connected with this Society deserving of great commendation was the minuteness of detail with which the valuations were made (hear, hear).

Dr. RABD inquired the average number of proposals for life assurance during the last five years, and the amount of money included in those proposals.

The SECRETARY.—The average Annual number of proposals was 557, and the amount proposed by them was 330,600l.

Mr. WISEMAN said the Report and the explanations which had been given were so satisfactory, that every one interested must feel obliged to the Directors for the manner in which they had conducted their affairs (applause). He wished particularly to impress on the notice of the Proprietors and the public the importance of the last paragraph in the Report, which invited the assured and the public to examine the state of their own affairs. If there was one mode of inspiring confidence better than another, it was that of giving on all occasions every possible information, and shewing no wish for concealment (hear, hear). He believed it would be desirable in future reports to give a general outline of the principles on which the Society's calculations were founded.

The SECRETARY said the original draft of the Report stated the exact mode; but the Directors thought so few persons would properly understand it, that it would be much better for parties to call at the office, where every information would be afforded (hear, hear).

Dr. CRUCEFIX expressed himself highly gratified with what had taken place. If he asked one or two questions he trusted they would not be considered as arising from idle curiosity. The first point on which he wished to ask a question related to the mode of arriving at the peculiar valuation respecting unhealthy lives. He also wished to know whether the Directors had considered another matter, which he had always thought of importance—the propriety of an insurer taking the value of the bonus in cash instead of its full amount being added to the policy, or his receiving it hit by hit in the reduction of premium.

The SECRETARY, in reply to the first question, said, that more than usual care was always taken in admitting diseased lives, and when they were admitted, they were taken at a corresponding premium. With respect to the second question, the Directors had no power at present to act in the manner suggested. Dr. CRUCEFIX did not seem to think the reduction of premium so important as it really is. To shew its effects he would mention one or two instances. In the year 1825, Archbishop Pott insured for 1000l. This being his fourth bonus, would not only have the effect of extinguishing the premium, but of adding the sum of 176l. to the policy (hear, hear).

A PROPRIETOR remarked that this was somewhat extraordinary.

The SECRETARY, in explanation, said that the four bonuses amounted to 406l. By taking an annuity instead, in reduction of his premium, he would obtain a larger amount than would pay the premium.

The Rev. E. J. WILCOCKS.—And for the rest of his life not have a shilling to pay (hear, hear).

The SECRETARY.—Yes; and beyond that there would be the addition to the policy to which he had alluded. He would mention another life, the insurance on which took place in 1827. The age was 61, and the premium 66l.; but by applying the bonus in a similar manner, the premium would now be reduced to 8l. He would just add another instance or two where two bonuses only had been given. A life, aged 59, was insured at a premium of 200l. That premium was now reduced to 55l. 5s. In another case the life was 61. The premium, which was 66l., is now reduced to 41l. And he begged to add, that, as the bonuses hereafter are expected to be larger, so almost most the reductions of premium at all ages be greater (hear, hear).

Dr. SHERMAN moved that the account and statements contained in the Report be approved.

Dr. DUNLAP seconded the motion.

Mr. FOWLER said he was desirous of ascertaining the relative position of this with other offices, and the number of offices started within the last five years.

Mr. NEISON said a great number had been projected, but he believed that fifty had come to maturity.

Mr. FOWLER asked whether other offices had been equally successful? The SECRETARY believed that a majority of the old offices had rather receded than gone forward. Many of the same-standing were not doing near so much business.

Dr. HUX wished to know the number of applications for policies, and the number of refusals.

The SECRETARY said the number of proposals during the last five years was 2784, out of which number 415 were declined.

A PROPRIETOR.—How many were effected?

The SECRETARY.—For the five years ending June, 1841, the number issued was 1837; for the last five years, 1692; being an increase of 53. To shew that the Society was progressing, he might add that the number issued during the last year was 801 (hear, hear).

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# The Jurist

No. 543—VOL. XI.

JUNE 5, 1847.

PRICE 1s.

\* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JUNE 5, 1847.

It appears that in the Bristol County Court an action was lately brought by a shoemaker, whose account against his customer very much exceeded 20*l.*, for a portion of the debt under 20*l.*, and that judgment was given for him. And this decision has afforded ground for some doubts and anxiety on the part of the public as to the effect of the 63rd clause of the 9 & 10 Vict. c. 90. The clause in question runs thus: "That it shall not be lawful for any plaintiff to divide any *cause of action*, for the purpose of bringing two or more suits in the said courts; but any plaintiff having cause of action for more than 20*l.*, for which a plaint might be entered under this act, if not for more than 20*l.*, may abandon the excess; and thereupon the plaintiff shall, on proving his case, recover an amount not exceeding 20*l.* And the judgment of the Court upon such plaint shall be in full discharge of all demands in respect of such cause of action, and entry of the judgment shall be made accordingly."

We are not apprised of the details of the Bristol case; but the judge appears to have held, that the plaintiff's whole demand was not *one* cause of action, but *several* causes of action; and, therefore, that, by recovering 20*l.* in one action, he was not precluded from bringing a further action for the remainder. The question, however, which this case has suggested is, whether a tradesman, dealing with his customer upon a given credit, say a quarter's credit, can, at the end of the quarter, bring several actions for the items composing the account. And the great difficulty suggested is that of determining what is meant in the statute by *cause of action*.

Now, the matter appears to us not very difficult, if we look at the common-sense view of it, and we shall find that that view is supported by authority.

If a tradesman, say a shoemaker, makes for me a pair of shoes and delivers them, and delivers and claims payment of his bill for the shoes, there, it is clear, is a distinct *cause of action*. If he delivers the shoes but makes no claim for payment, there is no cause of action, because, until there is a sufficient claim made and refused or neglected, there is plainly no actual *cause of action*, though there may be an *inchoate right of action*. If, therefore, a shoemaker makes me a dozen pair of shoes consecutively, without making any claim for payment, there is no cause of action till he does make a claim; and hence if, before he delivers any bill and claims payment, the amount of his claim exceeds 20*l.*, the cause of action is for more than 20*l.*, and obviously he cannot split his cause of action into several parts, and proceed in the county court by one action for the price of so many pairs of shoes as amount to 20*l.*, and by another action for the balance.

This view is, as we have said, supported by authority. In *Rez v. The Sheriff of Hertfordshire*, (1 B. & A. 672), (cited by Mr. Udall in his *Essay on the County Courts Act*, p. 49, notes), the application was for a writ to prohibit the sheriff from proceeding in two suits in his county court, at the suit of the same plaintiff against the same defendant, and it appeared that the facts were these: A. became indebted to B. in a sum not exceeding 40*s.* for the carriage of a parcel of goods; and in a month afterwards incurred another debt to B. not exceeding 40*s.*, for the carriage of a second parcel. B. brought two actions in the county court for the respective debts; and held, "that the causes of action were distinct, and that B. was entitled to sue separately for each demand. Lord Tenterden observed that this was not a splitting of actions. To be so, the cause of action must be one and entire; in these cases, the two items are perfectly distinct debts, the one having no connection with the other. The plaintiff might have sued for one before the other was

due, and that as he had a remedy for the first debt, so he must have one for the second." Now, the principle of this decision is, that separate grounds of claim form separate causes of action, provided, we conceive, separate claims are made in respect of them. But if the party having separate grounds of claim, elect to amalgamate them into one, and to make but one claim in respect of all, he treats the aggregate of his atoms of debt as one debt, and himself converts several causes of action into one cause of action.

No one can doubt, that, if a tradesman delivers a quarter's bill as a specific bill, he could bring an action on that bill before the next quarter's bill had become due. It is a perfectly distinct claim, and would be a distinct cause of action, whether there were or were not any subsequent dealing. Suppose him to go on supplying a customer for any given number of quarters without payment, delivering for each quarter a distinct bill, in no degree noticing the preceding one, could it be contended that he could not bring an action on any or either and each of the quarters' bills? But, if he thought fit, instead of taking that course, to run all the accounts one into the other, and at the end to lay one claim for the whole, then could it be any more doubted that he had changed the several claims into one claim, and the several causes of action into one cause of action? The whole question is one of construction of the contract between the parties, that is, of the *intention* of the parties. When I lend A., for example, from time to time money, taking notes for the separate loans, unquestionably I could proceed on each of the notes separately; but if, after a time, I cancel the separate notes, and take one note for the aggregate debt, as unquestionably I have made the contract one of a single debt instead of many debts, and could no longer proceed for the items separately, but only for the whole as one demand. Before the 9 & 10 Vict. c. 95, the point was of little importance, but it has now become of importance to consider the effect of varying the original contract between tradesman and customer, and we apprehend that everything, or nearly everything, will depend upon the time and mode of the claim. We cannot doubt that a tradesman supplying goods, for each item of which delivered he might maintain an action in the county court, if he sent in a distinct bill, and made a distinct and separate claim of payment, will be unable to proceed for more than 20*l.* if he delivers no account, and makes no claim till his claim exceeds 20*l.* But if a tradesman takes care to deliver and claim payment of his bill, as a distinct bill on a closed account, whenever it amounts to 20*l.*, we conceive that any county court would miscarry if it should refuse to give judgment in his favour, though he should bring fifty actions, provided he is not barred by the Statute of Limitations. It must not be forgotten, that in all cases, however much the cause of action exceeds 20*l.*, the plaintiff may recover for 20*l.*, if he will submit that the judgment in his favour shall be a bar against any further claim in respect of the whole sum, on the claim for which he grounded his action to recover the 20*l.*

We cannot conclude without noticing the grievous defect of the County Courts Act, that it affords no means of bringing a question before a superior court by way of appeal. Here, for instance, is a sort of case in which no one will be satisfied with county court law, and which, nevertheless, can in no way be brought before a superior court, either by way of appeal, or by way of case for its opinion, if once brought to trial in the county court. The 90th section of the act permits, under certain circumstances, the removal of a case into a superior court, where it has not been tried in the county court; but that power will obviously not at all answer the purpose of an appeal.

## COURT OF QUEEN'S BENCH.

TRINITY TERM.—10 VICTORIA.—June 3.

This Court will, on Monday the 14th, Tuesday the 15th, Wednesday the 23rd, Saturday the 26th, and Wednesday the 30th days of June instant, and on Thursday the 1st, Friday the 2nd, and Saturday the 3rd days of July next, hold sittings, and will proceed in disposing of the business in the Crown Paper, the New Trial Paper, and Special Paper; and will also hold a sitting on Wednesday the 7th day of July next, and give judgment in cases previously argued.

By the Court.

Lord Denman, C. J., delivered the judgment of the Court in—

May 29. Woolmer v. Toby.—Rule absolute for nonsuit. (See p. 426 of reports).

June 4. Stapleton v. Smith.—Rule refused. *Cummins v. Ince*.—Rule nisi.

Lord Denman, C. J., said, at the Sittings in Banc after Term, we shall, in the first instance, take all these cases in the Crown Paper which are of a criminal nature; afterwards we shall go into the New Trial Paper; and we shall also proceed to some extent with the Special Paper.

The following cases, standing for argument in the Crown Paper, will be taken at the Sittings in Banc after this Term:—

Reg. v. The Inhabitants of St. Giles in the Fields.	Reg. v. Reuben Hunt.
Reg. v. Charles Wright.	Reg. v. John Armitage.
John Keen v. Reg.	Reg. v. J. Chadwick, in error.
	Reg. v. Richard Dinn.

## COURT OF EXCHEQUER.

TRINITY TERM.—10 VICTORIA.—June 1.

This Court will hold sittings on Friday the 18th day of June instant, and on every following day thenceforth, (Sundays and Wednesday the 23rd day of June instant excepted), until and including Thursday the 8th day of July next; and at such sittings will proceed in disposing of the business then pending in the Paper of Demurrers, and in the Paper of New Trials, together with all Motions appointed to be brought on with any cause standing in the New Trial Paper; and also in giving judgment upon the Special Cases, Rules, and Motions then standing for judgment.

By the Court.

Read in open Court.—EDWARD BENNETT.

## EXCHEQUER CHAMBER.

The Court will sit to argue cases in error from the Queen's Bench, June 14, 15, and 23; Common Pleas, June 16 and 17; Exchequer, June 18 and 19.

Patteson, J., gave judgment in the case of *Thomson v. Hudson*, affirming the decision below.

## London Gazette.

TUESDAY, JUNE 1.

## BANKRUPTS.

SIDNEY STRONG, Watling-street, London, cigar manufacturer, June 8 at 2, and July 13 at half-past 11. Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Gill, Rivington-street, Hampstead-road.—Fiat dated May 22.

JAMES THOMAS SARSON, Brunswick-place, City-road, Middlesex, vinegar and mustard dealer, dealer and champagne man, June 11 at 2, and July 13 at 11. Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Weeks, The Kenhouse-yard.—Fiat dated May 29.

**SAMUEL HITCHIN**, Oxford-street, Middlesex, draper and mercer, June 8 at half-past 1, and July 13 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Reed & Co., Friday-st., Chancery-lane.—Fiat dated May 29.

**STEPHEN SLY**, Hinde-court, Fleet-street, London, engraver and printer, dealer and chapman, June 13 at half-past 1, and July 24 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Buchanan, 8, Basinghall-street.—Fiat dated May 29.

**WILLIAM SYKES**, Saville-place, Mile-end, Middlesex, carrier, carman, dealer and chapman, June 14 at half-past 2, and July 12 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Glynnes, Crescent, America-square.—Fiat dated May 31.

**FREDERICK HILL** and **WILLIAM CAM MONKHOUSE**, Montague-cloze, Southwark, Surrey, wharfingers and corn dealers, dealers and chapman, June 10 at 2, and July 9 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Willoughby & Co., Clifford's-inn.—Fiat dated May 27.

**WILLIAM HENRY BURGESS**, Skinner-street, Somers-town, Middlesex, and Great Tower-street, London, grocer and colonial dealer, dealer and chapman, June 11 at 2, and July 9 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. J. & T. Gole, 49, Lime-st., Leadenhall-street, City.—Fiat dated May 29.

**EDWIN HILLS**, St. Mary's-road, Peckham, Surrey, charcoal burner and manufacturer of naphtha, June 15 at 1, and July 13 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Mellersh, Godalming, Surrey; Holme & Co., New-inn.—Fiat dated May 24.

**JOSEPH GLUE**, Derby, victualler, dealer and chapman, June 11 and July 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sols. Smith, Derby; Scargill, Hutton-garden, London.—Fiat dated May 17.

**JOHN SPRAY**, Carlton, Godling, Nottinghamshire, frame smith, June 11 and July 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sol. Patchett, Nottingham.—Fiat dated May 19.

**CEPHAS SAVAGE**, Chesterfield, Derbyshire, builder, carpenter, and joiner, dealer and chapman, June 11 and July 2 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Busby, Chesterfield; Palmer & Co., Bedford-row, London.—Fiat dated May 24.

**WILLIAM DAVIS**, Preston, Lancashire, timber merchant and line burner, June 11 and July 2 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Howard & Harrison, Preston; Norris & Co., 90, Bedford-row, London.—Fiat dated May 25.

**EBENEZER LETHBRIDGE**, Plymouth, Devonshire, merchant, dealer and chapman, June 15 and July 7 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Kelly, Plymouth; Stogdon, Southernhay, Exeter.—Fiat dated May 20.

**RALPH SHERATON**, Ision-green, Lenton, Nottinghamshire, cabinet maker, dealer and chapman, June 11 and July 2 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Brown, Nottingham; Jones & Co., John-street, Bedford-row, London.—Fiat dated May 25.

**CHARLES HENRY PERRY**, Liverpool, baker and flour dealer, June 14 and July 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Morecroft & Son, Liverpool; Chester & Co., 11, Staple-inn, London.—Fiat dated May 24.

## MEETINGS.

*John W. Fielder*, Thavies-inn, Holborn-hill, London, lace merchant, June 15 at 11, Court of Bankruptcy, London, last ex.—*John Howard* and *Wm. Basson*, High-street, Deptford, Kent, tailor, June 15 at 12, Court of Bankruptcy, London, last ex.—*Augusta Sophia Tipper*, *Henry Roe Tipper*, and *Alfred Tipper*, Upper Thames-street, London, and Barton-mills, Buckinghamshire, wholesale stationers, June 8 at 2, Court of Bankruptcy, London, last ex.—*William C. Ellis*, Charenton-terrace, Pentonville, Middlesex, and Poulton, London, merchant, June 11 at 1, Court of Bankruptcy, London, last ex.—*Charles Proctor*, Witham, Essex, wine merchant, June 11 at 12, Court of Bankruptcy, London, last ex.—*Fredericks Richels* and *Trevnen James*, Moorgate-st., London, merchants, June 22 at half-past 11, Court of Bankruptcy, London, and ac.—*Alexander Rainey*, Regent-street, Piccadilly, Middlesex, estate agent, June 25 at 1, Court of

Bankruptcy, London, and ac.—*Thos. Buckle*, Barnard Castle, Durham, draper, June 24 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Jackson Prince*, Coxhoe, Durham, grocer, June 22 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; June 24 at 11, div.—*Benj. Crowther*, Mirfield, Yorkshire, maltster, June 24 at 10, District Court of Bankruptcy, Leeds, and ac.—*Edw. Pettett* and *W. Newton*, Lancaster-place, Strand, Middlesex, navy agents, June 29 at 1, Court of Bankruptcy, London, and ac.—*Richard Peake*, Bury, Hertfordshire, farmer, June 22 at half-past 12, Court of Bankruptcy, London, and ac.—*David Heard* the elder, Barking, Essex, smack owner, June 29 at half-past 1, Court of Bankruptcy, London, and ac.—*John Barlow* the elder and *James Gill*, Calvert's-buildings, Southwark, Surrey, and Maidstone, Kent, hop factors, June 23 at half-past 1, Court of Bankruptcy, London, and ac.—*D. W. Acraman*, *Wm. Edw. Acraman*, *Alfred J. Acraman*, *Wm. Morgan*, *Thomas Holroyd*, and *Jas. Norrway Franklyn*, Bristol, ship builders, June 25 at 11, District Court of Bankruptcy, Bristol, and ac.; June 28 at 12, div. sep. est. of *J. N. Franklyn*.—*Charles Ogilvie* and *William MacNeilie*, Liverpool, soap manufacturers, June 22 at 12, District Court of Bankruptcy, Liverpool, and ac. sep. est. of *C. Ogilvie*.—*John Webster* and *Joseph Harrison*, Liverpool, merchants, June 22 at 12, District Court of Bankruptcy, Liverpool, and ac. sep. est. of *J. Webster*.—*John W. Hanes*, Liverpool, architectural ornament manufacturer, June 23 at 11, District Court of Bankruptcy, Liverpool, and ac.—*S. A. Goddard* and *Richard Hill*, Birmingham, merchants, June 30 at 11, District Court of Bankruptcy, Birmingham, and ac.—*George Jull*, Leamington, Warwickshire, grocer, June 30 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Joseph Wilday*, Birmingham, hotel keeper, June 24 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Geo. Whitfield*, Nottingham, soda water manufacturer, June 25 at 11, Exchange-rooms, Nottingham, and ac.—*Elis. Preston*, Nottingham, commission agent, June 25 at 11, Exchange-rooms, Nottingham, and ac.—*Wm. Morphen*, Seven Oaks, Kent, linen draper, June 22 at 12, Court of Bankruptcy, London, div.—*George Flintoff*, Plymouth, Devonshire, bookseller, June 22 at 1, Court of Bankruptcy, London, div.—*Joe. H. Hipwood*, Cornhill, London, merchant, June 22 at 1, Court of Bankruptcy, London, div.—*George Wheldon*, Dudley, Worcestershire, clothier, June 23 at 11, District Court of Bankruptcy, Birmingham, and ac. and div.—*T. Bateman*, Coventry, Warwickshire, victualler, June 23 at 11, District Court of Bankruptcy, Birmingham, and ac. and div.—*Saml. Tildesley* the younger, Leamington, Warwickshire, coal dealer, July 1 at 11, District Court of Bankruptcy, Birmingham, and ac. div.—*James Hill*, Wisbech St. Peters, Isle of Ely, Cambridgeshire, and *Thomas Hill*, Peterborough, Northamptonshire, merchants, June 25 at 11, Exchange-rooms, Nottingham, and ac. div.—*James Lambert*, Moamouth, draper, June 24 at 12, District Court of Bankruptcy, Bristol, div.—*William Richardson*, Newcastle-upon-Tyne, glass manufacturer, June 22 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Emerson George Muddock*, Clerkenwell-green, Clerkenwell, Middlesex, glass cutter, June 23 at 12, Court of Bankruptcy, London.—*William Bond*, Holborn-hill, London, licensed victualler, June 23 at 12, Court of Bankruptcy, London.—*Wm. Denyer*, Littlehampton, Sussex, plumber, June 24 at 12, Court of Bankruptcy, London.—*Edw. Scophage*, Cromer, Norfolk, victualler, June 22 at 11, Court of Bankruptcy, London.—*James Johnson*, High-street, Bloomsbury, Middlesex, bookseller, June 22 at 1, Court of Bankruptcy, London.—*Alexander Inglis*, Portsea, Southampton, draper, June 23 at 11, Court of Bankruptcy, London.—*R. Parker*, New Inn-yard, Old Bailey, London, carrier, June 22 at half-past 11, Court of Bankruptcy, London.—*Thos. Barracough*, Skircoat, Halifax, Yorkshire, woollen cloth manufacturer, June 24 at 10, District Court of Bankruptcy, Leeds.—*Thos. Sanderson*, Leeds, Yorkshire, corn factor, June 24 at 10, District Court of Bankruptcy, Leeds.—*Matthew Johnson*, Leeds, Yorkshire, spindle maker, June 24 at 10, District Court of Bankruptcy, Leeds.—*Richard Vause*, Kingston-upon-Hull, merchant, June 23 at 10, District Court of Bank-

ruptcy, Kingston-upon-Hull.—*J. Dearman Dunnick*, Nottingham, lace manufacturer, June 25 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before June 22.

*Jules Rochat*, St. Martin's-lane, Middlesex, jeweller.—*Archibald Leslie*, St. Dunstan's-hill, London, merchant.—*John Clarke*, Great Castle-street, Regent-street, Middlesex, painter.—*John Halstead*, Radcliffe, near Manchester, cotton manufacturer.—*John Pearson*, Newcastle-upon-Tyne, fell-monger.—*John Hastings*, Kingston-upon-Hull, draper.—*S. Bateman Holder*, London, merchant.—*Josiah Slough*, Twickenham, Middlesex, baker.—*Richard Dix*, Wells, Somersetshire, saddler.—*Richard Hamlin*, Blenheim-street, Oxford-street, Middlesex, tailor.—*Mary Grimes*, Cheltenham, Gloucestershire, saddler.—*Richard Benson*, Liverpool, share broker.

#### FIAT ANNULLED.

*Thomas William Green Stevens*, Bampton, Oxfordshire, hackney master, and letter of horses for hire.

#### PARTNERSHIPS DISSOLVED.

*Neild & Unwin*, Ely-place, Holborn, attorneys at law.—*W. Ffooks*, *Henry Charles Goodden*, and *Thomas Ffooks*, Sherborne, Dorsetshire, attorneys and solicitors, (so far as regards the said Henry Charles Goodden).

#### SCOTCH SEQUESTRATION.

*John Primerose Bertram*.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Mullins*, Lychett Minster, Dorsetshire, dealer in cattle, June 17 at 11, Court of Bankruptcy, London.—*James Ayers*, Northampton, butcher, June 16 at 11, Court of Bankruptcy, London.—*James George Southwood*, Star-street, Paddington, Middlesex, bricklayer, June 17 at 11, Court of Bankruptcy, London.—*John Webb*, Balsam, Cambridge-shire, wheelwright, June 17 at 1, Court of Bankruptcy, London.—*James Edgeler*, Hurtmoor, near Godalming, Surrey, timber measurer, June 17 at 1, Court of Bankruptcy, London.—*Wm. Simpole*, March, Isle of Ely, Cambridgeshire, farmer, June 17 at 1, Court of Bankruptcy, London.—*Sam. Simon Abraham* and *Benjamin Abraham*, Little Alie-street, Goodman's-fields, Middlesex, watch manufacturers, June 17 at 1, Court of Bankruptcy, London.—*John Loader*, junior, Reading, Berkshire, bootmaker, June 2 at half-past 2, Court of Bankruptcy, London.—*Edward Argent*, Newmarket, Cambridgeshire, carter, June 2 at half-past 2, Court of Bankruptcy, London.—*Sam. Clinch Boyce*, Dowgate-hill, London, accountant, June 11 at half-past 1, Court of Bankruptcy, London.—*Thomas Harber*, Colchester, Essex, cordwainer, June 11 at half-past 1, Court of Bankruptcy, London.—*William Ellis*, Upton-cum-Chalvey, near Slough, Buckinghamshire, farm labourer, June 11 at 2, Court of Bankruptcy, London.—*Stephen Jefferies*, Ebley, Stonehouse, Gloucestershire, retailer of beer, June 22 at 11, District Court of Bankruptcy, Bristol.—*Ellen Oldham*, Stockport, Cheshire, innkeeper, June 7 at 12, District Court of Bankruptcy, Manchester.—*Nancy Dawson*, widow, Whitefield, Pilkington, Prestwich, Lancashire, grocer, June 11 at 12, District Court of Bankruptcy, Manchester.—*John Charles*, Weymouth, Dorsetshire, letter carrier, June 10 at 1, District Court of Bankruptcy, Exeter.—*Wm. Proul*, Instart, Devonshire, farmer, June 8 at 11, District Court of Bankruptcy, Exeter.—*Henry Ellis*, Howden-dyke, near York-shire, mariner, June 23 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*George Horsemann*, Camerton, Ryhill, Yorkshire, blacksmith, June 23 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Jos. Stamford*, Aldborough, Holderness, Yorkshire, relieving officer to the guardians of the poor-law union at Skirlaugh, June 23 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Chas. Barrow*, Beverley, Yorkshire, warehouseman, June 23 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Jones*, Carregmaen-di-gochwyn, Llanarmon in Yale, Denbighshire, stone mason, June 9 at 12, District Court of Bankruptcy, Liverpool.—*Richard Boweman*, Liverpool, grocer, June 9 at 11, District Court of Bankruptcy, Liverpool.—*David Rogerson*, Edleston, near Nantwich, Cheshire, farmer, June 8 at 12, District Court of Bankruptcy, Liver-

pool.—*Henry Leach*, Liverpool, dramatic performer, June 9 at 11, District Court of Bankruptcy, Liverpool.—*Mary Bingham*, Cheltenham, Gloucestershire, upholsterer, June 11 at 11, District Court of Bankruptcy, Bristol.—*W. Harvey*, Congleton, Cheshire, silk weaver, June 8 at 12, District Court of Bankruptcy, Liverpool.

Saturday, May 29.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thos. Bayly Smith*, Blythe-cottage, Blythe-lane, Hammer-smith, Middlesex, inspector of police, No. 58,637 T.; James Morgan, assignee.—*John Forbes*, Camden-grove, Peckham, Surrey, carpenter, No. 58,845 T.; James Smith, assignee.—*James Spearman*, Ipswich, Suffolk, dyer, No. 67,919 C.; J. Pells and George Mudd, assignees.—*Solomon Lucas*, Henry-st., Pentonville, Middlesex, bottle merchant, No. 58,669 T.; Joseph Coulthard, assignee.

Saturday, May 29.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:— (On their own Petitions).

*Francis Gosling Alton*, Broad-st.-buildings, London, brewer to a wine and spirit shades in the Debtors Prison for London and Middlesex.—*Thos. Constable*, Great Windmill-st., Haymarket, Middlesex, tobacco dealer: in the Queen's Prison.—*Charles Dyer*, Apollo-buildings, Walworth, Surrey, commercial clerk: in the Debtors Prison for London and Middlesex.—*John Fogarty*, Charles-street, Drury-lane, Middlesex, coal dealer: in the Debtors Prison for London and Middlesex.—*Daniel Gibsons*, Hill-street, Montpelier-square, Brompton, Middlesex, not in any business: in the Queen's Prison.—*Sam. Bartram*, Whitechapel-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Benj. Smith Fairbrother*, High Holborn, Middlesex, check taker at the Princess's Theatre: in the Debtors Prison for London and Middlesex.—*Wm. Adams*, Doughty-st., Mecklenburgh-square, Middlesex, vendor of medicine: in the Debtors Prison for London and Middlesex.—*Jas. Forams*, Lowestoft, Suffolk, journeyman butcher: in the Gaol of Ipswich.—*Charles Blyth*, Colchester, Essex, cattle dealer: in the Gaol of Chelmsford.—*Chas. Geo. Bridges*, West Throok, Essex, farmer's servant: in the Gaol of Chelmsford.—*Evans Jones*, Brynnes-gob, Llanrwst, Denbighshire, corn dealer: in the Gaol of Ruthin.—*Wm. Dumas*, Durham, cartwright: in the Gaol of Durham.—*Thos. Linwood*, Millburngate, near Durham, tailor: in the Gaol of Durham.—*John Britten*, Peter-gate, York, assistant to a grocer: in the Gaol of York.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, June 16, at 9.

*George Marshall*, Edward-st., Langham-place, Middlesex, teacher of music.—*Augustus Wells*, Somerset-place, New-road, Mile-end, Middlesex, out of business.—*Abram Elizee Piguet*, Richmond-buildings, Dean-st., Soho, Middlesex, watch-case maker.—*Thos. Fred. Adams*, Little Tower-street, Great Tower-st., London, vellum binder.—*Henry Blackler Stone*, Liverpool-st., Bishopsgate-st., London, baker.—*John M'Gregor*, Bath-place, Deptford-lane, Peckham, Surrey, warehouseman to a woollen merchant.

FRIDAY, JUNE 4.

#### BANKRUPTS.

**THOMAS HOLMES**, Belgrave-street South, Finsloe, and Hereford-square, Brompton, both in Middlesex, builder, June 11 at 1, and July 13 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Rhodes & Lane, Chancery-lane.—Fiat dated June 4.

**HUGH PHILLIPS**, Tothill-street, Westminster, Middlesex, linendraper, hosier, and haberdasher, dealer and chapman, June 15 at 2, and July 13 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Heazman, Basing-lane, London.—Fiat dated June 1.

**JOHN LOCKWOOD**, Upper Baker-street, Dorset-square, Middlesex, builder, dealer and chapman, June 18 at 2, and July 17 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Bicknell & Bicknell, 79, Connaught-terrace, Edgeware-road.—Fiat dated June 8.

**JAMES M'KENNA**, George-street, Hanover-square, and Russell-street, Chelsea, both in Middlesex, tailor, dealer and chapman, June 10 at half-past 12, and July 14 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Linksters, Leadenhall-street.—Fiat dated June 2.

**WILLIAM WAGSTAFF**, Liverpool, cabinet maker, June 17 and July 12 at 11, District Court of Bankruptcy, Liverpool; Off. Ass. Morgan; Sols. Tyrer, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated May 31.

**RICHARD BOSUSTOW**, Redruth, Cornwall, grocer, dealer and chapman, June 17 and July 8 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Keddell & Co., Lime-street, London.—Fiat dated June 1.

**JAMES UDALE**, Oakmoor, Staffordshire, corn and flour dealer, dealer and chapman, June 19 and July 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Ralph Bagshaw, Uttoxeter.—Fiat dated May 26.

**GEORGE WHITELEY**, Bradford, Yorkshire, hatter, dealer and chapman, June 15 and July 13 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Lee, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated May 29.

**JOHN BURRELL**, Wakefield, Yorkshire, surgeon and apothecary, June 15 and July 13 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Westmorland & Taylor, Wakefield; Gregory & Co., Bedford-row, London.—Fiat dated May 31.

**CHARLES TWIGG**, Birmingham, button maker, dealer and chapman, June 17 at 11, and July 10 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Messrs. Motteram & Knowles, Birmingham.—Fiat dated May 27.

**WILLIAM ANN**, Hambrook, Winterbourne, Gloucestershire, butcher and cattle dealer, June 18 at 11, and July 16 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Gray, Bristol.—Fiat dated May 29.

**JAMES COLLINS and JOHN COLLINS**, Bath, Somersetshire, jewellers and toyman, dealers and chapman, June 18 at 12, and July 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Drake, Bath.—Fiat dated May 27.

**JOHN JUDD**, Brynmsaw, Brecon, shopkeeper, dealer and chapman, June 18 and July 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Hopkins, Bristol; Hudson, Bloomsbury-square, London.—Fiat dated May 29.

**JOHN COX**, Bishopwearmouth, Durham, grocer and flour dealer, June 11 and July 15 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sol. Cooper, Sunderland.—Fiat dated May 21.

**WILLIAM TENCH**, Winton, Durham, grocer and draper, June 11 at half-past 10, and July 15 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. T. & W. Chater, Newcastle-upon-Tyne.—Fiat dated May 28.

#### MEETINGS.

*Anthony George Wright Biddulph, John Wright, Henry Robinson, and Edmund Wm. Jennings*, Henrietta-street, Covent-garden, Middlesex, bankers, June 15 at half-past 1, Court of Bankruptcy, London, pr. d.—*John Greville Fensell*, King-st., Holborn, Middlesex, child bed linen dealer, June 17 at 12, Court of Bankruptcy, London, pr. d.—*Hen. King*, North-end, Fulham, Middlesex, victualler, June 25 at half-past 1, Court of Bankruptcy, London, aud. ac.—*John Haly*, Surrey-st., Strand, Middlesex, merchant, June 28 at 2, Court of Bankruptcy, London, aud. ac.—*Sam. Boord*, Bristol, woollen draper, July 5 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*Richard Blundell*, Liverpool, distiller, June 28 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Richard Blundell*, Hooton, Cheshire, banker, June 28 at half-past 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Tanturn*, Nottingham, tobacco dealer, June 25 at 11, Exchange-rooms, Nottingham, aud. ac.—*Wm. Henry Hodding*, Gloucester-place, Portman-square, Middlesex, surgeon, June 25 at half-past 11, Court of Bankruptcy, London, div.—*Alfred Fielder*, Alton, Southampton, brewer, June 25 at 12, Court of Bankruptcy, London, div.—*Henry Malcolm Low and Wm. Marcus Westerman*, Calcutta, merchant, June 28 at 2, Court of Bankruptcy, London,

div.—*John Beaton*, Upper-st., Islington, Middlesex, tailor, June 25 at half-past 12, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*Charles Cownden*, Fore-street, Lambeth, Surrey, boat builder, June 25 at 11, Court of Bankruptcy, London.—*Francis Chamness*, Bishop's-road, Paddington, Middlesex, linen draper, June 25 at 11, Court of Bankruptcy, London.—*Jabez Russell* the younger, Whittlesea, Isle of Ely, Cambridgeshire, builder, June 25 at 2, Court of Bankruptcy, London.—*John Haly*, Surrey-st., Strand, Middlesex, merchant, June 28 at half-past 2, Court of Bankruptcy, London.—*Joseph Softlaw*, Adelaide-place, London-bridge, London, wine merchant, June 26 at 12, Court of Bankruptcy, London.—*Rich. Satchell* the younger, Winsley-st., Oxford-street, and Hyde, near Hendon, Middlesex, cowkeeper, June 25 at half-past 12, Court of Bankruptcy, London.—*Thos. Stivill*, Liverpool, publican, June 25 at 12, District Court of Bankruptcy, Liverpool.—*Ed. Rogers*, Liverpool, licensed victualler, June 25 at 12, District Court of Bankruptcy, Liverpool.—*Michael M'Donnell*, Liverpool, ship broker, June 25 at 12, District Court of Bankruptcy, Liverpool.—*Thomas Slattery*, Liverpool, corn broker, June 25 at 12, District Court of Bankruptcy, Liverpool.—*Robert Dickinson*, Foulton in the Fyde, Lancashire, maltster, June 25 at 12, District Court of Bankruptcy, Liverpool.—*James Dances*, Liverpool, merchant, June 26 at 11, District Court of Bankruptcy, Liverpool.—*Henry Worthington*, Eccleshill, Lancashire, cotton manufacturer, June 28 at 12, District Court of Bankruptcy, Manchester.—*Jos. Winder*, Hampson-mills, near Bury, and Salford, Lancashire, bleacher, June 28 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 25.*

*James Hill*, Leeds, Yorkshire, share broker.—*H. Booth, James Booth, and Thomas Booth*, Haughton, Lancashire, hat manufacturers.—*Thos. M'Entee*, Liverpool, provision merchant.—*John Branton*, Birkenhead, Cheshire, commission agent.—*J. Bramall*, Ashton-under-Lyne, Lancashire, grocer.—*John Brown*, Great Queen-street, Lincoln's-inn-fields, Middlesex, carver and gilder.

#### FIAT ANNULLED.

*John Richard Deleon*, St. Thomas-street, Southwark, Surrey, hop merchant.

#### SCOTCH SEQUESTRATIONS.

*Buchen, Brothers*, Glasgow, West India merchants.—*Fyesser & Smith*, Thurso, merchants.—*Wm. Brown*, Glasgow, builder.—*John P. Bertram*, Edinburgh, writer to the Signet.

#### INSOLVENT DEBTORS

*Who have fled their PETITIONS in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*George Parsons*, Sylvan-grove, Old Kent-road, Surrey, attorney and solicitor, June 24 at 11, Court of Bankruptcy, London.—*Charles Butcher*, Warwick-lane, London, auctioneer, June 11 at half-past 12, Court of Bankruptcy, London.—*Peter Macdonald*, Half-moon-street, Piccadilly, Middlesex, and Bread-street, Chapside, London, assistant to a linen manufacturer, June 11 at 12, Court of Bankruptcy, London.—*Elis. Catton*, Lane-end, Great Marlow, Buckinghamshire, widow, out of business, June 11 at half-past 12, Court of Bankruptcy, London.—*George Linsley*, Margaret-street, Cavendish-square, St. Marylebone, Middlesex, composer of music, June 11 at half-past 12, Court of Bankruptcy, London.—*Jan. Shead*, Halsted, Essex, butcher, June 17 at half-past 11, Court of Bankruptcy, London.—*Robert Boulton*, Lamb-st., Christchurch, Spitalfields, Middlesex, warehouseman, June 17 at 11, Court of Bankruptcy, London.—*Wm. Robson*, High-street, Notting-hill, Middlesex, out of business, June 17 at 11, Court of Bankruptcy, London.—*George Goldsack* the younger, Woolwich, Kent, engineer, June 17 at 11, Court of Bankruptcy, London.—*George Wheeler*, Jamaica-row, Bermondsey, Surrey, wharfinger, June 17 at 2, Court of Bankruptcy, London.—*Robert Brown*, Nottingham, warehouseman, June 11 at half-past 10, Exchange-rooms, Nottingham.—*Wm. Halford*, Leicester, licensed victualler, June 11 at half-past 10, Exchange-rooms, Nottingham.—*Wm. Bell*,

## London Gazette.

TUESDAY, June 8.

## BANKRUPTS.

**JOHN THOMAS CREMER**, St. Mary-axe, London, merchant, dealer and chapman, June 15 at 12, and July 20 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. M'Leod & Co., London-street, Fenchurch-street.—Fiat dated June 3.

**WILLIAM HENRY NOYES**, Longparish, Southampton, relieving officer of the poor for the Longparish district of the Andover Union, and registrar of births and deaths in the same district, dealer and chapman, June 15 at half-past 11, and July 20 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Lee, Winchester; Gregory, Adam-st., Adelphi.—Fiat dated June 3.

**JOSEPH WEBDALE**, Luton, Bedfordshire, draper, perfumer, dealer and chapman, June 15 at half-past 12, and July 20 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Beart, Bouverie-street, Fleet-street.—Fiat dated June 2.

**JAMES PARKER**, Clapham, Surrey, corn chandler, dealer and chapman, June 15 at 1, and July 20 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Messrs. Kirkman, Lawrence Pountney-lane.—Fiat dated May 7.

**ROBERT LAVERS**, Southampton, grocer, dealer and chapman, June 16 and July 13 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Fitch, 23, Southampton-street, Bloomsbury.—Fiat dated June 2.

**JOSEPH AGER**, Northampton, boot and shoe manufacturer, dealer and chapman, June 18 at 11, and July 20 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Dennis, Northampton; Hensman, Rasing-lane, Bow-lane, Cheapside.—Fiat dated May 28.

**WILLIAM SMITH BROWN** the elder and **WILLIAM SMITH BROWN** the younger, Broad-street, Ratcliff, Middlesex, sail makers and ship chandlers, dealers and chapmen, June 18 at 2, and July 20 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Soles & Turner, Aldermanbury, London.—Fiat dated June 5.

**WILLIAM DICKEN**, Brentford-end, Isleworth, Middlesex, grocer and cheesemonger, dealer and chapman, June 14 at half-past 1, and July 19 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Allen & Co., Queen-street, Cheapside.—Fiat dated June 7.

**JAMES HOLMYARD**, Ogle-street, Foley-place, and Foley-st., Middlesex, furniture broker, cabinet maker, dealer and chapman, June 17 and July 26 at 11, Court of Bankruptcy, London; Off. Ass. Green; Sol. Serrell, South-square, Gray's-inn.—Fiat dated June 5.

**WILLIAM SIMS**, Great Queen-street, Lincoln's-inn-fields, Middlesex, coach and harness maker, June 17 at 11, and July 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Hall & Co., Verulam-buildings, Gray's-inn.—Fiat dated June 4.

**THOMAS BEWLEY**, Moulsham, Chelmsford, Essex, iron manufacturer, dealer and chapman, June 18 and July 26 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Wright & Co., London-street, Fenchurch-street.—Fiat dated May 31.

**CHARLES CURME**, Hilperton, Wiltshire, common brewer, (trading under the firm or style of Charles Curme & Co.), June 18 and July 16 at 12, Court of Bankruptcy, London: Off. Ass. Hutton; Sols. Nash, Bristol; Blowers & Co., Lincoln's-inn-fields, London.—Fiat dated May 28.

**TULLIUS PRIEST FAY**, Liverpool, surgeon dentist, dealer and chapman, June 18 and July 13 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sol. Woodburn, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated June 4.

**EDWARD MESNARD** and **JOHN HUDSON**, Newcastle-upon-Tyne, merchants, dealers and chapmen, June 15 at 11, and July 15 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Forster, Newcastle-upon-Tyne; Turnbull, Hartlepool; Meggison & Co., 3, King's-road, Bedford-row, London.—Fiat dated May 29.

**BENJAMIN BOWEN**, Bristol, coal merchant, June 22 at 12, and July 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Millar; Sol. Ayrre, Bristol.—Fiat dated June 3.

**HENRY COLE**, Birkenhead, Cheshire, builder, June 18 and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Watson & Co., Liverpool; Gregory & Co., Bedford-row.—Fiat dated June 3.

**JOHN ASHCROFT**, Texteth-park, Liverpool, timber broker, measurer, and dealer, dealer and chapman, June 21 and July 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Frodham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated June 3.

**THOMAS COX**, Manchester, wine and spirit merchant, dealer and chapman, June 23 and July 19 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Cooper, Manchester; Michael, 9, Red Lion-square, London.—Fiat dated June 3.

**THOMAS JAMES BIRCH**, Pendleton, Lancashire, tea dealer and grocer, dealer and chapman, June 15 and July 13 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sutton, Manchester; Milne & Co., Temple, London.—Fiat dated May 25.

## MARRIAGES.

*Thomas Lawrence*, Reading, Berkshire, draper, June 19 at 11, Court of Bankruptcy, London, last ex.—*Charles Ternan* and *Charles Ternan* the younger, Polygon, Somers'-town, Middlesex, builders, June 19 at 12, Court of Bankruptcy, London, last ex.—*John Andrew*, Crawley-street, Oakley-sq., St. Pancras, Middlesex, bookseller, June 21 at 1, Court of Bankruptcy, London, last ex.—*John Webb Fielder*, Twickenham, Holborn-hill, London, lace merchant, June 20 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Ames*, Whitstable, Kent, coal merchant, June 30 at half-past 2, Court of Bankruptcy, London, aud. ac.—*Charles Brown*, Somerset-street, Aldgate, London, plumber, June 30 at 11, Court of Bankruptcy, London, aud. ac.—*John Humphrey*, North Walsham, Norfolk, grocer, June 30 at 2, Court of Bankruptcy, London, aud. ac.—*Robert Tate*, Regent-street, Middlesex, silversmith, June 30 at 1, Court of Bankruptcy, London, aud. ac.—*John Laxton*, Cheshunt, Hertfordshire, linen draper, June 30 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Edw. Thome*, Twickenham, Middlesex, tea dealer, June 30 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Nicholas Temperley*, King William-street, London, coal merchant, and Newcastle-upon-Tyne, draper, June 29 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Edward Tibbey*, Frith-street, Soho, Middlesex, diamond merchant, June 30 at 2, Court of Bankruptcy, London, aud. ac.—*G. Hilton*, Hythe, Kent, grocer, June 29 at 11, Court of Bankruptcy, London, aud. ac.—*Richard Parker*, New-inn-yard, Old Bailey, London, carrier, June 29 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Borrowdale*, Brantwaite, Cumberland, paper manufacturer, June 30 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Straker*, *George Walker*, and *Thomas Brown*, Jarrow, Durham, ship builders, June 30 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*W. Wallis*, Newcastle-upon-Tyne, grocer, June 30 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*G. Walker*, Newcastle-upon-Tyne, ship broker, July 1 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*A. Halliley* and *Richard Halliley*, Wigton, Cumberland, calico printers, July 1 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Samuel Chadwick*, *James Chadwick*, and *J. Chadwick*, Heywood, Lancashire, cotton spinners, July 1 at 12, District Court of Bankruptcy, Manchester, aud. ac.; July 2 at 12, fin. div.—*Wm. Tansum*, Nottingham, tobacco dealer, June 25 at 11, Exchange-rooms, Nottingham, aud. ac.—*Charles Hallett* and *Charles Parker*, Thornton-st., Dock-head, Bermondsey, Surrey, and Minories, London, linendrapers, June 29 at 11, Court of Bankruptcy, London, div.—*Henry Goldmid*, Linton, Kent, wine merchant, June 29 at 2, Court of Bankruptcy, London, div.—*William Balingier*, Swansea, Glamorganshire, maltster, July 1 at 11, District Court of Bankruptcy, Bristol, div.—*Edw. Francis Davis*, Bristol, ironmonger, July 1 at 11, District Court of Bankruptcy, Bristol, div.

## CONTENTS.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John Davey Langmead*, Judd-street, Middlesex, draper, June 30 at 11, Court of Bankruptcy, London.—*Herbert Thomas*, Carmarthen, linedraper, June 22 at 1, Court of Bankruptcy, London.—*Henry Buscher*, Lamb's Conduit-st., Middlesex, painter, June 29 at 2, Court of Bankruptcy, London.—*D. Davies*, Lydney, Gloucestershire, coal master, July 1 at 11, District Court of Bankruptcy, Bristol.—*Wm. Henry Wilson*, Kingston-upon-Hull, merchant, June 30 at 10, District Court of Bankruptcy, Leeds.—*T. Jones James*, Chalfont, Conover, Shropshire, corn dealer, July 3 at 12, District Court of Bankruptcy, Birmingham.—*J. Bretherick*, Newlay, Bramley, Yorkshire, dyer, June 29 at 10, District Court of Bankruptcy, Leeds.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before June 29.

*John Haskins Gandell*, Rock-ferry, Cheshire, dealer and chapman.—*Samuel Cubitt*, Colchester, Essex, clothier.—*B. Billings*, Harlow, Essex, victualler.—*Joshua Forber*, Liverpool, watch maker.—*Wilson Dickinson*, Manchester, saddler.—*Robert Kirke*, Llanelly, Carmarthenshire, coal dealer.—*Tamaris Sarah Buttifant*, Norwich, haberdasher.—*Samuel Noller*, Debenham, near Stoneham, Suffolk, common carrier.—*John Skirt*, Broad-street, Lambeth-butts, Surrey, grocer.—*George Crossland*, Leeds, Yorkshire, soap boiler.

## SCOTCH SEQUESTRATIONS.

*James Allan & Co.*, Glasgow, merchants, and Johnston, cotton spinners.—*J. & C. Watt*, Glasgow, fruit merchants.—*John Gibson*, Cairn-muir, near West Linton, Peebles, farmer.—*John Crease*, Edinburgh, merchant.—*Thomas Farguhar*, Glasgow, shawl manufacturer.

## INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Stodart*, Sebbon-street, Islington, Middlesex, writing clerk, June 15 at 11, Court of Bankruptcy, London.—*John Bridges*, Chatham, Kent, out of business, June 15 at 12, Court of Bankruptcy, London.—*Wm. Cook*, Church-street, Blackfriars-road, Surrey, builder, June 15 at 11, Court of Bankruptcy, London.—*James William Brooks*, Elizabeth-terrace, St. Luke's, Chelsea, Middlesex, clerk to an assurance corporation, June 15 at half-past 12, Court of Bankruptcy, London.—*Arthur Canadale*, Woolwich, Kent, fancy biscuit baker, June 15 at 1, Court of Bankruptcy, London.—*Rich. Bell* the younger, Great Suffolk-street, Southwark, Surrey, oilman, June 15 at 1, Court of Bankruptcy, London.—*Thos. Wells*, Great Yarmouth, Norfolk, beer-shop keeper, June 15 at 11, Court of Bankruptcy, London.—*William Groves*, Carisbrooke, Isle of Wight, Southampton, carpenter, June 15 at 12, Court of Bankruptcy, London.—*John Meredith*, Mill-yard, Gower's-row, Whitechapel, Middlesex, gun lock hardener, June 15 at half-past 11, Court of Bankruptcy, London.—*Thomas Lilley*, Grantchester, Cambridgeshire, out of business, June 15 at 12, Court of Bankruptcy, London.—*John Robinson*, Wellingborough, Northamptonshire, labourer, June 15 at half-past 12, Court of Bankruptcy, London.—*George Schulen*, Ipswich, Suffolk, potter, June 15 at half-past 11, Court of Bankruptcy, London.—*Charles Warren*, Bishop's Stortford, Hertfordshire, clicker, June 15 at 12, Court of Bankruptcy, London.—*William Tisdall* the elder, Wapping-street, St. George-in-the-East, Middlesex, greengrocer, June 15 at half-past 12, Court of Bankruptcy, London.—*Thomas Wickes*, Long-acre, St. Martin-in-the-fields, Middlesex, ivory turner, June 15 at half-past 11, Court of Bankruptcy, London.—*James Wansley*, Putney, Surrey, livery-stable keeper, June 24 at 12, Court of Bankruptcy, London.—*William Spencer*, High Wycombe, Buckinghamshire, wheelwright, June 24 at 12, Court of Bankruptcy, London.—*Charles B. H. Seame*, Bedford, gentleman, June 24 at half-past 11, Court of Bankruptcy, London.—*Hayward Chambers*, Arlington-street, Islington, Middlesex, attorney's clerk, June 24 at half-past 11, Court of Bankruptcy, London.—*George Reaffe*, Folkestone, Kent, carpenter, June 24 at half-past 11, Court of Bankruptcy, London.—*George Watson*, Church-street, Bethnal-

green, Middlesex, butcher, June 24 at half-past 11, Court of Bankruptcy, London.—*George Coles* the younger, East Cowes, Isle of Wight, Southampton, coach builder, June 24 at 12, Court of Bankruptcy, London.—*Samuel Hari*, Salisbury, Wiltshire, cabinet maker, June 24 at half-past 11, Court of Bankruptcy, London.—*Henry Disbury*, Cambridge, greengrocer, June 24 at 12, Court of Bankruptcy, London.—*Edwin John Gardiner*, Long-lane, and Goswell-street, Middlesex, grocer, June 17 at half-past 11, Court of Bankruptcy, London.—*Alice Perkins*, Snaresborough, Berkshire, butcher, widow, June 17 at half-past 11, Court of Bankruptcy, London.—*Jonathan Weall*, Blackburn, Lancashire, tailor, June 14 at 12, District Court of Bankruptcy, Manchester.—*Patrik Dowdall*, Chestergate, Macclesfield, Cheshire, confectioner, June 17 at 12, District Court of Bankruptcy, Manchester.—*Robert Holt*, Bochdale, Lancashire, innkeeper, June 18 at 12, District Court of Bankruptcy, Manchester.—*John Neale*, Bristol, licensed victualler, June 24 at 11, District Court of Bankruptcy, Bristol.

Saturday, June 5.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*John Dobell*, Liverpool, in no business, No. 56,968 Q.; *George Charnock*, assignee.—*Charles Robson*, Wrekenton, Gateshead Fell, Durham, miller, No. 68,068 C.; *William Morris*, assignee.

Saturday, June 5.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Henry Aldous*, Exeter-street, Lisson-grove North, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—*John Cross*, Great Portland-street, Oxford-street, Middlesex, house painter: in the Queen's Prison.—*William Thomas Robins*, Foxbury-grove, Lookfields, Walworth, Surrey, collector of poor-rates for the parish of St. George the Martyr: in the Gaol of Surrey.—*Richard Amor*, Chiswick-mill, Chiswick, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Frederick Goodman*, Great St. Andrew-street, Seven Dials, Bloomsbury, Middlesex, tin plate worker: in the Debtors Prison for London and Middlesex.—*M. Hawkins*, Rosemary-lane, Minorities, Middlesex, widow, licensed victualler: in the Debtors Prison for London and Middlesex.—*W. T. Reed*, Bridport-place, Hoxton, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Chas. Wright*, Fenchurch-st. and Dowgate-hill, London, attorney at law: in the Debtors Prison for London and Middlesex.—*Jas. Selmes*, Oliffe-place, Harwood-street, Camden-town, Middlesex, not in any business: in the Debtors Prison for London and Middlesex.—*Rob. Goodson*, Prince-street, Maids-hill, Marylebone, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Hen. L. Dugg*, Sherborn-st., Lower Islington, Middlesex, out of business: in the Queen's Prison.—*Elijah Grove*, Kidderminster, Worcestershire, butcher: in the Gaol of Worcester.—*John Park*, Caldbeck, Cumberland, labourer: in the Gaol of Carlisle.—*Wm. Fasscherley*, Preston, Lancashire, out of business: in the Gaol of Lancaster.—*Wm. Peaynter*, St. Broock, near Wadebridge, Cornwall, farmer: in the Gaol of Bodmin.—*Hen. Row*, Yoxford, near Saxmundham, Suffolk, saddler: in the Gaol of Ipswich.—*Geo. B. Bayfield*, Pockthorpe, Norwich, out of business: in the Gaol of Norwich.—*John Mitchell*, Norwich, linen draper: in the Gaol of Norwich.—*John D. Saunders*, York, out of business: in York Castle.—*Jas. Gathercole*, Upwell, Norfolk, pork butcher: in the Gaol of Norwich.—*Benj. Daniels*, Hingham, Norwich, butcher: in the Gaol of Norwich.—*Fred. Butler*, New Romney, Kent, out of business: in the Gaol of Dover.

(On Creditor's Petition).

*Forster E. Earle*, Kingston-upon-Hull, licensed victualler: in the Gaol of Kingston-upon-Hull.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, June 28, at 9.

*Edw. Peasey*, Victoria-st., Homerton, Middlesex, superannuated police constable in the Metropolitan Police Force.—*Wm. Ashcroft*, Vincent-sq., Middlesex, slate mason.—*Edw.*



*T. Pinn*, Guildford-st., Walworth-common, Surrey, out of business.—*Chas. Dyer*, Apollo-buildings, Walworth, Surrey, clerk to a wharfinger.—*Thos. W. Stevens*, Upper Stamford-street, Blackfriars-road, Surrey, and Austin-friars, London, merchant.—*Thos. Browning*, Heartley-place, Old Kent-road, Surrey, boot maker.

*Adjourned.*

*Wm. H. Maxwell*, North-cottage, Hampstead, Middlesex, author.

*Court-house, WAKEFIELD, Yorkshire, June 22 at 10.*

*Jos. C. Hoatson*, Halifax, sharebroker.—*William Oates*, Crook's, near Sheffield, spring knife cutler.—*John Hirst*, Halifax, worsted spinner.—*Thos. Simpson*, Knaresborough, machine maker.—*James Greenwood*, Beeston Royds, near Leeds, cloth manufacturer.—*Geo. Muff*, Bradford, tea dealer.—*Thos. Laycock*, Leeds, shopkeeper.—*John Boyle*, Leeds, and *Braham-moor*, near Aberford, labourer.—*Wm. Rooley*, Hunslet, near Leeds, cloth drawer.—*Thomas Firth*, Mold-green, near Huddersfield, commission agent for the sale of woollen yarns.—*Wm. Broadbent*, Carr, near Dob-cross, in Saddleworth, wool sorter.—*Hugh Hudson*, Yealand, near Leeds, cloth manufacturer.—*Edw. Kelly*, Huddersfield, coach builder.—*John Musgrave*, Nortonman, near Wakefield, innkeeper.—*Thos. B. Stevely*, Leeds, agent to Messrs. Bell & Brook, chemists.

*June 23, at the same hour and place.*

*Thos. Hodgson*, Bradford, out of employment.—*Dev. Fox*, Tong, near Bradford, stuff manufacturer.—*John Fox*, Tong, near Bradford, stuff manufacturer.—*John Mallalieu*, Barkisland, near Halifax, cotton spinner.—*Jas. Atkinson*, Soyland, near Halifax, cotton spinner.—*John Crawshaw*, Stainland, near Halifax, cotton spinner.—*Joshua Allott*, Bramley, near Leeds, blacksmith.—*Wm. Whiteley*, Upper Apsley, near Huddersfield, boot maker.—*Christ. Fairbank*, Ripponden-bank, near Halifax, out of business.—*David Gawtry*, Goole, beer seller.—*John Ridehalgh*, Halifax, worsted warp manufacturer.—*Thos. Young*, Otley, tanner.—*George Cansfield*, Undercliffe, near Bradford, innkeeper.—*Jonathan Butterfield*, Stump-cross, Northowram, near Halifax, worsted spinner.

*Court-house, READING, Berkshire, June 22 at 10.*

*Adjourned.*

*Den. Bealey*, Abingdon, coach builder.

*Original.*

*John Parmiter*, Donnington, near Newbury, out of business.—*Mary Wise*, Chieveley, widow, near Newbury, blacksmith.—*G. Beenhams*, Datchett, near New Windsor, plumber.—*Wm. Clifford* the younger, Brightwaltham, near Newbury, cattle dealer.

*Court-house, OXFORD, (County), June 24 at 10.*

*Thomas Scarsbrook*, New Woodstock, saddler.—*Thomas Gootley*, Chipping Norton, piano-forte seller.—*Edward T. Colcutt*, Oxford, out of business.

*Court-house, CHELMSFORD, Essex, June 24 at 10.*

*Thos. Death*, Bradwell near the Sea, rat destroyer.—*John Shedd*, Chelmsford, gardener.—*Charles Geo. Bridge*, West Thurrock, farmer's servant.—*Chas. Blyth*, Colchester, cattle dealer.—*Wm. Clark*, High Easter, carter.—*George Bowtle*, Weathersfield, bricklayer.

**INSOLVENT DEBTORS' DIVIDENDS.**

*John Leves*, Narberth, Pembrokeshire, attorney at law: 10*d.* in the pound.—*Wm. Schultz*, Dorset-st., Portman-square, Middlesex, bookseller: 2*s.* 3*d.* in the pound.—*Jos. Duffield*, Beach, Little Hampton, Sussex, tailor: 2*s.* 6*d.* in the pound.—*Jos. Sargeant*, Tavistock-st., Covent-garden, tea dealer: 1*s.* 0*d.* in the pound.—*Solomon Price*, Walcot, Bath, livery-stable keeper: 3*s.* 9*d.* in the pound.—*Edward Hickman* the younger, Old Kent-road, Surrey, manufacturing chemist: 4*d.* in the pound.—*Peter Theakston*, Petergate, Yorkshire, oilman: 1*s.* 7*d.* in the pound.—*John Poad*, Exeter, purser in the royal navy: 4*s.* in the pound.

*Apply at the Provisional Assignees' Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.*

*Thos. G. Willes*, Ratcliffe-highway, Middlesex, surgeon, Patterson's, Old-ford, Bow, Middlesex: 4*d.* in the pound.

—*John Bamford*, Brick-bank, near Rochdale, out of business, Lord's, Rochdale: 8*s.* 9*d.* in the pound.—*Wm. R. Browne*, clerk in the customs, Kennedy's, 100, Chancery-lane: 9*d.* and the half of a farthing in the pound, (in addition to 5*s.* 10*d.* by former dividends).

FRIDAY, JUNE 11.

**BANKRUPTS.**

**JOHN GAPP**, Duke-st., Manchester-sq., Middlesex, livery-stable keeper and job master, June 18 at 2, and July 21 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Parker & Co., Raymond-buildings, Gray's-inn.—Fiat dated June 9.

**RICHARD HAYDAY**, Milk-street, Cheapside, London, silk warehouseman, June 18 at half-past 10, and July 21 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Surr & Grimble, Lombard-st.—Fiat dated June 4.

**WILLIAM MARSDON**, Brompton, Kent, grocer, June 17 at 11, and July 26 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Hill & Matthews, St. Mary Axe.—Fiat dated June 3.

**JAMES RICKETTS WESTON**, Southampton, auctioneer, dealer and chapman, June 17 at half-past 12, and July 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Fitch, Southampton-st., Bloomsbury.—Fiat dated June 9.

**EVAN THOMAS**, Aldergate-st., London, draper, dealer and chapman, June 17 at half-past 11, and July 26 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Linklaters, Leadenhall-st.—Fiat dated June 8.

**WILLIAM TOMLIN COOKE**, Aylham, Norfolk, ironmonger, June 17 at 1, and July 26 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Trebern & Co., Barge-yard.—Fiat dated May 25.

**PHILIP BLACKMORE**, Little James-st., Bedford-row, Middlesex, saddler, June 22 at half-past 2, and July 23 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Kingdon & Shephard, 16, Clifford's-inn, Fleet-st.—Fiat dated June 9.

**EDWARD JONES** the younger, Watling-st., London, and Pickford-mills, Hertfordshire, paper manufacturer, dealer and chapman, June 22 at 2, and July 23 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Bennett, 5 A, Bloomsbury-sq.—Fiat dated June 1.

**JOSEPH ELLIOTT**, Daventry, Northamptonshire, victualler, dealer and chapman, June 24 and July 23 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Fell, jun., Welford and Northampton; Weller, 8, King's-road, Bedford-row, London.—Fiat dated June 2.

**JOHN MILTHORPE MAUDE**, Peckham, Surrey, cement manufacturer, dealer and chapman, June 22 at half-past 1, and July 23 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Marten & Co., Mincing-lane.—Fiat dated June 8.

**JOHN WALFORD**, Stamford, Lincolnshire, innkeeper and victualler, dealer and chapman, June 25 and July 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Hittleston; Sols. Thompson & Co., Stamford.—Fiat dated May 19.

**THOMAS WILSON**, Bradford, Yorkshire, boot and shoe maker, dealer and chapman, June 24 and July 22 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Harle & Clark, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated June 5.

**GEORGE WOODS**, Mansfield, Nottinghamshire, salesman, dealer and chapman, June 25 and July 16 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Branson, Sheffield; Moss, Serjeant's-inn, Fleet-street, London.—Fiat dated May 27.

**JOHN STRINGER**, Kingston-upon-Hull, draper, carpet warehouseman, dealer and chapman, June 23 and July 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Hope; Sols. England & Shackles, Hull; Hardwick & Co., Weaver's-hall, London.—Fiat dated June 5.

**WILLIAM LEWIS**, Plymouth, Devonshire, grocer and tea dealer, June 24 at 1, and July 14 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Cross, Plymouth; Terrall, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated June 1.

**THOMAS SADLER**, Birmingham, licensed victualler, dealer and chapman, June 26 and July 27 at half-past 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Harding, Birmingham.—Fiat dated June 1.

**SAMUEL COCKINGS**, Torquay, Devonshire, timber merchant and lime burner, June 24 and July 15 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated June 7.

**ROBERT LUND**, Blackburn, Lancashire, cotton spinner and cotton manufacturer, June 25 and July 16 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Neville & Ainsworth, Blackburn; Sale & Co., Manchester; Milne & Co., Temple, London.—Fiat dated June 3.

**WILLIAM SIME**, Liverpool, block maker and joiner, dealer and chapman, June 24 at 11, and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated June 8.

**ROBERT ADAMS** and **THOMAS BANKS**, Liverpool, (trading under the firm of Adams & Banks), cattle salesmen, dealers and chapmen, June 25 and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Mallaby & Townsend, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated June 4.

**JOHN HIND** and **ROGER WARBUCK**, Liverpool, curriers and leather dressers, dealers and chapmen, June 22 and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Casanova; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated June 5.

**THOMAS EVANS**, Bath and Bristol, stock and share broker, June 25 and July 27 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Thurston, Thornbury, Gloucestershire; Parker, New-inn, Strand.—Fiat dated June 2.

**THOMAS ACKLING**, late of Highworth, Wiltshire, corn dealer, maltster, sacking manufacturer, and now of Langeneck, Carmarthenshire, dealer and chapman, June 25 and July 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Chamberlen, Highworth; Nash, Bristol.—Fiat dated May 26.

#### MEETINGS.

*Matthew Jackson*, Leeds, Yorkshire, spindle maker, July 1 at 10, District Court of Bankruptcy, Leeds, pr. d.—*Fred. Ricketts* and *Trevesen James*, Moorgate-street, London, merchants, June 22 at half-past 11, Court of Bankruptcy, London, last ex.—*James Ogden*, Reddish, Lancashire, cotton spinner, June 28 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Clarke*, Portwood, within Brinnington, Stockport, Cheshire, machine maker, June 23 at 11, District Court of Bankruptcy, Manchester, last ex.—*Robert Macoun*, Bolton, Lancashire, cotton spinner, June 22 at 11, District Court of Bankruptcy, Manchester, last ex.—*John William Harvey*, Ottery St. Mary, Devon, grocer, July 7 at 11, District Court of Bankruptcy, Exeter, last ex.—*George Hole*, Watchet, Somersetshire, coal merchant, July 7 at 11, District Court of Bankruptcy, Exeter, last ex.—*John Brogden*, Bradford, Yorkshire, woolstapler, July 6 at 10, District Court of Bankruptcy, Leeds, last ex.—*John Hignett*, Manchester, sack manufacturer, July 5 at 12, District Court of Bankruptcy, Manchester, and. ac.; July 6 at 12, div.—*John Cartwright*, Shrewsbury, Shropshire, iron founder, July 3 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Henry Hodgkins*, Birmingham, shoemaker, July 3 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Henry Bates*, Birmingham, factor, July 3 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Thomas Robinson*, Leicester, wine merchant, July 2 at 11, District Court of Bankruptcy, Birmingham, and. ac.—*Hugh Jones Owen*, Madeley, Shropshire, surgeon, July 3 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*John Smith*, St. Dunstan's-hill, London, ship broker, July 2 at 11, Court of Bankruptcy, London, div.—*Jacob Bradley Cooper*, Harleston, Suffolk, coal merchant, July 2 at 11, Court of Bankruptcy, London, div.—*Henry Howell*, Shrewsbury, Shropshire, draper, July 3 at 1, Court of Bankruptcy, London, div.—*Samuel Hill*, Bolton-la-Moors, Lancashire, boiler maker, July 5 at 11 and 12, District Court of Bankruptcy, Manchester, fin. div.—*George*

*Walker*, Newcastle-upon-Tyne, ship broker, July 2 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*A. Halliley* and *Richard Halliley*, Wigton, Cumberland, calico printers, July 2 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Herbert Thomas*, Carmarthen, linendraper, July 2 at 2, Court of Bankruptcy, London.—*Wm. Wiles*, Dulwich, Surrey, pawnbroker, July 2 at 12, Court of Bankruptcy, London.—*John Ingram*, Birmingham, grocer, July 6 at 1, Court of Bankruptcy, London.—*Anthony Halliley* and *Richard Halliley*, Wigton, Cumberland, calico printers, July 2 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jas. Bryn Ward*, Birmingham, cheese factor, July 10 at 12, District Court of Bankruptcy, Birmingham.—*James Irving* and *Thomas Bamber*, Preston, Lancashire, wine merchants, July 2 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 2.

*George Sharp*, Commercial-road, Lambeth, Surrey, stone mason.—*John Smith Chadwick*, Manchester, calico printer.—*Robert Kimpton*, Crescent, Jewin-street, Cripplegate, London, jeweller.—*Wm. Kerrison*, Southampton, lead merchant.—*James Beal*, Manchester, tea dealer.—*John Cartwright*, Shrewsbury, Shropshire, iron founder.—*Wm. Morton*, Cannon-street-road, Commercial-road, Middlesex, draper.—*Wm. James*, Stone, Berkeley, Gloucestershire, builder.—*O. Goodwin* and *Thomas Goodwin*, Burslem, Staffordshire, druggists.—*John Jebb*, Baschurch, Shropshire, grocer.—*Wm. Skinner*, Burslem, Staffordshire, licensed victualler.—*Edward Eades*, Merton, Surrey, auctioneer.

#### FIATS ANNULLED.

*George Staley*, Hulme, Manchester, provision shopkeeper.—*John Charles Barratt*, Strand, Middlesex, picture frame maker.

#### PARTNERSHIPS DISSOLVED.

*Charles Willeford* & *John Tucker*, gentlemen, Tavistock, Devon, attorneys at law and solicitors.—*John Slade* & *Wm. Denson Jones*, Devizes, Wiltshire, attorneys, solicitors, and conveyancers.—*John Robinson Gibson* & *John Alexander Sparring*, 9, Copthall-court, London, attorneys, solicitors, and conveyancers.

#### SCOTCH SEQUESTRATIONS.

*Robert Lang*, Glasgow, tavern keeper.—*Hugh W. Patrick*, Glasgow, wholesale grocer.—*George C. Dick & Co.*, Glasgow, merchants.—*Robert M'Queen*, Myres, Renfrew, farmer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Hyde*, Park-cottages, Park-place, East-lane, Old Kent-road, Surrey, musician, June 24 at 11, Court of Bankruptcy, London.—*Jonathan Turner*, Castle-street, Soho, Middlesex, out of business, June 24 at 11, Court of Bankruptcy, London.—*Thos. Robinson*, Upper Thames-st., London, licensed victualler, June 24 at 11, Court of Bankruptcy, London.—*Andrew Berncastle*, Blackman-street, Southwark, Surrey, fur manufacturer, June 24 at 11, Court of Bankruptcy, London.—*Louis Harris*, Trinity-square, Southwark, Surrey, not following any trade, June 24 at 11, Court of Bankruptcy, London.—*Christopher Marsh*, Waterloo-road, Lambeth, Surrey, merchant's clerk, June 24 at 11, Court of Bankruptcy, London.—*Eliz. Ann Milligan*, Upper Norton-street, Portland-road, Middlesex, shopwoman to a milliner, June 24 at 11, Court of Bankruptcy, London.—*Wm. Membrey*, Maidenstone-hill, Greenwich, Kent, stone mason, June 24 at 14, Court of Bankruptcy, London.—*Wm. Coates*, Union-square, Southwark, Surrey, clerk in a newspaper office, June 22 at 11, Court of Bankruptcy, London.—*Benjamin Burgess*, St. John-st.-road, Clerkenwell, Middlesex, bookkeeper, June 24 at 11, Court of Bankruptcy, London.—*Henry Leeper*, Luton, Bedfordshire, assistant to a bonnet presser, June 24 at 11, Court of Bankruptcy, London.—*J. Bradshaw*, St. John's-wood-villas, Blacklock-lane, Islington, Middlesex, out of bu-

gness, June 24 at 12, Court of Bankruptcy, London.—*Geo. Bolton*, Canterbury-place, Lambeth, Surrey, out of business, June 24 at 11, Court of Bankruptcy, London.—*James Wilson Barlow*, Liverpool-st., King's-cross, Middlesex, clerk to a surveyor, June 24 at 11, Court of Bankruptcy, London.—*W. Alfred Peck*, Camberwell-green, Camberwell, Surrey, pianoforte manufacturer, June 24 at 11, Court of Bankruptcy, London.—*Mary Skelton*, Lower Shadwell, Middlesex, licensed victualler, June 18 at half-past 1, Court of Bankruptcy, London.—*Wm. Jenkinson*, Adam-st. East, Manchester-square, Middlesex, tailor, June 18 at half-past 1, Court of Bankruptcy, London.—*Wm. Shillcock*, Great Dover-road, Newington, Surrey, grocer, June 18 at 1, Court of Bankruptcy, London.—*Thos. Flavell*, Cambridge, grocer, June 18 at 1, Court of Bankruptcy, London.—*Thos. Finney*, Burslem, Staffordshire, crate maker, June 19 at 11, District Court of Bankruptcy, Birmingham.—*James Dover*, Birmingham, brewer, June 15 at 10, District Court of Bankruptcy, Birmingham.—*John Wood*, Cauntou, Nottinghamshire, dealer in bread, June 18 at 11, Exchange-rooms, Nottingham.—*John Lassiter*, Sutton-upon-Trent, Nottinghamshire, plumber, June 18 at 11, Exchange-rooms, Nottingham.—*Abraham Fawson*, Coventry, Warwickshire, ribbon weaver, June 19 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Wheelwright*, Dudley, Worcestershire, licensed victualler, June 15 at half-past 10, District Court of Bankruptcy, Birmingham.—*John M'Donogh*, Liverpool, grocer, June 18 at 12, District Court of Bankruptcy, Liverpool.—*Samuel Beard*, Chesterfield, Derbyshire, tailor, June 21 at 12, District Court of Bankruptcy, Manchester.—*Henry Hopkinson*, Chesterfield, Derbyshire, shoemaker, June 21 at 12, District Court of Bankruptcy, Manchester.—*Antoni Caprani*, Manchester, picture-frame manufacturer, June 18 at 12, District Court of Bankruptcy, Manchester.—*John Mark Little*, Manchester, painter, June 21 at 12, District Court of Bankruptcy, Manchester.—*John Lass*, Liverpool, coal dealer, June 18 at half-past 11, District Court of Bankruptcy, Liverpool.—*Robert Hodgson*, Liverpool, baker, June 16 at 11, District Court of Bankruptcy, Liverpool.—*Jos. Dixon*, Carlisle, Cumberland, grocer, June 30 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Rich. Haydon*, Bradninch, Devonshire, baker, June 22 at 11, District Court of Bankruptcy, Exeter.—*James Tratt*, Tatworth, Chard, Somersetshire, shoemaker, June 22 at 11, District Court of Bankruptcy, Exeter.—*Wm. Widdcombe*, Plymouth, Devonshire, carter, June 24 at 1, District Court of Bankruptcy, Exeter.—*Jas. Rawlings*, Clifton, Bristol, licensed brewer, July 1 at 12, District Court of Bankruptcy, Bristol.—*Jas. Broadribb*, Bristol, labourer, July 1 at 11, District Court of Bankruptcy, Bristol.—*Henry Heading*, Cheltenham, Gloucestershire, carpenter, June 29 at 11, District Court of Bankruptcy, Bristol.—*H. Buck*, New Swindon, Wiltshire, millwright, June 29 at 12, District Court of Bankruptcy, Bristol.—*Peter Taylor*, Liverpool, joiner, June 18 at 12, District Court of Bankruptcy, Liverpool.—*Sam. Booth Faulkner*, Liverpool, eating-house keeper, June 18 at 12, District Court of Bankruptcy, Liverpool.

Wednesday, June 9.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Geo. Wells* the younger, Robert's-place, North-end, Fulham, Middlesex, clerk at the Admiralty-office: in the Queen's Prison.—*Jos. A. Baker*, James-st., Haymarket, Middlesex, boot maker: in the Debtors Prison for London and Middlesex.—*Annette Collette*, spinster, Berners-st., Oxford-street, Middlesex, out of business: in the Queen's Prison.—*Robert Fairchild*, Caroline-pl., Marlborough-road, Chelsea, Middlesex, livery-stable keeper: in the Debtors Prison for London and Middlesex.—*Rob. F. Jackman*, Bryan-st., Caledonian-road, Islington, Middlesex, clerk in the Customs: in the Debtors Prison for London and Middlesex.—*Wm. Marshall*, Tyndale-pl., Islington, Middlesex, auctioneer: in the Queen's Prison.—*Wm. Moreby*, South-sq., Gray's-inn, Middlesex, attorney at law: in the Queen's Prison.—*Abraham O. T. Creswell*, Union-gardens, East-st., Mile-end New-town, Middlesex, eating-house keeper: in the Queen's Prison.—*Rees Price*, Munster-sq., Regent's-park, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*Joseph Hazell*, Sandford's-lane, Lawrence-buildings, Stoke Newing-

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The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, June 25, at 9.

*John Wall*, Deverall-st., Old Kent-road, Surrey, out of business.—*Jesse Marchant*, Albany-row, Neate-st., Coburg-road, Surrey, baker.—*Benj. S. Fairbrother*, High Holborn, Middlesex, check taker at the Prince's Theatre, Oxford-st.—*Wm. Webb*, President-street East, King-square, Goswell-road, Middlesex, pewterer.—*Wm. Adams*, Doughty-street, Mecklenburgh-square, Gray's-inn-road, Middlesex, vendor of medicine.—*Samuel Bartram*, Whitechapel-road, Middlesex, out of business.

June 28, at the same hour and place.

*Den. Gibson*, Hill-st., Montpelier-sq., Brompton, Middlesex, not in any business.—*Wm. Liddaman*, Priory-pl., Camberwell New-road, Surrey, writing clerk.—*Fred. Goodman*, Great St. Andrew-st., Seven-dials, Middlesex, tin plate worker.—*Evan Jones*, George's-grove, Holloway, Middlesex, jobbing tailor.—*Zachariah Smith*, Margaret-st., Cavendish-square, Middlesex, assistant to a publican.—*John Fogarty*, Charles-street, Drury-lane, Middlesex, wood dealer.

Court-house, WORCESTER, (County), June 26 at 10.

*Elijah Grove*, Kidderminster, butcher.—*William Jordan*, Worcester, coal merchant.

Court-house, KINGSTON-UPON-HULL, June 25 at 10.

*Craven Denby*, Hull, out of business.—*John Mearns*, Kingston-upon-Hull, out of business.—*John Graves*, Hull, druggist.

Court-house, IPSWICH, Suffolk, June 28 at 10.

*Nathaniel Rands*, Ipswich, rope maker.—*James Foreman*, Lowestoft, butcher.—*Henry Waller* the younger, Claydon, miller.

Court-house, YORK CASTLE, June 28 at 10.

*George Ward*, Hutton Bushel, near Scarborough, farmer's labourer.—*Wm. Watson* the elder, Lythe, near Whitby, out of business.—*Wm. Watson* the younger, Lythe, near Whitby, out of business.—*John Wood*, Ripplingham, near South Cave, out of business.—*Wm. Whitaker*, Wakefield, innkeeper.—*John Britton*, York, assistant to a grocer.—*John D'Owyly Saunders*, York, out of business.

Court-house, OXFORD, (County), June 24 at 10.

*John Lovegrove*, Stoke-row, castrater.

MEETING.

*Joseph Lewis*, Woolstone, Gloucestershire, carpenter, June 29 at 12, Croome & Son's, Lydney, sp.-affairs.

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The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JUNE 19, 1847.

THE case, *Ex parte Kinning*, (ante, 451, 456), is worthy of some consideration, as it relates to the proceeding of the inferior courts which have lately been established throughout the country, and also involves the important principle that no person shall be exposed to loss or punishment without having an opportunity of defending himself.

It is true, that, when judgment has been obtained against a defendant, a writ of execution may issue thereon without further notice to him, because the issuing of such writ is merely a ministerial act of the Court in order to carry out its sentence. So also, by express statutory language, a *capias* may issue against a defendant upon an *ex-parte* application of the plaintiff made upon oath; but firstly, such a course is declared legal by the words of the statute; secondly, it is allowed only in cases where the debtor is about to leave the country to avoid payment of the debt; and, thirdly, a speedy remedy is afforded to the party arrested by an application, on sufficient cause to a judge at chambers.

But where the act involving loss or punishment is not so expressly provided for by statute, and where it is not merely a ministerial, but a judicial act, and therefore may be varied according to circumstances operating upon the mind of the judge or party about to commit the act, the person who is to be affected by it should have notice of the proceeding against him, and be permitted to adduce such facts and arguments as may appear to him sufficient to mitigate or wholly prevent the threatened evil.

This principle is consistent with natural justice, and has been fully recognised by the laws of England.

It will be found to have governed more or less the following cases:—*Dr. Webb v. Batchelour*, (1 Vent.

273); *Bagg's case*, (11 Co. 99 a.); *R. v. Chandler*, (1 Ld. Raym. 545); *The King v. Benn and Church*, (6 T. R. 198); *Harper v. Carr*, (7 T. R. 275); *Re v. Gaskin*, (8 T. R. 209); *Capel v. Child*, (2 C. & J. 558); *Painter v. The Liverpool Gas Light Company*, (3 Adol. & Ell. 433); *Reg. v. Smith*, (5 Q. B. Rep. 614); *Re Blagg*, (M. T., 1845, not reported, but stated in note to ante, 452).

In *Harper v. Carr*, it was held that the granting of a warrant of distress for a poor's-rate is a judicial act, and that the magistrates ought first to summon the party to hear what he has to say in his defence; and per Lord Kenyon, "In the instance of granting a warrant of distress, the justices exercise a discretion after inquiring into the circumstances of the case. It is an essential rule in the administration of justice, that no man shall be punished without being heard in his defence; the party must be summoned before a warrant of distress is granted, and on that summons many circumstances may appear to shew that a warrant of distress ought not to be granted." And in *Re v. Benn*, the same learned judge remarked, "It is an invariable maxim in our law that no man shall be punished before he has had an opportunity of being heard."

In *Capel v. Child*, Bayley, B., said, "I know of no case in which you are to have a judicial proceeding, by which a man is to be deprived of any part of his property without his having an opportunity of being heard."

It is well known, that numerous alterations have been made within the last few years in the laws relating to debtors and creditors. Opinions upon this subject have been in a state of transition, and it is to be hoped they will, ere long, settle down into a measure affording certain justice to both parties. It seems to be more generally admitted than it once was, that it is impolitic and unjust to throw a man

because he *cannot* pay debts which were contracted without fraud or gross imprudence. The stat. 7 & 8 Vict. c. 96, provided, that a debtor should not be taken in execution unless the debt amounted to 20*l.* This enactment was afterwards regarded as an injury to creditors, and the stat. 8 & 9 Vict. c. 127, "for the better securing the Payment of Small Debts," was passed. By the 1st section of the last-mentioned statute, it was enacted, in substance, that any person indebted to another in a sum not exceeding 20*l.*, on a judgment or order of Court, may be summoned before an inferior Court, and be examined touching the manner and time of contracting the debt, his means or prospect of payment, &c., and the Court may order the debt to be paid by instalments; and, in case the debtor shall not attend, or shall not answer satisfactorily, &c., or "shall appear to have the means of paying the debt by instalments, and shall not pay the same at such times as the Court shall order, the judge of such court may order such debtor to be committed for any time not exceeding forty days." And, by sect. 3, such imprisonment is not to operate as a satisfaction of the debt.

The question in *Kinning's case* arose upon the above 1st section. He had been committed by a judge of the Sheriff's Court for non-payment of a first instalment of 2*l.*, having been ordered, after appearance and examination, under the above act, to pay a debt of 19*l.* 19*s.* by monthly instalments of 2*l.* each. The order or warrant of commitment did not state that the debtor had been summoned, or had notice, after the making of such order for payment, and before the making of the warrant for his commitment. It was on this ground (and upon another, which it is not necessary here to consider) that a motion was made for his discharge. The Court of Queen's Bench, to which the application was first made, was divided in opinion, Lord Denman, C. J., and Erle, J., agreeing with a former opinion expressed by Alderson, B., in *Ex parte Foulkes*, (15 Law Journ., N. S., Exch., 300), that such a warrant was in the nature of a limited *capias ad satisfaciendum*, which must be considered as in full operation from the time of making the order for the payment of the debt by instalments, and they were also of opinion, that the issuing of such warrant was a ministerial act, and that there would be danger of the debtor's absconding, if it were necessary in such a case to summon him.

The Court of Common Pleas was next moved for the prisoner's discharge, and they were unanimous in granting it, in conformity with the opinions of Patteson and Coleridge, JJ., in the Court of Queen's Bench. Their decision proceeded upon the grounds, that the making of the order or warrant for commitment was a judicial act, in the exercise of which the judge had a discretionary power, inasmuch as the power of imprisonment was intended to be given by the act only where a debt was improperly withheld, and the term of imprisonment was to be regulated by the circumstances of the case; that it was necessary for the judge to make inquiry before he could decide upon committing, or upon the period of commitment; and that, according to general principles, this could be properly done only by summoning the debtor, and hearing what he had to say in his defence.

As the statute was silent upon the question, the learned judges applied the principle, of which we have treated at the commencement of this article.

### OBSERVATIONS ON *REG. v. INHABITANTS OF ST. GILES-IN-THE-FIELDS*,

(Queen's Bench, 14th and 15th June, 1847).

It has struck us as singular, that, in the case of *Reg. v. The Inhabitants of St. Giles-in-the-Fields*, recently in part heard, before the Court of Queen's Bench, in which the much-debated question of the legality of the marriage of a man with his deceased wife's sister is raised, the distinction between marrying a deceased wife's legitimate sister and her illegitimate sister, should have been so little noticed, and that the case of *Hains v. Jeffel*, (Ld. Raym. 68), and the comments of Sir W. Scott upon it in *Horner v. Horner*, (1 Hag. Cons. 337), should have been quite passed by\*.

The senior counsel contending for the legality of the marriage, is reported to have said, that the fact that the first wife was an illegitimate offspring, could make no difference; to which the Court responded, that, if it made any, it would be in favour of the marriage. To us that circumstance appears to make so considerable a difference, that we shall not be surprised to see the Court escape from the difficult task of deciding the principal question, by deciding the case upon that very distinction.

The question is, we believe, wholly unprejudiced by decision. That is, as we have shewn in the paper referred to in the 9th volume of *THE JURIST*, the case of *Hains v. Jeffel* did not decide it, nor was it decided, nor does it appear that any opinion was given upon it, in the proceedings in the ecclesiastical court, which, in *Hains v. Jeffel*, it was sought to prohibit; and except in the two cases referred to, we have found nothing in the books on the subject†.

It remains, therefore, to be considered upon principle, whether marrying successively the legitimate and the illegitimate daughters of the same parents, is, for the purpose of the 5 & 6 Will. 4, c. 54, and all the law which that statute brings into play, marrying two sisters.

It is perfectly clear, that, for many purposes, there is no legal consanguinity between the legitimate and illegitimate daughters of the same parents. The illegitimate daughter could not, for instance, inherit as coparsoner with the legitimate daughter. A devise or bequest by the legitimate daughter to "my brothers and sisters," would clearly pass nothing to the illegitimate daughter. So, under the old law, a bastard could not be a villein unless he acknowledged himself to be a villein in a Court of record; "for," says Littleton, (s. 188), "he is, in law, quasi nullius filius, because he cannot be heir to any." For the same reasons, a bastard (before the 4 & 5 Will. 4, c. 76) had his settlement in the parish of his birth; nor can a use be raised in favour of a bastard for the consideration of blood, for the same reason, because he has not in him in law the blood of his parent; "because," says Lord Coke, "in judgment of law he is nullius filius." (Co. Lit.

\* See a paper on this subject, 9 Jur. 469.

† It is singular that both in the original text of Blackstone, 21st edit., vol. 1, p. 468, and in the note in the same volume, p. 459, Lord Raymond, p. 68, (viz. the case of *Hains v. Jeffel*) is referred to, in support of the assertion, that an illegitimate child may not marry a relation within the levitical degrees. It is probable that Sir W. Blackstone relied upon some previous text-writer, and that the author of the note relied upon Sir W. Blackstone, as it is quite certain that the point received no direct decision in *Hains v. Jeffel*.

123. a.). These disabilities of a bastard, it must be observed, are not the consequence of specific rules that a bastard child shall not inherit, or shall not be a villain, &c., but are the consequence of a much broader and more general assumption of the law, which, whether morally or physically absurd or not, is acted upon as a reality, viz. that the blood of a person born out of wedlock is not, in point of law, traceable to his reputed parents. He has no inherited blood; in the eye of the law, he is of no one's blood. Hence, he can have neither brothers nor sisters, nor any other kindred by blood.

If this doctrine, however artificial, is supported, as it clearly is, for all purposes of inheritance, and even for all purposes of purchase, where the description of the person taking by purchase is exclusively confined to terms describing him as of the blood of his ancestor, strange confusion would be occasioned if it were not to be supplied under all circumstances where the legal rights of the parties depend on making the bastard of the blood of his ancestor. It would seem, for example, very absurd to state as propositions of law,—

I. A. shall not inherit from B., his alleged sister, because he is not of her blood.

II. He shall not marry her, because he is of her blood\*.

And yet so the propositions must inevitably stand if it be decided that the legitimacy or illegitimacy of one of the two wives in such a case as that now before the Court of Queen's Bench, is immaterial. An argument against applying the doctrine of nullius filius to the case of a marriage with a deceased wife's illegitimate sister would of course be, as it was in *Hains v. Jeffel*, that, according to this rule, a man might "marry his own bastard, which, doubtless, could not be allowed." There are many answers to this argument: firstly, it may be observed, that to say that "doubtless a man would not be allowed to marry his own bastard," is merely begging the question, and assuming as settled that which is the very subject of dispute, viz. whether the law knows any such relation as parent and illegitimate child; that is, whether it can take cognizance of the existence of a bastard with reference to the blood of his ancestor, or in any other mode than with reference to his isolated identity? secondly, the argument goes, at most, to shew, that, from an admitted rule of law, consequences may flow which, if the law had foreseen them, it would have forbidden; but it does not prove that such consequences are forbidden: thirdly, it may be answered, that such an argument may be a very good reason for the interference of the Legislature, either to alter the original rule, or to except expressly certain things from its operation, but is no reason for denying effect to the corollaries deducible according to the strictest reasoning from the rule itself: fourthly, it may be answered, that the rule is in fact a rule of evi-

\* It will, perhaps, be objected to this mode of treating the question, that the word "blood" means always, with reference to questions of inheritance, legitimate blood; but that, with reference to marriage, it does not necessarily mean legitimate blood; and, therefore, it may be true that a man is not of his sister's blood for the purpose of inheritance, but is so for the purpose of incapacity to marry. The answer to this objection is, that there is no such distinction in law; that proximity of blood necessarily implies community of descent; that the law knows no descent except through marriage; that the very terms "brother," "sister," nay even "child," have strictly no legal application except to persons claiming them by legitimate consanguinity; and that in the strongest case that can be put, that of a gift to a bastard child, described as the child of A., such child would take not as child, but by description, with reference to its reputation of being the child. "It is not the fact," says Mr. Jarman, "for that the law will not inquire into, but the reputation of the fact that entitles them." (*Jarm. Will.*, vol. 2, p. 129).

dence, according to which, where it appears that A. and B. were never married, the law will not notice the fact of their cohabitation, or of issue having been born of them, and can receive no evidence to shew that a person alleged to be their issue is anything more than a total stranger in blood.

Again, it may be urged, that to contend for carrying out the doctrine, that a bastard is nullius filius, to the extent of saying that it is not unlawful for a man to marry his own bastard, would be to deduce from the law a sanction to the grossest immorality. But the answer here is again, that the immorality is the consequence of the consanguinity, and, if there be no consanguinity, there can be no immorality; and the question is, not whether society, judging according to its physical knowledge and its moral maxims, would be justified in holding such a marriage immoral, a point on which there cannot be much doubt, but whether the law, which does not notice or admit the consanguinity, can take cognizance of an immorality which has no possibility of existence, except as grounded on an admitted consanguinity. The argument may be put in another form—thus, at least as regards consanguinity through paternal blood: not that the law holds a bastard to be strictly of the blood of no man, which would be absurd, but that it refuses (upon a notion, it is said, of discouraging immorality) to inquire or be informed of whose blood he is; consequently, it cannot notice whether he is collaterally of the blood of any legitimate descendant of a particular person; so that, when it is admitted that one has married a woman bastard, the question, whether she was the sister of his deceased wife, cannot be entertained, because the rule of law prevents the Court from receiving any judicial information on which it can ascertain of whose blood the woman bastard was. It cannot, therefore, judicially know that she was the sister of her husband's deceased wife, and cannot, consequently, on that ground, pronounce the second marriage unlawful.

C. S. D.

#### GENTLEMEN CALLED TO THE BAR.

The following Gentlemen have been admitted to the degree of Barrister at Law in Easter Term:—

LINCOLN'S INN.—Edward Leigh Pemberton, jun., Esq.; Alfred Coope, Esq.; Richard Bawtree Turner, Esq.; Thomas A. Lister Marsden, Esq.; S. Brownlow Gray, Esq.; William Newton Warren, Esq.; Ebenezer Kay, Esq.

MIDDLE TEMPLE.—John Thadeus Delane, Esq., M.A., Magdalen Hall, Oxford; George Edward Engleheart, Esq.; Charles Octavius Boys, Esq.; Robert John Wallcott, Esq.; Alfred Erasmus Dryden, Esq., M.A., Trin. Coll., Oxford; George Loch, Esq.; Alexander Fitzjames, Esq.; Thomas Rawlinson, Esq.; James Brotherton, Esq.; Charles Hill, Esq.; William James Hall, Esq.; Henry Fox Bristowe, Esq.; Isaac John Walker, Esq., Brazenose Coll., Oxford; Albert Mott, Esq., B.A., Univ. of London; Frederic Smith, Esq., B.A., St. John's Coll., Oxford; John Clarke Searle, Esq.; Peter Henry Edlin, Esq.; Thomas Steele, Esq., Trinity Coll., Dublin; Archibald Campbell Barclay, Esq.; John Towne Danson, Esq.; William Frederick Palmer Morewood, Esq., B.A., Ch. Ch., Oxford; George Lawson, Esq., B.A., St. John's Coll., Cambridge; John Henry Dillon, Esq.; Benjamin Richard Aston, Esq.; Francis Prix Fortier, Esq.

INNER TEMPLE.—Springall Thompson, Esq.; Edward Hoare Sirr, Esq.; Charles Frith, Esq.; F. W. Cadogan, Esq.; Elliott Grassett, Esq.; William Henry Leathley, Esq.; Samuel Stephen Bateson, Esq.

GRAY'S INN, June 9.—Richard Edward Arden, Esq.; Matthew Combe, Esq.



**Court Papers.**

**EQUITY SITTINGS, AFTER TRINITY TERM,  
10 VICT. 1847.**

**Court of Chancery.**

*Before the LORD CHANCELLOR, at Lincoln's Inn.*

Saturday ... June 19	} First Seal.—Appeal Motions and Appeals.
Monday ..... 21	
Tuesday ..... 22	} Appeals.
Wednesday .... 23	
Thursday ..... 24	} (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 25	
Saturday ..... 26	} Appeals.
Monday ..... 28	
Tuesday ..... 29	} (Petition-day).—Unopposed Petitions and Appeals.
Wednesday .... 30	
Thursday .... July 1	} Second Seal.—Appeal Motions and Appeals.
Friday ..... 2	
Saturday ..... 3	} Appeals.
Monday ..... 5	
Tuesday ..... 6	} (Petition-day).—Unopposed Petitions and Appeals.
Wednesday .... 7	
Thursday ..... 8	} Appeals.
Friday ..... 9	
Saturday ..... 10	} (Petition-day).—Unopposed Petitions and Appeals.
Monday ..... 12	
Tuesday ..... 13	} Third Seal.—Appeal Motions and Appeals.
Wednesday .... 14	
Thursday ..... 15	} Appeals.
Friday ..... 16	
Saturday ..... 17	} (Petition-day).—Unopposed Petitions and Appeals.
Monday ..... 19	
Tuesday ..... 20	} Appeals.
Wednesday .... 21	
Thursday ..... 22	} (Petition-day).—Unopposed Petitions and Appeals.
Friday ..... 23	
Saturday ..... 24	} Appeals.
Monday ..... 26	
Tuesday ..... 27	} Fourth Seal.—Appeal Motions and Appeals.
Wednesday .... 28	
Thursday ..... 29	} General Petition-day.
Friday ..... 30	

Such days as his Lordship is occupied in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Saturday ... June 19	Motions.
<i>At the Judicial Committee.</i>	
Monday ..... 21	}
Tuesday ..... 22	
Wednesday .... 23	}
Thursday ..... 24	
Friday ..... 25	}
Saturday ..... 26	
Monday ..... 28	}
Tuesday ..... 29	
Wednesday .... 30	}
Thursday .... July 1	
Friday ..... 2	
<i>At the Rolls.</i>	
Saturday ..... 3	Motions.
Monday ..... 5	}
Tuesday ..... 6	
Wednesday .... 7	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 8	

Friday ..... 9	}
Saturday ..... 10	
Monday ..... 12	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Tuesday ..... 13	
Wednesday .... 14	}
Thursday ..... 15	
Friday ..... 16	} Motions.
Saturday ..... 17	
Monday ..... 19	}
Tuesday ..... 20	
Wednesday .... 21	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Thursday ..... 22	
Friday ..... 23	}
Saturday ..... 24	
Monday ..... 26	} Motions.
Tuesday ..... 27	
Wednesday .... 28	} Petitions in General Paper.
Thursday ..... 29	
Friday ..... 30	

Unopposed Petitions and Consent and Short Causes on Saturday, the 19th June, at three o'clock; on Monday, the 5th July; Saturday, the 10th July; Friday, the 16th July; and Saturday, the 24th July; each day at the sitting of the Court.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Saturday ... June 19	First Seal.—Motions.
Monday ..... 21	}
Tuesday ..... 22	
Wednesday .... 23	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 24	
Friday ..... 25	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 26	
Monday ..... 28	}
Tuesday ..... 29	
Wednesday .... 30	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday .... July 1	
Friday ..... 2	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 3	
Monday ..... 5	} Second Seal.—Motions.
Tuesday ..... 6	
Wednesday .... 7	}
Thursday ..... 8	
Friday ..... 9	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 10	
Monday ..... 12	}
Tuesday ..... 13	
Wednesday .... 14	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 15	
Friday ..... 16	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 17	
Monday ..... 19	} Third Seal.—Motions.
Tuesday ..... 20	
Wednesday .... 21	}
Thursday ..... 22	
Friday ..... 23	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday ..... 24	
Monday ..... 26	}
Tuesday ..... 27	
Wednesday .... 28	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday ..... 29	
Friday ..... 30	} Fourth Seal.—Motions. (General Petition-day).—Short Causes, Petitions, (unopposed first).

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Saturday ... June 19	First Seal.—Motions and Causes.
Monday ..... 21	Bankrupt Petitions and Causes.
Tuesday ..... 22	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.
Wednesday .... 23	



## COURT OF COMMON PLEAS.

TRINITY TERM.—10 VICTORIA.—June 11.

This Court will, on Saturday the 3rd July next, hold a sitting, and will proceed to give judgment in certain of the matters standing over for the consideration of the Court.

THOMAS WILDE.

## Imperial Parliament.

## HOUSE OF LORDS.

Thursday, June 17.

The Masters in Chancery Bill and Masters in Chancery Affidavits Office Bill severally went through Committee.

## London Gazettes.

TUESDAY, JUNE 15.

## BANKRUPTS.

CHARLES GILMAN, Oxford-street, Middlesex, oilman and grocer, June 22 at 1, and July 27 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lacy & Co., New Bridge-street.—Fiat dated June 11.

JOHN EVANS, Pump-row, Old-street-road, St. Luke's, Middlesex, paper stainer, paper hanger, dealer and chapman, June 22 at half-past 12, and July 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Weeks, 10, Tokenhouse-yard.—Fiat dated June 19.

EDWARD EDMUNDS, Lowndes-st., Knightsbridge, and St. George's-place, Knightsbridge, Middlesex, hosier and glover, June 25 at 1, and July 28 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Reed & Co., Friday-street, Cheapside.—Fiat dated June 11.

JOHN FOX KEMP, Uxbridge, Middlesex, grocer, cheesemonger, dealer and chapman, June 24 at 1, and July 28 at half-past 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Bell & Co., Bow Church-yard, Cheapside.—Fiat dated May 28.

HENRY DIRCKS, Winsley-street, Oxford-street, Middlesex, and Nicholas-lane, London, manufacturer of malt and hop extract, dealer and chapman, June 24 at half-past 1, and July 28 at half-past 2, Court of Bankruptcy, London: Off. Ass. Graham; Sols. J. and C. Robinson, Queen-st.-place.—Fiat dated June 15.

JAMES ROLLINGS, Landport, Portsmouth, Hampshire, stay manufacturer, June 25 at 11, and July 28 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Lofly & Co., King-street, Cheapside.—Fiat dated June 2.

GEORGE GILBERT, Folkestone, Kent, leather cutter, shoemaker, dealer and chapman, June 22 at 2, and July 21 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Stenning, 50 A, Lincoln's-inn-fields, London.—Fiat dated May 28.

ARCHIBALD DUNLOP, Lower Belgrave-place, Chester-square, Middlesex, land agent, scrivener, dealer and chapman, June 24 at 11, and July 21 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Wathen & Phillips, Basinghall-street.—Fiat dated June 8.

WILLIAM GIDEON CHURCHES, Basinghall-street, London, Blackwell Hall factor and warehouseman, dealer and chapman, June 23 at 2, and July 21 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Dickson & Overbury, Frederick's-place, Old Jewry.—Fiat dated June 9.

JOHN LONGMAN SHEPHERD, Basinghall-street, London, tavern keeper, victualler, dealer and chapman, June 29 at half-past 11, and July 27 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Buchanan, 8, Basinghall-street, London.—Fiat dated June 8.

JAMES ROBINSON, Manchester, (trading in or under the name of Edward Robinson), perfumer and dealer in fancy goods, and a partner in the Lancashire, Yorkshire, and Newcastle Coal Company, July 1 and 16 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-st., Bedford-square, London.—Fiat dated June 11.

EDMUND LORD, Rochdale, Lancashire, flannel manufacturer, June 29 and July 20 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hunt, Rochdale; Cragg & Jeyes, Bedford-row, London.—Fiat dated June 4.

THOMAS JAGGER, Birkhead, Cheshire, victualler, June 25 and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Fletcher & Hull, Liverpool; Gregory & Co., Bedford-row.—Fiat dated June 7.

WILLIAM BROSTER, Tranmere, Cheshire, joiner and builder, June 25 and July 16 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Fletcher & Hull, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated June 9.

ABRAHAM THOMAS, Liverpool, cart owner, dealer and chapman, June 25 and July 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pezner-ton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated June 12.

THOMAS SHIPMAN the younger, WILLIAM BIRKS, and BENJAMIN SHIPMAN, Nottingham, lace manufacturers, June 18 and July 16 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sol. Wells, Nottingham.—Fiat dated May 29.

WILLIAM WORSEY, Forebridge, Castle Church, Staffordshire, dealer in stone, road contractor, dealer and chapman, June 23 at 11, and July 15 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Bowen, Stafford.—Fiat dated June 5.

ANTHONY ATKINSON, Newcastle-upon-Tyne, share broker, dealer and chapman, June 18 at half-past 10, and July 23 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hoyle, Newcastle-upon-Tyne; Crosby & Co., Church-court, Old Jewry, London.—Fiat dated May 28.

WILLIAM FREDERICK ATKINSON, Wakefield, Yorkshire, woolstapler, dealer and chapman, June 29 and Aug. 5 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Greaves, Leeds; Jacques & Co., Ely-place, London.—Fiat dated June 8.

JOHN WALFORD, Stamford, Lincolnshire, innkeeper and victualler, dealer and chapman, June 25 and July 23 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Thompson & Co., Stamford.—Fiat dated May 19.

JOSEPH NAYLOR, Cleckheaton, Birstal, Yorkshire, clock and watch maker, dealer and chapman, July 1 and Aug. 3 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harris & Clarke, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated June 7.

## MARRIAGES.

Angus Macdonald and Archibald Campbell, Regent-street, Westminster, Middlesex, army agents, July 1 at 1, Court of Bankruptcy, London, pr. d. sep. est. of A. Campbell.—Alexander Rainy, Regent-street, Piccadilly, Middlesex, estate agent, June 25 at 1, Court of Bankruptcy, London, last ex.—Wm. Jennings, Bungay, Suffolk, maltster, June 25 at 11, Court of Bankruptcy, London, last ex.—Henry Chas. Brown, Lawrence Pountney-hill, London, grocer, June 25 at 12, Court of Bankruptcy, London, last ex.—Thomas Denman, Quadrant, Regent-street, and Buckingham-street, Fitzroy-sq., Middlesex, stonemason, July 5 at 1, Court of Bankruptcy, London, and ac.—Charles Brooks, Vine-yard, Lant-street, Surrey, oarman, July 7 at 11, Court of Bankruptcy, London, and ac.—Francis Kesteven, Camden-street, Camden-town, Middlesex, builder, July 9 at 11, Court of Bankruptcy, London, and ac.—Robert Jenkinson, Manchester, baker, July 6 at 12, District Court of Bankruptcy, Manchester, and ac.—James Ogden, Reddish, Lancashire, cotton spinner, July 6 at 11, District Court of Bankruptcy, Manchester, and ac.; July 7 at 11, div.—Richard Gibson, Castle Bromwich, Warwickshire, grazier, July 6 at 11, District Court of Bankruptcy, Birmingham, and ac.—Henry Bartlett, Redditch, Worcestershire, builder, July 6 at half-past 11, District Court of Bankruptcy, Birmingham, and ac.—Richard Hodgkisson, Leamington Priors, Warwickshire, builder, July 6 at 12, District Court of Bankruptcy, Birmingham, and ac.—William Smith, Uttoxeter, Staffordshire, mercer, July 6 at 11, District Court of Bankruptcy, Birmingham, and ac.; July 13 at 11,

div.—George Russell, Birmingham, merchant, July 6 at 11, District Court of Bankruptcy, Birmingham, and ac.—Henry Dewill, Stoke-upon-Trent, Staffordshire, and Congleton, Cheshire, corn factor, July 13 at 12, District Court of Bankruptcy, Birmingham, and ac.; July 20 at 12, div.—John Horsfall, Leeds, Yorkshire, stuff merchant, July 6 at 10, District Court of Bankruptcy, Leeds, and ac.—R. J. S. Mellis, Wakefield, Yorkshire, dyer, July 6 at 10, District Court of Bankruptcy, Leeds, and ac.—George Hirst, Halifax, Yorkshire, wool stapler, July 8 at 10, District Court of Bankruptcy, Leeds, and ac.—Wm. Glover, Leeds, Yorkshire, woollen manufacturer, July 6 at 10, District Court of Bankruptcy, Leeds, and ac.—Wm. W. Blackett, Richard Thackray, and Robert Tennant, Manchester, cloth merchants, July 6 at 10, District Court of Bankruptcy, Leeds, and ac.; July 8 at 10, div. sep. est. of R. Tennant.—Thomas Hellwell, Halifax, Yorkshire, stock broker, July 6 at 10, District Court of Bankruptcy, Leeds, and ac.; July 8 at 10, div.—Charles Williams, Sunderland, Durham, carrier, July 8 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Hugh Panton, Thos. Wm. Panton, George Forster, and John Wilberforce Morley, Sunderland, Durham, iron manufacturers, July 8 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; July 8 at 1, and ac. sep. est. of H. Panton and T. W. Panton.—Mary Ramsay and Ralph Ramsay, Scotswood, Northumberland, paper manufacturers, July 8 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Thomas Jobling, High Conside, Durham, draper, July 8 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Wm. Fred. Cooper, Benj. F. Cooper, and Paul E. Cooper, Darlington, Durham, linen drapers, July 8 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Peter Hansen, Newcastle-upon-Tyne, merchant, July 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Thos. Taylor, Newcastle-upon-Tyne, grocer, July 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—John Halliwell, Newcastle-upon-Tyne, auditor, July 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—Robert Crow, Newcastle-upon-Tyne, draper, July 6 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; July 8 at 11, fin. div.—A. White, Newcastle-upon-Tyne, coal owner, July 6 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—S. Nelson, New Bond-street, Middlesex, music seller, July 7 at 1, Court of Bankruptcy, London, div.—George Part, Upper Thames-street, London, ale and porter merchant, July 7 at half-past 1, Court of Bankruptcy, London, div.—A. V. Lozman and Wm. Andrew, Fenchurch-street, London, wholesale mahogany merchants, July 13 at 12, Court of Bankruptcy, London, div.—Wm. H. Bates, Birmingham, factor, July 6 at 12, District Court of Bankruptcy, Birmingham, fin. div.—George Russell, Birmingham, merchant, July 13 at 11, District Court of Bankruptcy, Birmingham, fin. div.—Henry Hodgkins, Birmingham, shoemaker, July 6 at 11, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

William Hayward, Ashford, Kent, butcher, July 8 at 12, Court of Bankruptcy, London.—Thomas Denman, Quadrant, Regent-street, and Buckingham-street, Fitzroy-square, both in Middlesex, stone mason, July 5 at 1, Court of Bankruptcy, London.—Edward Ivimey, King-street, Twickenham, Middlesex, tea dealer, July 7 at 11, Court of Bankruptcy, London.—Wm. Wiles, Dulwich, Surrey, pawnbroker, July 7 at 2, Court of Bankruptcy, London.—Augusta Sophia Tipper, Henry Roe Tipper, and Alfred Tipper, Upper Thames-street, London, and Horton-mills, Bucks, wholesale stationers, July 6 at 11, Court of Bankruptcy, London.—Robert Tate, Regent-street, Middlesex, silversmith, July 7 at 12, Court of Bankruptcy, London.—Andrew White, Bishop Wearmouth, Durham, coal owner, July 6 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—Wm. Thomas, Treforest, near Cardiff, Glamorganshire, draper, July 8 at 12, District Court of Bankruptcy, Bristol.—Wm. Knowell, Bristol, carpenter, July 8 at 12, District Court of Bankruptcy, Bristol.—Joseph Taylor, Bury, Lancashire, grocer, July 6 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before July 6.

Joseph Chatterton, Manchester, coach builder.—Michael Sloane, Bath, Somersetshire, licensed horse dealer.—George Hirst, Halifax, Yorkshire, woolstapler.—John Jones Price, Bath, Brecon, tanner.—Charles Galt, Broad-street, London, commission merchant.—William Mitchell, Westerham, Kent, draper.—George Samuel Oswald, Newcastle-upon-Tyne, merchant.—John Gillon the younger, Liverpool, wine merchant.—Isaac Hill, Debrecs, within Saddleworth, Yorkshire, machine maker.

## FIAT ANNULLED.

Meyer Abraham Seckel and Hillery J. Basterwan, Duke-street, Aldgate, London, watch manufacturers.

## PARTNERSHIP DISSOLVED.

Joseph Edmund Pool and Frederick Horatio Boulton, Walbrook-buildings, Walbrook, London, attorneys at law and solicitors.

## SCOTCH SEQUESTRATIONS.

Robert Hunter, Leith, earthenware manufacturer.—Andrew Leslie, Aberdeen, merchant.—Peter Findlay, Glasgow, general linen merchant.—Robt. McGown, Glasgow, tavern keeper.—John Cameron, Edinburgh, grocer.—James Alexander & Co., Maybole, tailors.—Andrew Walker & Co., Tillicoultry, manufacturers.—George Symington, Paisley, ironmonger.—Robert John Henderson, Glasgow, cabinet maker.—William Hutchison & Co., Glasgow, timber merchants.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

John Fry, Wimborne, Dorsetshire, out of business, July 1 at half-past 11, Court of Bankruptcy, London.—Thomas G. Wild, Woolwich, Kent, grocer, June 24 at half-past 12, Court of Bankruptcy, London.—Sarah Newman, George's-place, Old-street-road, Middlesex, brush maker, June 23 at 11, Court of Bankruptcy, London.—Wm. Bodger, Tydd St. Mary's, near Walsbech, Lincolnshire, farmer, June 22 at 11, Court of Bankruptcy, London.—Isaac Facer, Freshwater-place, Clark's-orchard, and Coburg-street, Rotherhithe, Surrey, well borer, June 23 at 11, Court of Bankruptcy, London.—James Owen Sharland, Sale-street, Paddington, Middlesex, paper hanger, July 1 at 11, Court of Bankruptcy, London.—Wm. Grover, Evelyn-street, Lower-road, Deptford, Kent, tea dealer, July 1 at 11, Court of Bankruptcy, London.—Henry Agate, Retreat, South Lambeth, Surrey, carriage dealer, June 22 at 11, Court of Bankruptcy, London.—Wm. Brown, Strathmore-terrace, Beck-road, Shadwell, Middlesex, boarding-house keeper, June 22 at half-past 11, Court of Bankruptcy, London.—Henry James Thompson, Bartholomew-terrace, King's-square, Middlesex, chaser, June 22 at 11, Court of Bankruptcy, London.—Andrew Doyle the younger, Cow-lane, Lower Queen-street, Rotherhithe, Surrey, cooper, June 22 at 11, Court of Bankruptcy, London.—G. Forbidge, Beckford-row, Walworth, Surrey, brush maker, June 22 at half-past 11, Court of Bankruptcy, London.—W. Henry Hubbard, Gloucester-street, Queen's-square, Bloomsbury, Middlesex, surveyor, June 22 at half-past 11, Court of Bankruptcy, London.—Wm. Templeton, Beresford-street, Woolwich, Kent, practical engineer, June 22 at half-past 11, Court of Bankruptcy, London.—William Owens, Portsea, Southampton, licensed victualler, June 22 at half-past 11, Court of Bankruptcy, London.—Richard Hayward, Graham-street, Mactlesfield-street, City-road, Middlesex, out of employ, June 22 at half-past 12, Court of Bankruptcy, London.—Wm. Mullender, Chalk, near Gravesend, Kent, blacksmith, June 22 at 12, Court of Bankruptcy, London.—W. Cardozo, Adelaide-place, Forest-row, Dalton, Middlesex, out of business, June 22 at 12, Court of Bankruptcy, London.—George W. West, Hornchurch, Essex, saddler, June 22 at half-past 12, Court of Bankruptcy, London.—Afred Nash Fryer, Charing, Kent, painter, June 22 at 12, Court of Bankruptcy, London.—Ch. Thomas Silvester, Shirley, near Southampton, Hants, grocer, June 22 at half-past 12, Court of Bankruptcy, London.—Wm. Brooks, Bedminster-down, Somersetshire, file maker, July 6 at 11, District Court of Bankruptcy, Bristol.—Wm. Stroud, Wroughton, Wiltshire, butcher, July 6 at 12, District Court of Bankruptcy, Bristol.—Jonathan

*Howard*, Oldham, Lancashire, joiner, June 25 at 12, District Court of Bankruptcy, Manchester.—*J. Procter*, Longton, Staffordshire, potter, June 23 at 11, District Court of Bankruptcy, Birmingham.—*J. C. Hardy*, Birmingham, japanner, July 6 at 11, District Court of Bankruptcy, Birmingham.—*T. Mates*, Manchester, grocer, June 24 at 12, District Court of Bankruptcy, Manchester.—*Wm. Dennett*, Liverpool, watch engraver, June 23 at 11, District Court of Bankruptcy, Liverpool.—*Isaac Woodcock*, Littlemoor, Whitfield, Glossop, Derbyshire, shoe dealer, June 21 at 12, District Court of Bankruptcy, Manchester.—*Chas. Waterman*, Spaxton, Somersetshire, timber merchant, June 23 at 11, District Court of Bankruptcy, Exeter.—*Jos. Wright*, Exeter, butcher, June 24 at 1, District Court of Bankruptcy, Exeter.—*John Chesworth*, Liverpool, tailor, June 22 at 12, District Court of Bankruptcy, Liverpool.—*Joseph Gibson*, Liverpool, grocer, June 22 at 12, District Court of Bankruptcy, Liverpool.

*Saturday, June 12.*

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Abraham J. Marsden*, Dudley-hill, near Bradford, Yorkshire, manufacturer, No. 52,927 C.; *John Marsden*, new assignee, in place of *Joshua Sharp*, removed.—*James Buck*, Little William-street, Islington, Middlesex, carpenter, No. 58,471 T.; *Thos. Waddington*, assignee.—*Thos. Hale*, Long-lane, Bermondsey, Surrey, leather seller, No. 58,514 T.; *Jas. Renshaw*, assignee.—*Chas. Cole* the elder, Thomas-st., Old Kent-road, Surrey, cab proprietor, No. 58,909 T.; *Jos. Gear*, assignee.

*Saturday, June 12.*

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Hen. Pearson*, Union-st., Borough, Surrey, carpenter: in the Queen's Prison.—*Hen. Steains*, Rotherfield-st., Lower-road, Islington, Middlesex, house agent: in the Debtors Prison for London and Middlesex.—*Jas. Harding*, Guildford, Surrey, architect: in the Gaol of Horsefonger-lane.—*Wm. Miller*, Cochrane-terrace, St. John's-wood, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Thos. Miller*, Cochrane-terrace, St. John's-wood, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Walter Jones*, Georgiana-street, Camden-town, Middlesex, not in any trade: in the Debtors Prison for London and Middlesex.—*Jonas Ingham*, Broad-st., Bloomsbury, Middlesex, foreman to a builder: in the Debtors Prison for London and Middlesex.—*Henry Cates*, Sparrow-corner, Minories, London, out of business: in the Debtors Prison for London and Middlesex.—*Rich. Hen. Clewer*, Red-hill, near Reigate, Surrey, schoolmaster: in the Gaol of Surrey.—*Sam. Badder*, St. John-street-road, Clerkenwell, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Wilson*, Manchester, beer seller: in Lancaster Castle.—*Rob. Hilton*, Hale-house, Sellinge, Kent, grocer's assistant: in the Gaol of Maidstone.—*George J. Chipchase*, Newcastle-upon-Lyne, lemonade and soda water manufacturer: in the Gaol of Newcastle.—*Ralph Petch*, Newcastle-upon-Tyne, tailor: in the Gaol of Newcastle.—*John Aldersey*, Liverpool, broker: in Lancaster Castle.—*Thos. Wigg*, Great Yarmouth, Norfolk, out of business: in the Gaol of Norwich.—*Daniel Mann*, Buckden, Huntingdonshire, beer seller: in the Gaol of Huntingdon.—*Chas. Poile*, Sussex, merchant: in Dover Castle.—*Jos. Storey*, Wark, Northumberland, out of business: in the Gaol of Morpeth.—*John Forster*, Newcastle-upon-Tyne, commission agent: in the Gaol of Newcastle-upon-Tyne.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Wednesday, June 30, at 9.

*Chas. Altasin*, Cirencester-place, Fitzroy-sq., Middlesex, upholsterer.—*Dav. R. Brandon*, Finsbury-market, Finsbury-square, Middlesex, shoe maker.—*Hen. M<sup>r</sup> Henry*, Oxford-st., Marylebone, Middlesex, shoe maker.—*Margaret Hawkins*, widow, Rosemary-lane, Minories, Middlesex, licensed victualler.—*Geo. Wells* the younger, Robert's-place, North-end, Fulham, Middlesex, clerk at the Admiralty Office.—*John Cross*, Great Portland-street, Oxford-street, Middlesex, house painter.—*Boas J. Cruchley*, Clement's-inn, Strand, Middlesex, gentleman.

*Court-house, NORWICH, (City), June 29, at 10.*

*John Mitchell*, Norwich, linen draper.—*Geo. B. Bayfield*, Norwich, out of business.—*Edw. Graham*, Norwich, clerk in the Audit Office of the South Eastern Railway Company.—*Rob. Arthurton*, Norwich, blacksmith.—*Benjamin Daniels*, Norwich, butcher.

*Court-house, NORWICH, Norfolk, June 29 at 10.*

*John Ecclestone*, Great Yarmouth, tailor.—*Jas. Gathercole*, Upwell, pork butcher.—*John E. George*, Great Yarmouth, seaman.—*Paul Ribbons*, Cottepey, labourer.

*Court-house, HEREFORD, (County), June 30 at 10.*

*Wm. Baylies*, Hereford, brazier.—*Thos. Corbett*, Weston Beggard, dealer in cider.

*Court-house, PRESTIGE, Radnorshire, June 29 at 10.*

*John Lewis* the younger, Rhayader, slubber.

INSOLVENT DEBTOR'S DIVIDEND.

*John Phillips*, Voelach, Carmarthenshire, farmer, *Ferry's*, Carmarthen: 8s. 9d. in the pound.

FRIDAY, JUNE 18.

BANKRUPTS.

EDMUND MAUDE, WILLIAM HENRY JONES, GEORGE MAUDE, and WILLIAM ASPDIN, Northfleet, Kent, Portland cement manufacturers, (trading under the firm of Maudes, Jones, & Aspdin), June 25 at half-past 12, and July 28 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Lawrence & Plews, Old Jewry-chambers, London.—Fiat dated June 5.

FREDERIC YOUNG, Basinghall-street, London, and Peter-street, Hackney-road, Middlesex, woollen warehouseman, June 23 at 11, and July 21 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Chamberlayne, Great James-street, Bedford-row.—Fiat dated June 16.

JOHN DALLISSON BROWNE, Walthamstow, Essex, surgeon and apothecary, dealer and chapman, June 25 at half-past 1, and July 23 at half-past 2, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Badham & Co., Verulam-buildings, Gray's-inn.—Fiat dated June 15.

WILLIAM THORNE, Crawley-street, St. Pancras, Middlesex, linendraper, dealer and chapman, June 29 at half-past 12, and July 27 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Jones, Sise-lane.—Fiat dated June 16.

JOSEPH HALL, Broadway, Westminster, Middlesex, currier, leather seller, leather cutter, dealer and chapman, June 25 at 2, and July 23 at 3, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Hudson, Bucklersbury.—Fiat dated June 16.

HENRY FOAN, Yeovil, Somersetshire, glove manufacturer and general shopkeeper, July 8 at 1, and July 27 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Hancock, Yeovil; Stogdon, Southernhay, Exeter; Gregory & Co., Bedford-row, London.—Fiat dated June 8.

THOMAS HUNTER, Bishopwearmouth, Durham, grocer, June 29 at 12, and July 27 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hoyle, Newcastle-upon-Tyne; Hill & Mathews, Bury-ct., St. Mary Axe, London.—Fiat dated June 4.

ROBERT M'DOWALL BROWN, Sheffield, Yorkshire, merchant, July 2 and 23 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Hoole & Co., Sheffield; Tattersall & Co., Great James-street, London.—Fiat dated June 9.

FRANCIS WILLIAMS, HARRISEHEAD, Wolstanton, Staffordshire, grocer and provision dealer, June 26 and July 24 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Cooper, Congleton; Smith, Birmingham.—Fiat dated June 14.

ALFRED GERARD ROBINSON, Rothley, Leicestershire, woolstapler, July 2 and 30 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Harris & Luck, Leicester; John Bowley, Nottingham.—Fiat dated June 5.

RICHARD COX, Chalford, Gloucestershire, stone mason and builder, July 8 and 30 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Paris, Stroud; Briailey, Pancras-lane, London.—Fiat dated June 9.

**WAPLES WARDEN**, otherwise **WAPLES CAN WARDEN**, Birmingham, corn agent and corn dealer, boot and shoe dealer, dealer and chapman, July 1 and 29 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Ryland, Birmingham; Pell, Welford; Weller, King's-road, Bedford-row, London.—Fiat dated May 29.

## MEETINGS.

**John Tisley**, High-street, Southwark, Surrey, woollen draper, June 30 at half-past 12, Court of Bankruptcy, London, pr. d.—**W. Mills**, Foster-lane, London, glove manufacturer, July 1 at 12, Court of Bankruptcy, London, ch. ass.—**Geo. Pratt** and **John Bodle**, Addison-road North, and Queen's-road, Notting-hill, Middlesex, builders, June 30 at half-past 11, Court of Bankruptcy, London, last ex.—**Arthur Beniley**, Bury, Lancashire, iron founder, July 1 at 11, District Court of Bankruptcy, Manchester, last ex.—**H. Jones**, Grosvenor-row, Fimlico, and Smith-street, King's-road, Chelsea, Middlesex, oilman, July 9 at 1, Court of Bankruptcy, London, sud. ac.—**George Th. Day**, Commercial-road, Fimlico, Middlesex, civil engineer, July 9 at half-past 11, Court of Bankruptcy, London, sud. ac.—**Saul Charles Aaron**, Brighton, Sussex, auctioneer, July 8 at half-past 11, Court of Bankruptcy, London, sud. ac.—**Robert Brown**, Milner-place, Lower-marsh, Lambeth, Surrey, baker, July 8 at half-past 11, Court of Bankruptcy, London, sud. ac.—**John Dymoke Elliott**, Hermsingford-place, Barnsbury-road, Islington, Middlesex, and Giltspur-st., London, chemist, July 9 at 11, Court of Bankruptcy, London, sud. ac.—**Joseph Pickett**, Everett-st., Brunswick-square, Middlesex, cowkeeper, July 9 at 11, Court of Bankruptcy, London, sud. ac.—**W. Walker**, Beresford-square, Woolwich, Kent, grocer, July 10 at 1, Court of Bankruptcy, London, sud. ac.—**Jacques Louis Bourdon** and **Peter Jos. Meugens**, Finch-street, Whitechapel, Middlesex, sugar refiners, July 9 at half-past 11, Court of Bankruptcy, London, sud. ac.—**John Alfred Trimmer**, Brentford, Middlesex, victualler, July 9 at 12, Court of Bankruptcy, London, sud. ac.—**Thos. Bourne**, Liverpool, corn factor, July 12 at 11, District Court of Bankruptcy, Liverpool, sud. ac.—**Ralph Pickstone**, Hulme, Manchester, grocer, July 12 at 12, District Court of Bankruptcy, Manchester, sud. ac.; July 18 at 12, div.—**John Buckley**, **Joseph Buckley**, and **Henry Buckley**, Manchester, and Todmorden, Lancashire, cotton manufacturers, July 9 at 12, District Court of Bankruptcy, Manchester, sud. ac.—**Ralph Thompson**, Newcastle-upon-Tyne, watch maker, July 9 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.—**Henry George Gibson**, Newcastle-upon-Tyne, chemist, July 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.—**Conrad Haverkam Greenhow**, North Shields, Northumberland, ship broker, July 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.—**Wm. Bearup**, Newcastle-upon-Tyne, builder, July 9 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.—**Jas. Joyce**, Warwick-lane, London, corn dealer, July 9 at 1, Court of Bankruptcy, London, div.—**George Wall**, Old Jewry, London, linen factor, July 8 at 11, Court of Bankruptcy, London, fin. div.—**Rich. Stafford**, Warnford-court, London, share agent, July 8 at 12, Court of Bankruptcy, London, div.—**Jas. Ashley** and **Joshua Jones Ashley**, Regent-st., Westminster, bankers, July 8 at 12, Court of Bankruptcy, London, fin. div. sep. est. of **Jas. Ashley**.—**J. Martin**, Tonbridge Wells, Kent, builder, July 8 at 11, Court of Bankruptcy, London, fin. div.—**Benj. Clark**, Kingston-upon-Thames, Surrey, export porter merchant, July 8 at half-past 12, Court of Bankruptcy, London, div.—**Jas. Cox**, Norwich, cabinet maker, July 8 at half-past 12, Court of Bankruptcy, London, div.—**Robert Huichinson**, Jewry-st., Aldgate, London, leather seller, July 8 at 1, Court of Bankruptcy, London, div.—**John Brown**, Great Queen-st., Lincoln's-inn-fields, Middlesex, carver and gilder, July 8 at 1, Court of Bankruptcy, London, fin. div.—**Hugh Panton**, **T. Wm. Panton**, **Geo. Forster**, and **John Wilberforce Morley**, Sunderland, Durham, iron manufacturers, July 9 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div. sep. est. of **Hugh Panton** and **Thomas Wm. Panton**.—**Wm. Fred. Cowper**, **Benj. Farrer Cowper**, and **Paul Edwin Cowper**, Darlington, Durham, linen drapers, July 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—**J. Lucy** the younger, Liverpool, tailor, July 12 at 12, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**John Alfred Trimmer**, Brentford, Middlesex, victualler, July 9 at 12, Court of Bankruptcy, London.—**W. Walker**, Beresford-square, Woolwich, Kent, grocer, July 10 at 1, Court of Bankruptcy, London.—**Wm. Christopher Wells**, Claremont-terrace, Pentonville, Middlesex, and Poultry, London, merchant, July 9 at 12, Court of Bankruptcy, London.—**Antonio Hipolito Lafargue**, Gould-square, Crutched-friars, London, ship owner, July 10 at 12, Court of Bankruptcy, London.—**David Richard Thomas**, Carmarthen, draper, July 15 at 12, District Court of Bankruptcy, Bristol.—**J. Ward**, Runcorn, Cheshire, grocer, July 12 at 11, District Court of Bankruptcy, Liverpool.—**Ralph Pickstone**, Hulme, Manchester, grocer, July 12 at 12, District Court of Bankruptcy, Manchester.—**Robert Ballantyne**, Liverpool, merchant, July 12 at 12, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 9.

**Charles Iles**, Bristol, out of business.—**Ed. Clark**, Mortimer-road, Kingland, Middlesex, builder.—**John Minstorn Vaughan**, Bristol, builder.—**John David Symes**, Axminster, Devonshire, corn dealer.—**Thos. Harris Beal**, Wingham, Kent, grocer.—**Chas. Edmonstone**, Over Darwen, Lancashire, paper manufacturer.—**Wm. Townley**, Blackburn, Lancashire, cotton spinner.

## SCOTCH SEQUESTRATION.

**Robert Campbell Smart**, Edinburgh, engraver.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Henry Woolf**, Thornbury-park, Stoke Newington-common, Middlesex, out of business, July 1 at 12, Court of Bankruptcy, London.—**Wm. Denithorne**, Macclefield-st. North, City-road, Middlesex, wheelwright, July 1 at 12, Court of Bankruptcy, London.—**Wm. Aug. Crosby**, Hermes-street, Pentonville, Middlesex, writing master, July 1 at half-past 11, Court of Bankruptcy, London.—**Edw. Elstone**, Windsor, Berkshire, hackneyman, June 24 at 11, Court of Bankruptcy, London.—**Hen. Stainer**, Redbridge, Southampton, butcher, July 1 at 11, Court of Bankruptcy, London.—**Sam. Raynam**, Bury St. Edmund's, Suffolk, butcher, June 24 at 11, Court of Bankruptcy, London.—**Wm. Webb**, Newport Pagnell, Buckinghamshire, farm bailiff, June 25 at 11, Court of Bankruptcy, London.—**John Souter**, Breadport-st., Blandford-sq., Middlesex, tailor, June 24 at 1, Court of Bankruptcy, London.—**Uriah Miller**, Percy-circus, Pentonville, Middlesex, clerk to a banker, June 22 at 1, Court of Bankruptcy, London.—**Charles Christmas**, Upper Manor-street, Chelsea, Middlesex, coal dealer, June 25 at 11, Court of Bankruptcy, London.—**Jas. H. Wilkin**, Hadleigh, Suffolk, millwright, June 25 at 11, Court of Bankruptcy, London.—**Thos. S. Wilkinson**, Holly-st., South Dalston, Middlesex, clerk in the Admiralty Registry, Doctors-commons, London, June 29 at 11, Court of Bankruptcy, London.—**Jeremiah O'Connor**, Myrtle-st., Hoxton, Middlesex, out of business, June 25 at 11, Court of Bankruptcy, London.—**Richard H. George**, Eton, Buckinghamshire, saddler, June 29 at half-past 11, Court of Bankruptcy, London.—**C. Brownson**, Luton, Bedfordshire, butcher, June 24 at 1, Court of Bankruptcy, London.—**Wm. Wilson**, Duke-st., St. George's in the East, Middlesex, dealer in tea, June 24 at 1, Court of Bankruptcy, London.—**William Bailey** the younger, Chaddle, Cheshire, farmer, June 30 at 12, District Court of Bankruptcy, Manchester.—**Geo. Hindley**, Manchester, retailer of beer, June 28 at 11, District Court of Bankruptcy, Manchester.—**Jacob Pipes**, Derby, boot maker, July 2 at 11, Exchange-rooms, Nottingham.—**John Winn**, Washingboro, Lincolnshire, labourer, July 2 at 11, Exchange-rooms, Nottingham.—**Wm. Widdeon**, Southwell, Nottinghamshire, baker, July 2 at 11, Exchange-rooms, Nottingham.—**John Daisa**, Woodford, Berkshire, Gloucestershire, grocer, June 22 at 11, District Court of Bankruptcy, Bristol.—**John Gibbons**, Box, Wiltshire, shopkeeper, June 24 at 11, District Court of Bankruptcy, Bristol.—**Uriah Yates**, Buralem, Staffordshire, grocer, June 26 at half-past 11, District Court of Bankruptcy, Bir-

mingham.—*Benj. Hancock*, Kidsgrove, Wolstanton, Staffordshire, brickmaker, June 26 at half-past 11, District Court of Bankruptcy, Birmingham.—*Edw. Moseley*, Wolverhampton, Staffordshire, shoe maker, June 26 at 11, District Court of Bankruptcy, Birmingham.—*Charles Lewis*, Shelton, Stoke-upon-Trent, Staffordshire, painter, June 26 at half-past 11, District Court of Bankruptcy, Birmingham.—*James Lowe*, Kidderminster, Worcesterhire, out of business, July 6 at 12, District Court of Bankruptcy, Birmingham.—*Charles Sale*, Derby, ale and porter merchant, July 16 at 11, Exchange-rooms, Nottingham.—*Jos. Wm. Beal*, Rochdale, Lancashire, shoemaker, July 1 at 12, District Court of Bankruptcy, Manchester.—*Joseph Moutt*, Adwood-lane, near Stockport, Cheshire, licensed victualler, June 25 at 12, District Court of Bankruptcy, Manchester.—*Jaacob Joel*, Newport, Monmouthshire, retailer of beer, June 22 at half-past 11, District Court of Bankruptcy, Bristol.

Wednesday, June 16.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Richard Holding*, Camden-row, Kentish-town-road, Middlesex, stone mason: in the Queen's Prison.—*M. Schmidt*, Cambridge-st., Golden-square, Middlesex, professor of music: in the Queen's Prison.—*Rick Terry*, Manor-place, Walworth, Surrey, brewer: in the Gaol of Horseonger-lane.—*Thos. Rishworth*, Earl's-terrace, Kensington, Middlesex, general agent: in the Debtors Prison for London and Middlesex.—*Jas. Hopps Nuttall*, Manchester, eating-house keeper: in Lancaster Castle.—*John Whitehead*, Hulme, Manchester, clerk of the works at the Manchester new race-course: in Lancaster Castle.—*George Davenport Thomas*, Liverpool, out of business or employment: in Lancaster Castle.—*John Howarth*, Blackburn, Lancashire, labourer: in Lancaster Castle.—*Abraham Banks* the younger, Liverpool, general broker: in Lancaster Castle.—*Thomas Bentley* the elder, Clitheroe, Lancashire, dealer in tea: in Lancaster Castle.—*James Hughes*, Liverpool, butcher: in Lancaster Castle.—*Thomas Holt*, Blackburn, Lancashire, out of business: in Lancaster Castle.—*James Dalsell*, Manchester, out of business: in Lancaster Castle.—*George Barnes*, Accrington, Lancashire, millwright: in Lancaster Castle.—*William Stubbs*, Preston, Lancashire, out of business: in Lancaster Castle.—*John Slingsby*, Morton, near Manchester, cattle dealer: in Lancaster Castle.—*John Tappan*, Liverpool, estate agent: in Lancaster Castle.—*Maria Howe*, Manchester, oyster dealer: in Lancaster Castle.—*John Spencer*, Liverpool, watch maker: in Lancaster Castle.—*Mark Griffiths*, Camrose, Pembroke-shire, farmer: in the Gaol of Herefordwest.—*Edw. Taylor*, Blackburn, Lancashire, retail dealer in ale: in Lancaster Castle.—*Stephen Vowles*, Bristol, painter: in the Gaol of Bristol.—*Benjamin Green* the younger, Landport, Portsea, Hampshire, butcher: in the Gaol of Portsmouth.—*Peter Myles*, Manchester, assistant in a beer house: in Lancaster Castle.—*Roseland Belwood*, Liverpool, joiner: in the Gaol of Liverpool.—*J. D. Leggett*, Landport, Portsmouth, Southampton, newspaper agent: in the Gaol of Winchester.—*Wm. Dayer*, Linton, Herefordshire, labourer: in the Gaol of Hereford.—*Thomas Hartley*, Leeds, Yorkshire, foreman to a hatter: in York Castle.—*Thomas Young*, Regent-street, Middlesex, professional singer: in the Gaol of Canterbury.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, July 2, at 9.

*Thos. S. Dean*, Diddington-place, Caledonia-road, Islington, Middlesex, dealer in railway shares.—*Henry L. Dunn*, Sherborn-street, Lower Islington, Middlesex, out of business.—*John Thos. Anderson*, Belmont-place, Old Bethnal-green-road, Middlesex, furniture broker.—*Robert Arnall*, Avenue-road, Regent's-park, Middlesex, livery-stable keeper.—*A. O. T. Greenwell*, Union-gardens, East-street, Globe-fields, Mile-end New-town, Middlesex, out of business.—*Fras. G. Aton*, Broad-street-buildings, London, manager of a wine and spirit shades.—*R. F. Jackaman*, Bryan-street, Caledonia-road, Islington, Middlesex, clerk in the Customs.—*James Harell*, Shaftesbury-street, New North-road, Middlesex, clerk to a coach proprietor.

July 5, at the same hour and place.

*Samuel Badder*, St. John-street-road, Middlesex, out of business.—*Thos. Constable*, Great Windmill-street, Hay-

market, Middlesex, tobacco dealer.—*George Loveland*, Canning-road, Middlesex, shoemaker.—*Richard Mungrove*, Granville-square, Clerkenwell, Middlesex, manager to an outfitter.—*John Hooker Williamson*, Water-lane, Fleet-street, London, engraver.

Court-house, DURHAM, (County), July 2 at 10.

*Wm. Humphreys*, Hartlepool, watch maker.—*Nicholas Aitken*, Milstead, near Bristol, Somersetshire, glass maker.—*Jonathan Elstob*, Houghton-le-Spring, cabinet maker.—*Wm. Dinnin*, Durham, pattern maker at Murray's iron foundry.—*George Henderson*, North Hylton, near Sunderland, cow-keeper.—*Charles Robson*, Wrekenton, Gateshead Fell, miller.—*Thos. Linwood*, Millburngate, tailor.—*Matthew Flower*, Bishopwearmouth, auctioneer.—*James Cooper*, Jarrow, steam dealer.

Court-house, NEWCASTLE-UPON-TYNE, Northumberland, July 5 at 10.

*Patrick Miller Smith*, Newcastle-upon-Tyne, out of business.—*George Johnson Chipchase*, Newcastle-upon-Tyne, soda water manufacturer.—*Thomas Wilde*, Newcastle-upon-Tyne, victualler.—*Chas. Oyle*, Newcastle-upon-Tyne, auctioneer.—*Ralph Peck*, Newcastle-upon-Tyne, tailor.—*Jas. Forster*, Newcastle-upon-Tyne, commission-agent.—*Joseph Storey*, Wark, out of business.

MEETING.

*Thomas Parkin*, Mabledon-place, New-road, Middlesex, ship and insurance broker, July 9 at 11, Cotterill's, Throgmorton-street, London, sp. aff.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—*Frederick Charsley*, of Amersham, Buckinghamshire; *Edwin Clarke*, of Longton, Staffordshire; *Henry Reynolds*, of Handsworth, Staffordshire.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—The Hon. Frederick Leveson Gower, for the borough of Derby, in the room of the Hon. John George Brabazon Ponsonby, (commonly called Viscount Duncannon), now Baron Ponsonby, called up to the House of Peers.

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# The Jurist

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JUNE 26, 1847.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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LONDON, JUNE 26, 1847.

Those who, on any subject, throw out ideas somewhat earlier than others are ready to adopt them, prepare for themselves for the future both pleasure and pain: pleasure, in seeing (if they live long enough) the adoption and realisation of those plans that they themselves believed to be sound and important, and announced as such, when others either wholly overlooked them, or treated them as foolishness: pain, in seeing (as, at least, most generally happens) that, though the ideas are adopted, the original propounders of them are forgotten, and that the credit which they ought to have is taken, sometimes unfairly, but mostly in all honesty, by others. The pleasure or the pain will predominate, in general, according to the relative degrees in which the inventor, if we may so call him, possesses the two qualities of love of his ideas for themselves, or desire of reputation as the author of them. The higher order of spirits will rejoice more at seeing their ideas become dominant, than they will grieve at being personally unknown as the originators of them. Nay, they will sometimes scarcely take the trouble to vindicate their claim to be the originators, and content themselves with seeing their ideas penetrating and pervading the mass, and with quietly enjoying their secret laugh at the self-complacency of those who, having with difficulty imbibed their ideas, they know not how or whence, reissue them as novelties that they themselves have discovered.

We have been led into these reflections by what has taken place, in reference to the humble efforts of this Journal to advance jurisprudential improvements, particularly in regard to the administration of what may be termed the judicial business of Parliament. Were the question merely the personal reputation of the conductors of this Journal, we, as one of them, should

aim at classing ourselves with those to whom the expression of their ideas for the improvement of the subjects on which they possess knowledge is, as it were, the mere satisfaction of a mental want; and, provided we had the gratification of seeing ideas that we knew to be ours, and believed to be important, extend, and take effect, we should not trouble ourselves to assert our paternity in regard to them; but, on behalf of this Journal, we feel very differently. To take the lead in suggestions of improvement was early considered one of the principal titles to usefulness of THE JURIST, and has always accordingly been one of its great aims; and believing that its usefulness is much influenced by its having the reputation of taking such a lead, we cannot consent to let others bring out, at the eleventh hour, as of their own invention, plans of jurisprudential reform suggested in THE JURIST long ago, and repeatedly discussed in its pages, and possibly owing to their being so suggested and discussed, the accident of being first brought before the public notice.

The subject to which we are now specially alluding is that of the reform of parliamentary proceedings, in adjudicating upon railway and other private bills for carrying into effect works requiring parliamentary powers. Not long ago, in a discussion in Parliament upon contemplated improvements in the mode of trying applications for railway acts, several members threw out suggestions that nothing satisfactory would be done until the committees were altogether abolished, and some standing body of judicial character appointed in their place; and these suggestions were thrown out as if, both from their novelty and their audacity, the members uttering them, were half afraid of what they had said.

Again, in a very recent number of a quarterly journal devoted to law\*, occurs the following passage, in

\* Law Review, No. 10, p. 361.

which the idea is put forth as if the writer thought it a new one. "It deserves," he says, "the most careful consideration whether the only remedy—the only measure bearing the semblance of a remedy for the enormous evil complained of—is not the creating a communion of impartial men—not adherents of a minister or of a party—not men sitting in Parliament, and subject to all the influence of party, of intrigue, of canvass—not removable at the nod of a government—but men separated like the judges of the land, from all professional, and placed above all political, influences, and who, like the judges, are both pure in fact, and unsuspected in public opinion—who will, therefore, command the respect both of Parliament and of the country. Let this judicial body examine each contested case, not of railway only, but of all private bills; and having examined and tried the questions raised on it between the parties, let it report to Parliament. Parliament will pay such respect to its decisions and appeals, and re-examination will be extremely rare; and thus, without at all abandoning its privileges, or losing its control, each House will be able to perform its legislative functions with public benefit, and to the public contentment." And thus, the idea of substituting for the present system of committees, a *bona fide* court, with judicial capabilities and judicial responsibilities, seems fairly launched.

In the soundness of these suggestions we most fully concur. But we take leave to remind our readers that they were advocated in the pages of THE JURIST so far back as February, 1845, and have been since then from time to time insisted upon; and we recall their particular attention to papers in the 9th volume of THE JURIST, pp. 293 and 457, in the latter of which the subject was discussed with some minuteness, and the outline of a court, to act by way of a Judicial Committee to advise Parliament on the subject of applications for parliamentary powers, was sketched out.

To what extent our suggestions on the subject may have led to its consideration and discussion, and to the adoption by more influential persons than ourselves, of ideas similar to ours, we know not, nor is it very material. Suffice it to say, that long ago THE JURIST foresaw the necessity which has been since gradually more and more impressing itself upon the public and parliamentary mind; and that so far as the improvements proposed have as yet taken any specific shape, such shape has been that which has been pointed out as advisable in the pages of this Journal.

#### OBSERVATIONS ON THE 39TH OF THE GENERAL ORDERS IN CHANCERY OF 1841.

Most of the points that suggest themselves upon the construction of the 39th Order of 1841 have become settled by decision. But there is one which occasionally occurs, and which has not yet been fairly brought before the Court. We allude to the case where the plaintiff, omitting more than one party alleged by the defendant to be necessary, is ready to yield to the objection as to some of the parties, and not as to others. Suppose, for instance, the defendant objects, by his answer, that A. and B. ought to be parties, and the plaintiff, agreeing that A. is a necessary party, and being prepared to amend the bill by making him a party, is

also prepared to take the opinion of the Court whether B. is a necessary party. The question is, in what form is the plaintiff to set down the cause. The 39th Order says, that, "where the defendant shall, by his answer, suggest that the bill is defective for want of parties, the plaintiff shall be at liberty, within fourteen days after answer filed, to set down the cause upon *that* objection only; and the purpose for which the same is so set down shall be notified by an entry to be made in the Registrar's Book in the form, or to the effect, following; that is to say, 'Set down upon the defendant's objection for want of parties.'"

Is, then, the plaintiff to set down the cause upon the objection that B. is not a party; or is he bound to set it down upon the objection generally, and to give up one part of the objection at the hearing? It is obvious that he *may* pursue this latter course; but the result must necessarily be, that he will be beaten upon part of the objection, and he may thereby be exposed to be ordered to pay the costs of hearing the cause upon the objection; because, although it may be argued, that the defendant, not sustaining his objection as a whole, must be held to have failed, it may be urged on the other side that the plaintiff, succumbing to part of it, has not succeeded in shewing that the defendant's objection is ill founded. At any rate the plaintiff setting down the cause in this manner cannot, by any possibility, be in a position to ask for costs against the defendant.

To the other mode of setting down the cause, *viz.* upon the objection that B. is a necessary party, it is objected, that the Court has no jurisdiction to hear the cause so set down; that the Court has jurisdiction under the 39th Order to hear the cause upon the *defendant's* objection, and not otherwise; that the defendant's objection is not that B. merely is a necessary party, but that A. and B. are necessary parties; and, therefore, to split his objection into two objections, and set the cause down upon one of them, is to make an objection for the defendant, and not to hear the cause upon *his* objection. There is something in this construction of the Order which is very pleasing to the legal mind, from its air of extreme technical accuracy: nevertheless we imagine, that, if it should come before the Court and be argued, it will not be supported.

The object of the Order, to be collected from the latter part of it, is to enable the parties to a cause, to take care at an early stage of it that all the persons necessary as parties upon the allegations of the bill and answer (assuming those allegations to be true) shall be brought at once before the Court, so that neither party may be put to the expense and inconvenience resulting from going into evidence and bringing a cause to a hearing in an incomplete state, and then having it stand over as a matter of course, to be made complete if it can. If, when the defendant has taken the objection by his answer, the plaintiff submits to the entire objection and amends his bill, the setting down of the cause under the 39th Order is of course rendered wholly unnecessary, and the plaintiff is of course put to no other costs than those of amending the bill. If, where the defendant objects to the absence of several parties, the plaintiff could (as may in some cases be possible) amend his bill as to some, and still set down the cause within the time prescribed by the 39th Order, he would in fact remove part of the defendant's objection; and if, having done so, he sets down the cause upon the objection that the remainder of the persons suggested by the defendant are necessary parties, why should it be said that that is not the defendant's objection? True, it is not the whole of the defendant's original objection, but so much of the defendant's objection as the plaintiff has cured is necessarily gone, and what remains is, we submit, the defendant's objection. The defendant is in no manner damaged by the effect of this construction of

the Order; because the hearing, if necessary, remains so, not by reason of anything the plaintiff has done, but by reason of the defendant's taking the objection. Then, if it would be correct to set down a cause upon the defendant's objection that B. is a necessary party, where the plaintiff has actually reduced his objection to that, by amending as to A., why should it not be held that the cause is well set down within the Order, upon the objection that B. is a necessary party, where the plaintiff, although precluded by want of time from actually amending, virtually reduces the defendant's objection to an objection that B. is a necessary party, by yielding to the remainder of the original objection, and taking upon himself the liability to amend?

But, taking another view of the question, and looking at the literal meaning of the Order,—when it speaks of the defendant's objection for want of parties, does it not treat the objection as a thing of itself, irrespective of the question, whether it applies to one or to many parties? Whether the defendant requires one or two or more additional parties to the suit, his objection is still simply, that the suit is defective. The reason of the objection is, that all the parties that ought to be present are not present; but the objection remains so long as any part of the reason remains; and whether the plaintiff denies the validity of the objection as to every party suggested, or as to some only, still he is denying the validity of the objection. In this view, therefore, it would be strictly accurate to set a cause down upon the defendant's objection, that A. or B. is a necessary party, omitting all notice of the other of them. The point occurred in a case of *Bradstock v. Whatley*, (6 Beav. 451), but was not noticed in argument. In that case the defendants objected, that the suit was defective for want of parties, and, amongst other persons, they insisted, that the personal representative of A. was a necessary party. The plaintiff set the cause down upon the objection, that the personal representative of A. was a necessary party; and he submitted to the other objections. That there was a peculiarity in the mode of setting down the cause clearly did not escape notice, because we find the Court framing the order specially. "As to the form of the order," said the Master of the Rolls, "I think there ought to be some constat of what has been decided by the Court. The proper form of order would seem to be this: The defendants having, by their answer, objected, that certain persons (naming them) are necessary parties to this suit, the plaintiff caused the objection to be set down, and demanded the opinion of the Court, whether the personal representative of A. was a necessary party to the suit, wherefore &c., the Court held, that, as the record was now framed, such personal representative was not a necessary party." And the costs were reserved.

No objection, however, seems to have been taken that the cause was improperly set down; and certainly the point was not argued, so that the case of *Bradstock v. Whatley* cannot be considered as an express decision.

If the 39th Order of 1841 is not to be construed in the way for which we have contended, consequences would follow, which seem greatly at variance with the spirit of that Order. In most cases, where a bill is defective for want of parties, it is so from the absence of personal representatives of deceased persons, or from the absence of persons as parties, whom it is difficult to bring regularly before the Court, so that it becomes quite impracticable to amend the bill within the fourteen days prescribed by the 39th Order of 1841. Then what is the plaintiff to do? Is he to be compelled to set down the cause on the defendant's objection, as it stands, without attempting to amend, and, therefore, without the possibility of being wholly successful? Or is he to amend, and let the fourteen days pass by, and leave it to the defendant to renew or not to renew, as he

may think fit, his objection as to the party still omitted? As to the first course, undoubtedly, as we have already stated, he may pursue it, but it can scarcely be thought the intention of the Order to make it compulsory on a plaintiff to take a course in which he can by no possibility be completely successful. As to the second course, as it has been decided that the Court has no power after the fourteen days to give leave to set the cause down under the 39th Order, (*Calvert v. Gandy*, 9 Jur. 122), the difficulty arises, that, unless the defendant renews his objection, the plaintiff cannot set the cause down to be heard; and then the effect would seem to be, that the plaintiff must be in the same position at the hearing as if he had wilfully neglected to set the cause down upon the defendant's objection. So that if our construction of the Order is not the right one, its effect is, in a considerable class of cases, to make it compulsory on a plaintiff either to take a course of proceeding which unavoidably entails partial failure, or to take another which deprives him of the opportunity of acting under the Order, and, at the same time, leaves him to incur the penalties imposed for neglecting to act under it.

That construction, which would lead to such consequences, cannot, we conceive, be the true construction of the Order, unless the words used are incapable of any other. We submit that they are capable of the more liberal construction; and that such will be the construction put upon them by the Court should the point come before it for argument.

#### ON THE WRIT OF MANDAMUS.

(Continued from p. 231).

In the event of parish officers omitting or refusing to do any act which, by law, they ought, the Court of Queen's Bench will interfere in a summary way by writ of mandamus in order to compel them, as we have already seen they will in the case of justices of the peace, provided the party applying has no other remedy; therefore a mandamus will be granted to compel the old overseers to deliver their public books and papers to their successors, the Court saying, that, as they were public books, they ought to be delivered over by one overseer to the other, that all the parishioners may have access to them; and for this purpose the churchwardens and overseers for the time being were the proper parties to have the custody of them. (*Row v. Blatshew*, 1 Bott, P. L., pl. 315; *Row v. Olapham*, 1 Wils. 305). So, where an assistant overseer, after the expiration of his office, having refused to deliver up the parochial books to the existing overseers, they applied to two justices under the statute, but the justices refused to interfere, the Court, however, granted a mandamus to compel the assistant overseer to deliver up the books. (*Reg. v. Fox*, 1 W., W., & H. 4). And where, by a statute regulating the affairs of the poor of a certain place, the guardians and overseers were directed to adjust their accounts at quarterly meetings of their own body, and an appeal was given to the sessions in respect of all matters done by virtue thereof; but the statute was silent as to any submission of the overseers' and guardians' accounts to the majority, as required by the 50 Geo. 3, c. 50; the Court granted a mandamus to the guardians and overseers to pass their accounts in the manner required by that statute. (*Reg. v. The Justices of Warwickshire*, 2 D. & R. 299; S. C., 1 Cas. Mag. 256). And, where commissioners were entrusted by act of Parliament with the regulation of the expenditure of a parish, the Court granted a mandamus to compel them to levy a rate for the purpose of paying off a sum borrowed on the rates by the former commissioners, without pledging their

personal security, although the liabilities created under the former act were reserved by the new act, the latter directing that the commissioners should be sued in the name of their clerk. (*Res v. The Commissioners of St. Paul's, Chadwell*, 1 M. & R. 591; *Res v. Carpenter*, 6 Adol. & Ell. 794). Where a local act required a select vestry from time to time to make rates for the relief of the poor, and also for the support and repair of the churches, and rate-payers were empowered to appeal to the vestry, and also to the quarter sessions: it was also provided, that nothing in the act contained should avoid any ecclesiastical law, or in any manner interfere with persons having ecclesiastical jurisdiction over the parish: the Court held, first, that, notwithstanding this saving of ecclesiastical rights, the Court had jurisdiction to issue a mandamus to compel the vestry to make such a rate for the repair of the churches; secondly, that a general refusal to do either of two things, one of which the vestry was required to do by act of Parliament, was sufficient to entitle the churchwardens to the mandamus; thirdly, that a colourable adjournment of the question, under the pretence of waiting until the churchwardens had furnished estimates of the sum of money which would be required for the repair of the churches, was equivalent to a positive refusal to make a rate: they, therefore, directed a mandamus to issue. (*Reg. v. St. Margaret's, Leicester*, 1 Per. & D. 116; S. C., 8 Adol. & Ell. 889; 2 Will. 4, c. 10). So, a mandamus lies to the inhabitants of a parish liable to contribute to the church-rate to meet and assemble together with the minister to elect churchwardens. (*Res v. The Inhabitants of Ris*, 2 B. & Ad. 197; *Stutter v. Freeston*, 1 Stra. 52, overruling *Anon. case*, 2 Stra. 686). And where there were two united parishes, the Court granted a mandamus to the churchwardens and overseers to assemble a meeting pursuant to sect. 24 of the 10 Ann. c. 11, for the purpose of agreeing upon, and ascertaining, the monies and rates to be assessed for the repair of the church of one of those parishes, although a mandamus does not lie to churchwardens to make a church-rate. (*Res v. St. Margaret's and St. John's*, 4 M. & S. 250). So, a mandamus lies to the churchwardens and overseers of the poor to make rates for the relief of the poor. (*Liddleston v. The Mayor of Exeter*, Foley, 18; S. C., 1 Bott, P. L., pl. 80; 9 Will. 3; see also *Res v. Barnstaple*, 1 Barn. 137; S. C., 1 Bott, P. L., pl. 85; 1 Nol., P. L., 62; *Res v. Fleshford*, Andr. 24; *Res v. The Guardians of the Poor of Canterbury*, 4 Burr. 2293). And in this case the writ will be granted without a rule to shew cause, for otherwise the poor might starve. (*Res v. Fisher*, Say. 160; *Res v. The Justices of Dorchester*, 1 Stra. 393; *Res v. Folly*, 1 Bott, P. L., pl. 86; *Res v. Edwards*, 1 B. Rep. 637). The churchwardens and overseers are the proper parties to make a rate: (43 Eliz. c. 2, s. 1): in a township or hamlet, the overseers. (13 & 14 Car. 2, & 12, s. 21). So, a mandamus lies to churchwardens to restore a sexton or parish clerk. (*Res v. The Churchwardens of Kingsclere*, 2 Levz. 18; S. C., 1 Ventr. 143, 153; *Res v. Stoke Damerel*, 1 N. & P. 56). Or to swear a parish clerk. (R. Mar. 101; Coin. Dig., "Mandamus," (A)). So, a mandamus lies to swear in the churchwardens. (*Anon.*, 2 Chit. 254; *Reg. v. Guise*, 2 Raym. 1008; S. C., 3 Salk. 88; 6 Mod. 89; 2 Stra. 1045; *Res v. White*, 2 Raym. 1379; *Anon.*, 1 Ventr. 115; Ib. 267). So, a mandamus lies to the poor-law guardians. (*The Poor-law Commissioners v. The Guardians of the Ecdarray Union*, 8 Irish Law Rep. 29). And where the ex-overseers of the poor delivered to their successors a certified balance-sheet of the gross sums received and disbursed during the year in which they were in office, without any other voucher or document, it being considered that the delivery of such balance-sheet was not a sufficient compliance with the stat. 17 Geo. 2, c. 38, the Court granted a mandamus to the

justices to hear and determine a complaint against the ex-overseers for not having properly accounted for the money received and paid by them pursuant to the provisions of the statute. (*Res v. The Justices of Worcestershire*, 3 D. & R. 299). It has been held, that, where a party applies for a mandamus to compel churchwardens to allow him to inspect their accounts according to the directions of the 17 Geo. 2, c. 38, he must state some special reason for which he wishes to see the accounts; but it is no answer to the application that the statute imposes a penalty upon the churchwardens improperly refusing the inspection, the Court saying, that, as the writ of mandamus was only granted to prevent failure of justice, and not as a private remedy, and the applicant not having stated the grounds upon which he desired to inspect the books, had not brought himself within the rule for granting a mandamus, his right as a parishioner being a mere private right, for which the Court would not grant it. (Per Holroyd, J., in *Res v. Clear*, 4 B. & C. 899; S. C., 7 D. & R. 393; see *Res v. Smallpiece*, 2 Chit. 288). Where the poor-law commissioners, under the stat. 1 & 2 Vict. c. 56, s. 36, had ordered the guardians of a union to assess the sum of 400l. (an additional sum incurred in completing the workhouse) on the poor-rates, which the guardians had refused, the Court granted a mandamus to compel them, although the Court had no power to inquire into the soundness of the discretion exercised by the commissioners in such a case. (*Poor-law Commissioners v. The Guardians of the Clowes Union*, 8 Irish Law Rep. 26). A mandamus lies to justices to compel them to appoint overseers, although the time nominated in the statute has expired. (*Res v. The Inhabitants of Rufford*, 1 Stra. 512; *Res v. Sparrow*, 2 Stra. 1123; S. C., 1 Bott, P. L., pl. 34; *Res v. The Inhabitants of Welbeck*, M., 14 Geo. 2, B. R., cited by Wilmot, J., in *Res v. Showler*, 3 Burr. 1393; *Res v. The Justices of Westmoreland*, 1 Wils. 138; *Res v. Sir Watts Horton*, 1 T. R. 374; *Res v. Brooding*, Cald. 92; *Res v. Watson*, 7 East, 214; *Res v. The Justices of Bedfordshire*, Cald. 157; *Res v. The Justices of Peterborough*, Id. 288). So, to swear overseers of the poor to their accounts, the Court saying, that they could not refuse to grant the mandamus, as it was a motion of course: (*Res v. The Justices of Middlesex*, (1 Wils. 125; S. C., 1 Bott, P. L., pl. 317): to sign a poor-rate, (*Res v. Bercher*, 8 Mod. 335; *Res v. The Dean and Chapter of Norwich*, Carth. 450; *Res v. Anon.*, Comb. 479; *Res v. Edwards*, ubi sup.): to allow a rate, (*Res v. The Justices of Dorchester*, 1 Stra. 399; see 43 Eliz. c. 2, s. 1, and 6 & 7 Will. 4, c. 96, s. 1; *Res v. Lord Godolphin*, 13 Law Journ., N. S., M. C., 57): to make a warrant of distress for a poor's-rate, (*St. Luke's v. The Justices of Middlesex*, 1 Wils. 133; *Res v. Brown*, 6 T. R. 186; *Harper v. Carr*, 7 T. R. 272; *Anon.*, 2 Chit. 257): to proceed against a Quaker for a church-rate, (*Res v. Freeman*, 2 Ld. Ken. 197): to make a distress for a poor's-rate assessed upon a bishop, (*Res v. The Justices of Middlesex*, 2 Ld. Ken. 163; see 6 & 7 Vict. c. 6, s. 3). Also to summon a person for not paying the poor's-rate, (*Anon.*, 2 Chit. 257): to make a warrant to levy the balance remaining in the late overseer's hands. (*Res v. Pascoe and Another*, 2 M. & S. 343; *Res v. The Justices of Somersetshire*, 2 Stra. 992; 2 Sem. Cas. 283, pl. 174; *Res v. The Justices of Manchester*, 1 D. & R. 454; see also 1 Nolan, P. L., 37).

(To be continued).

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—George Edmonds, of Birmingham; William Parr, of Poole, Dorsetshire; Joseph Phillips the younger, of Stamford, Lincolnshire.

**Court Papers.**

**PRIVY COUNCIL.**

The following days were appointed by the Judicial Committee of the Privy Council for the despatch of business, viz. :—

Monday... June 21	Friday... June 25	Wednesd. June 30
Tuesday..... 22	Saturday..... 26	Thursday.. July 1
Wednesday.... 23	Monday..... 28	Friday..... 2
Thursday.... 24	Tuesday..... 29	

**LIST OF APPEALS READY FOR HEARING BEFORE THE JUDICIAL COMMITTEE OF THE PRIVY COUNCIL. JUNE, 1847.**

Appellants.	Respondents.	Whence.	Set down.
Ramrutton Rao	Furrook-on Miss	Bengal	Jan. 4
Mussonat Gholab	Collector of Benares	Bengal	Jan. 30
Koonwar	Baboo Doola Singh	Bengal	Feb. 16
Rany Padmasvati	Bate	Court of Arches	Mar. 30
Funnel	Prawa Kishen Does	Bengal	Apr. 13
Ras Muzi Dibiah	Ranyh Khoond Suta	Bengal	Apr. 13
Rany Srimaty Dibiah	Commissioners of		
Representatives of	French Claims		Apr. 20
the Comat de Wall	Bainbridge	Bombay	Apr. 23
Bainbridge	Phillips (Revell)	Court of Arches	Apr. 23
Phillips (Anne)	Hibbert	High Court of Admiralty	May 6
Sharaby	Dyett	British Guiana	May 18
Vyphas	Lemesurier	Canada	May 19
Logan	Walker	New Sh. Wales	May 22
Finst	Thomas	Prerogative Ct.	May 22
Michell	Brellat	New Sh. Wales	May 25
Bank of Australia	Butts	British Guiana	May 25
Camorra	Ryan	High Court of Admiralty	May 25
Green	Barnes	Court of Arches	May 28
Store			

**EQUITY CAUSE LISTS, AFTER TRINITY TERM, 1847.**

**Court of Chancery.**

\* \* \* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Pts.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

*Before the LORD CHANCELLOR.*

**APPEALS.**

Att.-General v. Masters and Wardens, &c. of the City of Bristol (Ap) <i>S O G</i>	Hodgkinson v. Barrow } (Ap)
Black v. Chaytor (Ap) <i>S O</i>	Same v. Jackson
Johnson v. Reynolds (F D by order) <i>S O</i>	Okill v. Whittaker (Ap)
Watts v. Hyde (Ap) <i>S O</i>	Williams v. Powell } (Ap)
Catons v. Rideout (Ap) <i>S O</i>	Same v. Davis
Dale v. Hamilton (3 Aps, part heard)	Dawson v. Paver } (Ap)
Black v. Bromley (Ap)	Same v. Saine
Eversfield v. Troup (Ap)	Att.-Gen. v. Pearson } (Ap)
Robinson v. Wall (Ap)	Same v. Steward
Butlin v. Masters (Ap)	Same v. Hill
Westwood v. Slater (4 causes, Ap)	Wood v. Rowcliffe (2 Aps)
Dunning v. Hards } (Ap)	Attorney-Gen. v. Gibbs (Ap)
Same v. Same	Wright v. Lilley (Ap)
Smith v. Barneby } (2 Aps)	Lawrence v. Bowie (F D)
Whitstanley v. Smith	Hollingworth v. Grussell (Ap)
Scawin v. Watson (Ap)	Wynn v. Styau (Ap)
Glascott v. Lang (Ap)	Crockett v. Crockett } (Ap)
	Same v. Carter
	Fuller v. Willis (Re-hearing)
	Lancaster v. Evors } (Ap)
	Same v. Morley
	White v. Briggs (Ap)

*Before the VICE-CHANCELLOR OF ENGLAND.*

**PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.**

Tralock v. Robey (D, part heard)	Rand v. M'Mahon (E)
Knill v. Chadwick (D)	Chambers v. Waters (E)
Boyd v. Boyd (E)	Hickson v. Mainwaring } Same v. Smith } (2 causes)
Evans v. Roper (E)	Brewster v. Thorpe } (2 causes)
Farker v. Day } <i>S O G</i>	Taylor v. Webley (F D, C) June 25
Same v. Goads } <i>S O G</i>	Nokes v. Earl of Kilmorey
Grant v. Hutchinson (F D, C)	Milroy v. Milroy } (F D, C)
Smith v. Bury and Ipswich Railway Co.	Same v. Dean
Wastell v. Leslie (8 causes, E, F D) <i>S O G</i>	Wade v. Smith (F D, C)
Evans v. Crooble	Farker v. Constable (3 causes)
Fussell v. Hooper (F D, C)	Chambre v. Siggers
Cooke v. Cholmondeley } July	Nalder v. Hawkins (F D, C)
Same v. Moore } 1	Helyard v. Anderton (F D, C)
Sutton v. Clifford (F D, C)	Pugh v. King
Hackett v. Clifton (F D, C)	Makepeace v. Jury
Att.-Gen. v. Grainger	Major v. Major
Governors of Christ's Hospital v. Grain-ger } (By order)	Donovan v. Cox
Webb v. Webb <i>S O</i>	Faxon v. Humble (F D, C)
Byrn v. Hay (F D, C)	Carter v. Barnard
Herring v. Hay	Marks v. Solomons
Hiles v. Moore	Strother v. Dutton (E)
Same v. Gleadow } Same v. Moore } (By order)	Rawlins v. Rawlins SA
Same v. Bott (E)	Chambers v. Artis (E)
Edwards v. Priestly (F D, C)	Hopkinson v. Metaxa
Steward v. Forbes	Curling v. Hebert
Tinslay v. Genese	Marr v. Travlehurst
Bourne v. Dufaur (F D, C, Ptn)	Walsh v. Heston
Paynter v. Kingdon (3 causes)	Gallior v. Cooke
Robinson v. Smith (F D, C)	Flint v. Warren (F D, C)
Waller v. Westcott (F D, C)	Doughty v. Saltwell (F D, C)
Cochran v. Fearon (E)	Bartholomew v. Bartholomew SA
Anning v. Hurley (F D, C)	Ainsworth v. Taylor SA
Ripplin v. Dolman (F D, C)	Crosley v. Crosley (F D, C)
Rand v. M'Mahon (E, F D)	Brydges v. Holmes SA
Hewlett v. Wellington (F D, C)	Jarvis v. Wardale
Major v. Major (2 causes)	Parkin v. Blagrove (F D, C)
	James v. Wright (F D, C)
	Sewall v. Murray, otherwise Clarke (4 causes)
	Lysure v. Marryat

*Before the Vice-Chancellor KNIGHT BRUCE.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Raven v. Kiri (E)	Reynolds v. Whelan June 28
Skey v. Garlike (D)	Shand v. Shand July 1
Dodsworth v. Lord Kinnard (2 causes) <i>Mica. T.</i>	Cunliffe v. Lawrence June 30
Smith v. Smith (3 causes) <i>Mica. T.</i>	Goodricke v. Ward July 1
Bonsfield v. Mould (2 causes, part heard) <i>S O</i>	Beaumont v. Honnell July 2
Barker v. Birch } June 24	Blair v. Ormond July 5
Same v. Birch } June 24	Clark v. Cook July 5
Wills v. Birch } June 24	Smith v. Short July 5
Bishop v. Chappel } (F D, C) June 28	Perrott v. Novell July 18
Same v. Same (Ca.) } June 28	Hall v. Gee SA
Grant v. Hutchinson	Smith v. Morhington July 14
Dickenson v. Callbeck	Wroughton v. Colquhoun (F D, Ptn) June 21
Schofield v. Calmac	Sewell v. Walker July 15
Gillan v. Morrison June 19	Harrison v. Brandl (F D, C) June 21
Massey v. Duncan June 19	Gilbard v. Pike SA
Edinburgh Life Assurance Co. v. Jones	Arnold v. Barlow July 16
Congreve v. Harrison	Ferraby v. Ferraby SA
Howells v. Williams	Weaver v. Grant July 16
Sparkman v. Heming June 29	

## Before the Vice-Chancellor WIGRAM.

## CAUSES, FURTHER DIRECTIONS, AND EXCUTIONS.

Menzies v. Desanges <i>Mich. T.</i>	Halstead v. Slater <i>July 6</i>
Attorney-Gen. v. Ward <i>Mich. Term</i>	Hickes v. Wilson
Phillipson v. Gatty <i>June 30</i>	Same v. Hine
Moor v. Vardon } <i>To fix a</i>	Fagge v. Fagge
Same v. Lachlan } <i>day</i>	Morrison v. Hoppe
Say v. Creed	Same v. King
Dowle v. Lucy (F D, C) <i>SA</i>	Rimell v. Wheatley
Walker v. Holloway	Parry v. Howell
Clarke v. Melville } <i>S O G</i>	Batemann v. Wilks
Same v. Rickards }	Kincaid v. Nunn
Rochfort v. Lambert (F D,	Beech v. Ford
Ptn, part heard) <i>June 19</i>	Brierley v. Andrew
Gatty v. Phillipson <i>June 30</i>	Lewis v. Damer
Belaham v. Percival }	Hunt v. Peacock
Same v. Harrison }	Darnell v. Swift
Arnold v. Sturgis	Ward v. Price
Jacob v. Short (3 causes)	Halford v. Stone
Major v. Ward (E) <i>June 19</i>	Sheffield v. Van Droop
Robinson v. Robinson <i>July 1</i>	Thomas v. Reynolds (F D, C)
Hughes v. Williams <i>July 7</i>	Attorney-Gen. v. Northcote
Harvey v. Towall } (F D, C)	(F D, C)
Same v. Gurney } <i>June 19</i>	Hicks v. Hine (2 causes)
Matthews v. Chichester <i>July 3</i>	Green v. Briggs
De Visme v. De Visme (F D,	Wood v. Machee
C)	Dew v. Bernard (F D, C) <i>SA</i>
	Attorney-General v. Storey

COURT OF QUEEN'S BENCH, *June 12.*—Lord Denman, C. J., delivered the judgment of the Court in—  
Reg. v. Douglas.—Judgment for the Crown.

## London Gazette.

TUESDAY, JUNE 22.

## BANKRUPTS.

ANDREW WILSON, Peckham-lodge, Peckham, and West-square, Southwark, Surrey, builder, chemist and druggist, dealer and chapman, June 29 at half-past 1, and Aug. 2 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lawrence & Reed, Cheapside.—Fiat dated June 10.

CHARLES ROGERS, Southsea, Hampshire, grocer, June 29 at 2, and Aug. 2 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Curtis, Basinghall-street.—Fiat dated June 8.

JOSHUA COWELL, High-street, Peckham, Surrey, boot and shoe dealer, June 29 at 1, and Aug. 2 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Hill & Mathews, St. Mary Axe.—Fiat dated June 21.

GEORGE GARNER, Noble-street, Post Office, London, commission-agent and warehouseman, June 29 at half-past 11, and Aug. 11 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Watson & Co., Falcon-square, London.—Fiat dated June 21.

HENRY ASHLEY, Fleet-street, and Little Carter-lane, Doctors'-commons, London, carrier, dealer and chapman, June 30 and Aug. 2 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Weir & Smith, Coopers'-hall.—Fiat dated June 19.

HENRY BYERLEY BRECKNELL, Oxford-street, Middlesex, draper, dealer and chapman, June 29 at half-past 12, and Aug. 4 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Mardon & Prichard, Christchurch-chambers, 99, Newgate-street.—Fiat dated June 15.

JOHN CHRISTOPHER ADDISON, Margaret-street, Cavendish-square, Middlesex, grocer and wholesale tea dealer, July 4 at 11, and Aug. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Dods, Saint Martin's-lane.—Fiat dated June 21.

HENRY TABURM, Queen's Head-yard, St. Saviour's, Southwark, Surrey, hop and seed-merchant, July 1 at 11, and Aug. 3 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Peace & Jones, Tooley-street, Southwark.—Fiat dated June 17.

JOSEPH MORSE, *Nethrop*, Banbury, Oxfordshire, wool-stapler, dealer and chapman, July 1 at half-past 11, and Aug. 3 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. B. and B. W. Apis, 5, Furnival's-inn, and Banbury, Oxon.—Fiat dated June 12.

GEORGE BAKER, Ludgate-hill, London, grocer, July 2 at half-past 2, and July 27 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Rolfe & Edmunds, 12, South-square, Gray's-inn.—Fiat dated June 22.

JAMES MATHEW, Carshalton, Surrey, linen draper and undertaker, July 2 and 27 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Russell, 23, Martin's-lane, Cannon-street, City.—Fiat dated June 18.

THOMAS LOVEGROVE, Pangbourne, Berkshire, plumber, painter, and glazier, trader, dealer and chapman, July 2 and 27 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Taylor, 5, Guildhall-chambers, Basinghall-street.—Fiat dated June 17.

JAMES THOMAS, Gloucester, innkeeper, July 13 at half-past 11, and Aug. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Millar; Sol. Smallbridge, Gloucester.—Fiat dated June 15.

CHARLES FREEMAN and OSBORNE FREEMAN, Small's Mill, Palmwick, Gloucestershire, clothiers and co-partners, July 8 and Aug. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Paris, Stroud, Gloucestershire; Brialley, 4, Pancras-lane, Cheapside, London.—Fiat dated June 18.

SARAH GREENWOOD, Bradford, Yorkshire, bookseller, stationer, and dealer in toys, dealer and chapwoman, July 13 and Aug. 3 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated June 18.

WILLIAM STONE, Matlock, Derbyshire, builder, dealer and chapman, July 2 at 10, and July 30 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bradshaw, Nottingham.—Fiat dated June 14.

## MEETINGS.

*Anthony George Wright Biddulph, John Wright, Henry Robinson, and Edmund William Jerningham, Henrietta-st., Covent-garden, Middlesex, bankers, July 9 at 12, Court of Bankruptcy, London, pr. d.—Wm. Hands, Whitmore-road, Hoxton, Middlesex, baker, July 5 at 1, Court of Bankruptcy, London, ch. ass.—Frederick Duddells, Ryde, Isle of Wight, Hants, hair-dresser, July 8 at 1, Court of Bankruptcy, London, last ex.—Joseph Woolcombe and Henry Woolcombe, Cornhill, London, shipping agents, July 14 at 11, Court of Bankruptcy, London, and. ac.—Thomas Blackford, Little Wilde-st., Lincoln's-inn-fields, Middlesex, horse hair manufacturer, July 14 at 1, Court of Bankruptcy, London, and. ac.—John Watkins, Wandsworth-road, Surrey, licensed victualler, July 13 at 11, Court of Bankruptcy, London, and. ac.—Mary Elisabeth Bell, widow, and James Bell, Finch-lane, Cornhill, London, newsvenders, July 13 at 1, Court of Bankruptcy, London, and. ac.—Dyer Berry Smith, Liverpool, merchant, July 13 at 12, District Court of Bankruptcy, Liverpool, and. ac.—George Barton and John Barton, Manchester, copper roller manufacturers, July 13 at 12, District Court of Bankruptcy, Manchester, and. ac.; July 14 at 12, div.—Charles Edmonstone, Over Darwen, Lancashire, paper manufacturer, July 13 at 12, District Court of Bankruptcy, Manchester, and. ac.; July 14 at 11, div.—Nathaniel John Earle, Falmouth, Cornwall, grocer, July 20 at 11, District Court of Bankruptcy, Exeter, and. ac.; July 21 at 11, div.—Robert Loosemore, Tiverton, Devonshire, scrivener, July 13 at 11, District Court of Bankruptcy, Exeter, and. ac.; July 14 at 11, div.—Joseph Piddell, Falmouth, Cornwall, general furnishing ironmonger, July 14 at 11, District Court of Bankruptcy, Exeter, and. ac.; July 15 at 1, div.—Theo. Herbert, Bridgwater, Somersetshire, grocer, July 20 at 11, District Court of Bankruptcy, Exeter, and. ac.—Alfred Johnson, South Shields, Durham, printer, July 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—John Wilkinson, Stockton-upon-Tees, Durham, wharfinger, July 13 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—James Burnett, Sunderland, Durham, hostler, July 13 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—Robert Seward, Newcastle-upon-Tyne, draper, July 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-*

Tyne, *sup.* ac.; July 15 at half-past 10, div.—*Owen Goodwin* and *Zappa Goodwin*, Burslem, Staffordshire, druggists, July 15 at 12, District Court of Bankruptcy, Birmingham, *and. ac.*—*Benjamin Jones*, City-road, Middlesex, draper, July 13 at 12, Court of Bankruptcy, London, div.—*William Youell*, Cranbrook, Kent, brewer, July 13 at 2, Court of Bankruptcy, London, div.—*Henry George Gibson*, Newcastle-upon-Tyne, chemist, July 13 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, *fin. div.*—*John Buckley*, *Joseph Buckley*, and *Henry Buckley*, Manchester, and Todmorden, Lancashire, cotton manufacturers, July 15 at 11, District Court of Bankruptcy, Manchester, *fin. div. sep. est. of John Buckley*: at 12, *fin. div. joint est.*

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Daniel Syred*, Bloomfield-road, Paddington, Middlesex, market gardener, July 14 at 11, Court of Bankruptcy, London.—*William Poyler*, Lawrence-lane, Cheapside, London, Manchester warehouseman, July 13 at half-past 11, Court of Bankruptcy, London.—*John Watkins*, Wandsworth-road, Surrey, licensed victualler, July 13 at 11, Court of Bankruptcy, London.—*John Webb Fielder*, Thavies-inn, Holborn-hill, London, lace merchant, July 13 at 1, Court of Bankruptcy, London.—*Charles Robert Smorobrey*, Fenchurch-st., London, and York-grove, Peckham-lane, Camberwell, Surrey, ship broker, July 14 at 1, Court of Bankruptcy, London.—*George Peil* and *Basil McKenzie Ronald*, Old Jewry-chambers, London, East India merchants, July 14 at 1, Court of Bankruptcy, London.—*John Williams*, Abergavenny, Monmouthshire, carpenter, July 13 at 11, District Court of Bankruptcy, Bristol.—*Robt. Sword*, Newcastle-upon-Tyne, draper, July 15 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Jacobson Prince*, Coxbie, Durham, grocer, July 13 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Samuel Green*, Whitechuroh, Shropshire, auctioneer, July 27 at 11, District Court of Bankruptcy, Birmingham.—*Samuel Withnall*, Birchwith Bamford, and *Wm. Cartwright*, Salford, both in Lancashire, dyers, July 15 at 11, District Court of Bankruptcy, Manchester.—*Henry William King*, Oldham, Lancashire, furniture dealer, July 13 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 13.

*Robert McKim*, Bombay, East Indies, merchant.—*John Gerratt*, Copenhagen-house, Islington, Middlesex, licensed victualler.—*John Dalton*, Wandsworth, Surrey, grocer.—*J. Peck Burdett*, Uttoxeter, Staffordshire, grocer.—*W. Henry Lovatt*, Wolverhampton, Staffordshire, factor.

## PARTNERSHIP DISSOLVED.

*Edward Treubady Carlyn* & *Peter Cogh*, Truro, Cornwall, attorneys at law and solicitors.

## SCOTCH SEQUESTRATIONS.

*John McDonald & Co.*, Glasgow, pawnbrokers.—*J. Crawford*, Glasgow, fancy muslin manufacturer.—*Duncan Campbell*, Glasgow, victualler.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. James Durham*, Ryley-street, Bermondsey, Surrey, clerk to a corn factor, July 1 at 12, Court of Bankruptcy, London.—*Henry Duffell*, Mount Nod-square, Lewisham-rd., Greenwich, Kent, engineer, July 1 at 12, Court of Bankruptcy, London.—*Wm. Henry Banks*, Brick-lane, Spitalfields, Middlesex, corn dealer, July 1 at 11, Court of Bankruptcy, London.—*Mary Ann Goodwin*, widow, Poplar, Middlesex, housekeeper, June 1 at 11, Court of Bankruptcy, London.—*George Beak*, Charlotte-street, Blackfriars-road, Surrey, out of business, July 1 at 11, Court of Bankruptcy, London.—*William Pollard*, Lambeth-walk, Lambeth, Surrey, butcher, July 1 at 11, Court of Bankruptcy, London.—*A. Hutchison*, Bevesford-terrace, Bevesford-street, Walworth, Surrey, widow, July 1 at 11, Court of Bankruptcy, London.—*James Smith*, Brick-lane, Bethnal-green, Middlesex, linen draper, June 29 at 11, Court of Bankruptcy, London.—*J. Harroway*, Mary-

street, Kingland-road, Middlesex, composer of music, July 1 at 12, Court of Bankruptcy, London.—*John Ambrose*, Dartford, Kent, block cutter, July 1 at 12, Court of Bankruptcy, London.—*James Duley*, Colnbrook, Buckinghamshire, and Middlesex, grocer, July 1 at 12, Court of Bankruptcy, London.—*Henry Gray*, Portsmouth, Hampshire, brewer, July 1 at 12, Court of Bankruptcy, London.—*Chas. F. Kibington*, Bagshot, Surrey, cabinet maker, June 29 at 1, Court of Bankruptcy, London.—*John Fred. Sandys*, Canterbury, Kent, tailor, June 26 at 11, Court of Bankruptcy, London.—*Edw. Nicholson*, Canterbury, Kent, boot maker, June 26 at 11, Court of Bankruptcy, London.—*Edward Watts*, Yeovil, Somersetshire, land surveyor, July 7 at 11, District Court of Bankruptcy, Exeter.—*Wm. Lethbridge*, Exeter, carter, July 7 at 11, District Court of Bankruptcy, Exeter.—*Benjamin Antsel*, Stonehouse, Gloucestershire, shoemaker, June 29 at 11, District Court of Bankruptcy, Bristol.—*John Harmer*, Uley, Gloucestershire, out of business, July 19 at 11, District Court of Bankruptcy, Bristol.—*John Briscoe*, Lower Bebington, Cheshire, joiner, June 25 at 12, District Court of Bankruptcy, Liverpool.—*John Henry* the younger, Arundel, Sussex, coal and timber merchant, July 8 at 12, Court of Bankruptcy, London.—*Edward Samuel Fletcher*, King's Head-court, Fleet-street, London, green grocer, July 8 at 11, Court of Bankruptcy, London.—*Wm. Hill Woodgate*, North-st. Edgeware-road, Middlesex, cabinet maker, July 8 at half-past 12, Court of Bankruptcy, London.—*Edward Nicholls*, Ebenezer-row, Manor-street, Clapham, Surrey, accountant, July 8 at 11, Court of Bankruptcy, London.—*John Thomas Day*, Great Titchfield-street, Marylebone, Middlesex, draper, July 8 at 12, Court of Bankruptcy, London.—*Henry M'Graw*, Newbury, Berkshire, licensed victualler, July 8 at 12, Court of Bankruptcy, London.—*E. P. T. Fitzgerald*, Tavistock-row, Covent-garden, Middlesex, author, July 8 at 12, Court of Bankruptcy, London.—*Henry Francis Quartly*, Bridport-place, Hoxton, Middlesex, out of business, June 30 at 11, Court of Bankruptcy, London.—*Samuel Fox*, Rugby, Warwickshire, out of business, June 30 at 12, District Court of Bankruptcy, Birmingham.—*Thomas Buller*, Cramphill, Darlaston, Staffordshire, gun lock forger, July 3 at 11, District Court of Bankruptcy, Birmingham.—*Henry Harding*, Newcastle-under-Lyme, Staffordshire, attorney, July 3 at 12, District Court of Bankruptcy, Birmingham.—*James Swatman*, Menure-green, near Wolverhampton, Staffordshire, out of business, June 30 at 11, District Court of Bankruptcy, Birmingham.—*Silvester Atherton*, Yatton, Somersetshire, assistant butcher, June 29 at 11, District Court of Bankruptcy, Bristol.—*George Fry*, Bristol, butcher, July 9 at 11, District Court of Bankruptcy, Bristol.—*John Niblett*, King's Stanley, Gloucestershire, general shopkeeper, July 6 at 12, District Court of Bankruptcy, Bristol.—*Alexander Hattersley*, Salford, Lancashire, schoolmaster, June 30 at 11, District Court of Bankruptcy, Manchester.—*Wm. Raven*, Lancaster, joiner, June 30 at 11, District Court of Bankruptcy, Manchester.—*Michael Chestman*, Great Hucklow, Hope, Derbyshire, shoemaker, July 1 at 12, District Court of Bankruptcy, Manchester.—*Daniel Knapp Hawkins*, Brinkworth, Wiltshire, mason, July 13 at 11, District Court of Bankruptcy, Bristol.—*Wm. Lawler*, Cirencester, Gloucestershire, cabinet maker, July 13 at 12, District Court of Bankruptcy, Bristol.—*Frances Hall*, Choriton-upon-Medlock, Manchester, dress maker, July 1 at 12, District Court of Bankruptcy, Manchester.—*John Onions*, Sedgley, Staffordshire, butcher, June 24 at 12, District Court of Bankruptcy, Birmingham.

Saturday, June 19.

The following Assignees has been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Elizabeth H. Constable*, spinster, Mount Pleasant, Leisham, Kent, No. 57, 512 T.; Thos. Kirk, assignee.

Saturday, June 19.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Anson*, South-bank, Notting-hill, Middlesex, and Walbrook, London, dealer in India rubber: in the Queen's Prison.—*Chas. Brate*, Canterbury-place, Walworth, Surrey, licensed preacher: in the Debtors Prison for London and Middlesex.—*Wm. Brown*, Golden-lane, St. Luke's, Middle-



sex, out of business: in the Debtors Prison for London and Middlesex.—*Dan. Lewis*, South-st., Southampton-st., Camberwell, Surrey, baker: in the Gaol of Surrey.—*W. Harris*, Bialley, Surrey, baker: in the Gaol of Surrey.—*Hen. L. T. Teohady Von Uster*, Bloomsbury-sq., Middlesex, professor of the German language: in the Queen's Prison.—*Pierre Francois*, Liverpool-st., Bishopsgate-st., London, commission agent: in the Debtors Prison for London and Middlesex.—*Jules de la Croucé*, New-st., Upper Baker-st., Marylebone, Middlesex, commercial clerk: in the Debtors Prison for London and Middlesex.—*Robert Lupton*, Preston, Lancashire, tailor: in the Castle of Lancaster.—*Rich. Walker*, Manchester, licensed victualler: in the Gaol of Lancaster.—*Edw. S. Best*, Smedley, Manchester, attorney at law: in the Gaol of Lancaster.—*Wm. Lord* the elder, White Lees, near Rochdale, Lancashire, labourer: in the Gaol of Lancaster.—*Edw. Best*, Northfleet, Kent, wheelwright: in the Gaol of Maidstone.—*Wm. Best*, Northfleet, Kent, wheelwright: in the Gaol of Maidstone.—*Lawrence V. Waring*, Bolton-le-Moors, Lancashire, out of business: in the Gaol of Lancaster.—*Rich. Crawshaw*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Mary Byrne*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Joseph Hood*, Manchester, out of business: in the Gaol of Lancaster.—*Fred. Harris*, Whitehall, Gloucestershire, clerk: in the Gaol of Bristol.—*Sam. Stott*, Bury, Lancashire, grocer: in the Gaol of Lancaster.—*W. Hiphiss*, Wolverhampton, Staffordshire, licensed brewer: in the Gaol of Stafford.—*Eliz. Cracknell*, widow, Stottesden, near Cleobury Mortimer, Shropshire: in the Gaol of Shrewsbury.—*Geo. Taylor*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Ammon Rhodes*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Wm. Oyden*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Fran. Norriem*, Manchester, commission agent: in the Gaol of Lancaster.—*John Nuttall*, Tamworth, near Bolton-le-Moors, Lancashire, plumber: in the Gaol of Lancaster.—*John Shackleton*, Manchester, shoe maker: in the Gaol of Lancaster.—*Jas. C. Hamblyn*, Wotton-under-Edge, Gloucestershire, news agent: in the Gaol of Gloucester.—*Geo. Davis*, Down Hatherly, Gloucestershire, shoe maker: in the Gaol of Gloucester.—*John Middleton*, Oxton-vale, Chester, sharebroker: in Lancaster Castle.—*John Berkeley*, Hanley Castle, Worcestershire, farmer: in the Gaol of Gloucester.—*John Montague*, Tonbridge-wells, Kent, beer seller: in the Gaol of Maidstone.—*Wm. Crisp*, Cheltenham, Gloucestershire, tailor: in the Gaol of Gloucester.—*John Ellis* the younger, Gravesend, Kent, teacher of languages: in the Gaol of Maidstone.—*John Shackleton*, Manchester, shoe maker: in the Gaol of Lancaster.—*Jas. Tiffin*, Skerton, Lancashire, labourer: in the Gaol of Lancaster.—*George Best*, Northfleet, Kent, wheelwright: in the Gaol of Maidstone.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Tuesday, July 6, at 9.*

*Edw. Pugh* the younger, Alfred-pl., Union-st., London-road, Southwark, Surrey, painter.—*Rob. Bean* the younger, Portland-road, New-road, Middlesex, not in business.—*Edw. Richards*, Kennington-green, Kennington, Surrey, not in business.—*Michael Schmidt*, Cambridge-st., Golden-sq., Middlesex, professor of music.—*Jas. Schues*, Olliffe-place, Harmond-st., Camden-town, Middlesex, not in business.—*Wm. Stridding*, George-yard, Duke-st., Grosvenor-sq., Middlesex, carpenter.—*Wm. Marshall*, Tydale-place, Islington, Middlesex, auctioneer.

*Court-house, HAVERFORDWEST, Pembrokeshire, July 8 at 10.*

*Jos. Phillips*, Wolfcastle, St. Dogwell's, victualler.—*John Pugh*, Fymane, Newcastle, clerk.—*Thos. Davies*, Llanhowell, farmer.—*Mark Griffiths*, Barnsley, Camore, farmer.

*Court-house, CARLISLE, Cumberland, July 7 at 10.*

*John Park*, Caedbeck, labourer.

*Court-house, CAMBRIDGE, (County), July 8 at 10.*

*Henry Teed*, Wisbeach St. Peter, Isle of Ely, master mariner.

*Court-house, DOVER, Kent, July 8 at 10.*

*Wm. Newman*, Ramsgate, tailor.—*John H. Keeble*, Upper Belgrave-place, Pimlico, Middlesex, architect.—*Frederick Butler*, New Romney, grocer.—*Charles Poils*, Rye, Sussex, merchant.

FRIDAY, JUNE 25.

BANKRUPTS.

**WILLIAM WOLFE BONNEY** and **THOMAS FREDERICK BEALES**, William-st., Knightsbridge, Middlesex, wine merchants, dealers and chapmen, July 2 and Aug. 3 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Goddard & Eyre, 101, Wood-st., Cheapside.—Fiat dated June 24.

**SAMUEL HARTUP**, Neithrop, Banbury, Oxfordshire, carpenter and builder, July 2 at 11, and Aug. 3 at 3, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Messrs. Ap- lin, Banbury, Oxfordshire, and Furnival's-ian.—Fiat dated June 23.

**ROBERT JOHNSON** the younger, Pakenfield, Suffolk, grocer, draper, dealer and chapman, July 2 and Aug. 3 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Norton & Co., Lowestoffe; Gregory & Co., Bedford-row.—Fiat dated June 12.

**WILLIAM LEATHER**, London-wall, London, warehouseman, July 2 at 12, and Aug. 3 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sol. Huson, Ironmonger-lane.—Fiat dated June 24.

**CHARLES JAMES HAMILTON**, High-street, Islington, Middlesex, bookseller, dealer and chapman, July 6 and Aug. 4 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Roche & Co., Covent-garden.—Fiat dated June 19.

**GEORGE WITHERS FLETCHER**, Saw-mills, Long-lane, Bermondsey, and Clapham-common, Surrey, timber, corn, and coal merchant, dealer and chapman, July 3 at 2, and Aug. 9 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Bird, Great James-st., Bedford-row.—Fiat dated June 19.

**JAMES CONEY**, Holderness-wharf, Harrow-road, Middlesex, mason and stone merchant, July 6 at 2, and Aug. 3 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Hook, 7, Coleman-st., City.—Fiat dated June 23.

**LANCELOT MARSHALL**, Northallerton, Yorkshire, grocer, dealer and chapman, July 8 and Aug. 19 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Cootes, Northallerton; Markland, Leeds; Williamson & Co., Great James-st., London.—Fiat dated June 18.

**THOMAS SMITH**, Manningham, Bradford, Yorkshire, joiner and carpenter, dealer and chapman, July 13 and Aug. 17 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Bentley & Co., Bradford; Bond & Barwick, Leeds; Taylor & Co., Nicholas-lane, London.—Fiat dated June 14.

**WILLIAM SUTCLIFFE** and **WILLIAM LEACH**, Bowling, Bradford, Yorkshire, worsted stuff manufacturers, dealers and chapmen, July 13 and Aug. 17 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Lee, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated June 10.

**JOSEPH WATSON**, Dewsbury, Yorkshire, farmer, fell-monger, and leather dresser, dealer and chapman, July 15 and Aug. 19 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Scholes, Dewsbury; Brodribb, Child's-place, Temple-bar, London.—Fiat dated June 22.

**DENIS WATSON**, Clitheroe, Lancashire, innkeeper and grocer, dealer and chapman, July 13 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Cobbett, Manchester; Spinks, Great James-st., Bedford-row, London.—Fiat dated June 21.

**MICHAEL HORAN**, Bolton, Lancashire, grocer and provision dealer, dealer and chapman, July 7 and 28 at 1, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated June 16.

**JOHN MEASFIELD**, Liverpool, hotel keeper, dealer and chapman, July 5 at 11, and July 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Smith, Liverpool; Tritton & Co., Southampton-buildings, London.—Fiat dated June 17.

**THOMAS TILY**, Dursley, Gloucestershire, veterinary surgeon, dealer and chapman, July 9 and August 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Bishop & Wells, Dursley, Gloucestershire.—Fiat dated June 19.

**WILLIAM JERREMS** the younger, Gainsborough, Lincolnshire, grocer, tea dealer, provision dealer, dealer and chapman, July 14 and Aug. 18 at 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Hope; Sols. Plaskitt, Gainsborough; Scott & Co., Lincoln's-Inn-fields, London.—Fiat dated June 21.

**DAVID GOODMAN**, Manchester, tobacconist, (trading under the name, style, or firm of Goodman & Co.), July 7 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Cohen de Lara, Manchester; J. N. & C. Cole, 4, Adelphi-terrace, London.—Fiat dated June 9.

**HUGH M'KUNE**, Liverpool, slater and plasterer, July 9 and 30 at 11, District Court of Bankruptcy; Liverpool: Off. Ass. Cazenove; Sols. Watson & Webster, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated June 19.

**ALFRED TUNSTALL** and **JOHN WALKER CASH**, Bristol, oil merchants, dealers and chapmen, July 9 and August 6 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Wild & Co., College-hill, London.—Fiat dated June 11.

**JOSEPH GARNER**, Dudley-hill, Bowling, near Bradford, Yorkshire, worsted spinner and stuff manufacturer, July 13 and August 17 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Barr & Co., Leeds; Watson, Falcon-square, London.—Fiat dated June 19.

#### METTINGS.

*John Alfred Trimmer*, Brentford, Middlesex, victualler, July 9 at 12, Court of Bankruptcy, London, pr. d.—*Jenkins H. Llewelyn*, Strand, Middlesex, surgeon, July 19 at 12, Court of Bankruptcy, London, last ex.—*John Clarke*, Portwood, within Brinnington, Stockport, Cheshire, machine maker, July 6 at 11, District Court of Bankruptcy, Manchester, last ex.—*William Trowbridge*, Lawrence-lane, London, woollen draper, July 16 at half-past 1, Court of Bankruptcy, London, and. ac.—*James Irvine*, Liverpool, ironmonger, July 16 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*John Jones*, Llanelwyl, Anglesea, North Wales, grocer, July 16 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Henry Jones*, Grovenor-row, Pimlico, and Smith-street, King's-road, Chelsea, Middlesex, oilman, July 16 at 1, Court of Bankruptcy, London, div.—*John Martin*, King-street, Cheapside, London, woollen warehouseman, July 17 at half-past 1, Court of Bankruptcy, London, fin. div.—*G. Bowles* and *Joseph Pains Pockington*, Newgate-street, London, and Grafton-cottage, Hornsey-road, Middlesex, meat salesmen, July 16 at 11, Court of Bankruptcy, London, div.—*John Walker* and *Charles White*, Jewry-street, Aldgate, London, builders, July 16 at 11, Court of Bankruptcy, London, div. sep. est. of *Ch. White*.—*John Rawlinson*, Spalding, Lincolnshire, tailor, July 16 at half-past 10, District Court of Bankruptcy, Nottingham, and. ac.; July 23 at half-past 10, fin. div.—*Thomas Millington*, Nottingham, sail manufacturer, July 16 at 11, District Court of Bankruptcy, Nottingham, and. ac.; July 23 at 11, fin. div.—*John Kate*, Eastgate, Bourne, Lincolnshire, fellmonger, July 16 at half-past 11, District Court of Bankruptcy, Nottingham, and. ac.; July 23 at half-past 11, fin. div.—*Henry Dunnington*, Nottingham, glove manufacturer, July 16 at 12, District Court of Bankruptcy, Nottingham, and. ac.; July 23 at 12, div.—*Anthony Swell*, Melton Mowbray, Leicestershire, linendraper, July 23 at 11, District Court of Bankruptcy, Birmingham, fin. div.—*Elizabeth Preston*, Nottingham, commission agent, July 16 at 11, District Court of Bankruptcy, Birmingham, div.—*Dyer Berry Smith*, Liverpool, merchant, July 16 at 11, District Court of Bankruptcy, Liverpool, fin. div.—*Ch. Fred. Curns* and *Maurice Tebb*, Liverpool, merchants, July 16 at 12, District Court of Bankruptcy, Liverpool, div.—*Jas. Burnett*, Sunderland, Durham, hostier, July 16 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*John Wilkinson*, Stockton-upon-Tees, Durham, ship owner, July 16 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Mordecai Parker*, Grimsby, Lincolnshire, grocer, July 16 at 12, Court of Bankruptcy, London.—*T. G. Webb*, Wood-street, Cheapside, London, and Manchester, lace manufacturer, July 16 at 11, Court of Bankruptcy, London.—*Edw. Smith*,

Regent-street, Middlesex, auctioneer, July 20 at 2, Court of Bankruptcy, London.—*H. Sydney Brasier*, Oxford, tailor, July 20 at 2, Court of Bankruptcy, London.—*W. Shaker*, Salisbury, Wiltshire, licensed victualler, July 20 at 1, Court of Bankruptcy, London.—*C. Procter*, Witham, Essex, wine merchant, July 17 at 1, Court of Bankruptcy, London.—*C. Ternan* and *C. Ternan* the younger, Polygon, Middlesex, builders, July 17 at 2, Court of Bankruptcy, London.—*J. Andrew*, Crawley-st., Oakley-sq., St. Pancras, Middlesex, bookseller, July 17 at half-past 1, Court of Bankruptcy, London.—*Jas. Riley*, Mount-place, Walworth, Surrey, cheesemonger, July 17 at 1, Court of Bankruptcy, London.—*John Ellis*, Bristol, ale merchant, July 19 at 11, District Court of Bankruptcy, Bristol.—*Thos. Hardwick* and *Winter Hardwick*, Leeds, Yorkshire, auctioneers, Aug. 3 at 11, District Court of Bankruptcy, Leeds.—*Wm. Gribbon*, Leeds, Yorkshire, dealer in china, July 22 at 11, District Court of Bankruptcy, Leeds.—*Jas. Burnett*, Sunderland, Durham, hostier, July 16 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Wm. Atkin*, Stockton-upon-Tees, Durham, grocer, July 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Tyler*, Worcester, hop merchant, July 20 at 11, District Court of Bankruptcy, Birmingham.—*Robert Lees*, Bottoms, near Moseley, Lancashire, cotton spinner, July 19 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 16.

*Wm. Croser*, Newcastle-upon-Tyne, merchant.—*James Johnson*, High-street, Bloomsbury, Middlesex, bookseller.—*Alex. Inglis*, Portsea, Southampton, draper.—*Richard Musgrove*, Birmingham, woollen draper.—*Richard Parker*, New Inn-yard, Old Bailey, London, carrier.—*Henry Hodgkins*, Birmingham, shoemaker.—*John Collins Staines*, Oundle, Northampton, tailor.—*Sam. Brown*, Trowbridge, Wiltshire, woollen cloth manufacturer.—*Wm. Smith*, Uttoxeter, Staffordshire, mercer.

#### SEVERAL SEIZURES.

*Thos. Peterson*, Strathmiglo, merchant.—*John Macdonald & Co.*, Glasgow, manufacturers.—*J. and T. Morse*, Glasgow, whip makers.—*John Logan*, Glasgow, tailor.—*Murdoch Peterson*, Inverness, dyer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Edward Elstone*, Windsor, Berkshire, hackneyman, July 1 at 11, Court of Bankruptcy, London.—*Thomas Eastwood*, Brighton, Sussex, grocer, June 30 at 11, Court of Bankruptcy, London.—*Theodore Jewitt*, Holmes-terrace, Kentish-town, Middlesex, stationer, July 8 at 11, Court of Bankruptcy, London.—*Ed. Hall*, Newton-terrace, Upper Kennington-green, Surrey, law stationer, July 8 at 11, Court of Bankruptcy, London.—*Sam. Geo. Leigh*, Wenlock-street, Hoxton, Middlesex, commission-agent, July 8 at half-past 10, Court of Bankruptcy, London.—*Robert Lacon*, Cottage-lane, City-road, Middlesex, manufacturer, July 8 at 11, Court of Bankruptcy, London.—*John Dolman*, Bedford-place, Commercial-road East, Middlesex, out of business, July 8 at half-past 10, Court of Bankruptcy, London.—*F. Chas. Jones*, Ryde, Isle of Wight, Hampshire, baker, July 8 at 11, Court of Bankruptcy, London.—*W. Hen. Banks*, Brick-lane, Spitalfields, Middlesex, corn dealer, July 8 at half-past 10, Court of Bankruptcy, London.—*Ann Field*, widow, Kneith-terrace, Devonshire-street, Mile-end-road, Middlesex, in no business, July 8 at 10, Court of Bankruptcy, London.—*Peregrine Chas. James Brent*, Park-place, Peckham, out of business, July 8 at 11, Court of Bankruptcy, London.—*George Rows*, Pleasant-row, Holloway-road, Islington, Middlesex, cowkeeper, July 8 at half-past 10, Court of Bankruptcy, London.—*Isaac Downman Bagg*, Colchester, Essex, cordwainer, June 29 at 1, Court of Bankruptcy, London.—*Richard Porter* the younger, Barford, Oxfordshire, in no business, July 8 at half-past 12, Court of Bankruptcy, London.—*Thos. Young Littlewood*, Russell-grove, Vassall-road, Brixton, architect, July 2 at 1, Court of Bankruptcy, London.—*Augusta Hewson*, East-house, Blackheath-hill, Kent, schoolmistress, July 2 at half-past 1, Court of Bankruptcy, London.—*Peter Ramsey* the elder,

Charles-terrace, George-st., Old Kent-road, Surrey, horse doctor, July 2 at half-past 1, Court of Bankruptcy, London.—*William Haysman*, King's-place, Commercial-road East, Middlesex, potato dealer, July 2 at half-past 1, Court of Bankruptcy, London.—*George Richards*, Godalming, Surrey, licensed to sell beer by retail, July 2 at 2, Court of Bankruptcy, London.—*John Franklin*, Halesowen, Worcester-shire, writing clerk, July 27 at 12, District Court of Bankruptcy, Birmingham.—*James Owen*, Rhyd y Anean, Lhamsannan, Denbighshire, shopkeeper, July 1 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Terrington*, Birmingham, oil cloth maker, July 3 at 11, District Court of Bankruptcy, Birmingham.—*Henry Hudson*, Somerby, Leicestershire, surgeon, July 9 at 11, Exchange-rooms, Nottingham.—*Thomas Payne*, Tiverton, Devonshire, farmer, July 15 at 1, District Court of Bankruptcy, Exeter.—*James Whitmore*, Hough, Wyburnbury, Cheshire, blacksmith, June 30 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Beelee*, Rough-hills, near Bilston, Staffordshire, out of business, July 1 at 11, District Court of Bankruptcy, Birmingham.—*William Walker*, Frankwell, Shrewsbury, Shropshire, watch maker, June 30 at 11, District Court of Bankruptcy, Birmingham.—*John Tallon*, Manchester, provision shopkeeper, July 2 at 12, District Court of Bankruptcy, Manchester.—*Wm. Burdett*, Beeston, Nottinghamshire, builder, July 2 at 10, Town-hall, Sheffield.—*Samuel Meads*, Chilwell, Attenborough, Nottinghamshire, farmer, July 2 at 10, Town-hall, Sheffield.—*Geo. Pagdin*, Barnby-moor, near Retford, Nottinghamshire, shoemaker, July 2 at 10, Town-hall, Sheffield.—*Sarah Bunting*, widow, Sheffield, Yorkshire, out of business, July 2 at 10, Town-hall, Sheffield.—*Robert Barker*, Sheffield, Yorkshire, awl-blade maker, July 2 at 10, Town-hall, Sheffield.—*Wm. Jubb*, Thorncliffe, near Sheffield, Yorkshire, joiner, July 2 at 10, Town-hall, Sheffield.—*Eliza Hyde*, Sheffield, Yorkshire, table-knife hater, July 2 at 10, Town-hall, Sheffield.

Wednesday, June 28.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*James Dale*, Church-street, Old Kent-road, manager to a cartman: in the Debtors Prison for London and Middlesex.—*Angus Duncan*, Little Moorfields, London, out of business: in the Debtors Prison for London and Middlesex.—*J. Wm. Bellis*, Union-street, Blahopsgate, London, out of business: in the Debtors Prison for London and Middlesex.—*John Maidlow* the younger, Mansion-house, King-street, Hammer-smith, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*Richard Rowed*, Leadenhall-street, London, shipping agent: in the Debtors Prison for London and Middlesex.—*Elis. Tipping*, Barnack, near Stamford, Northamptonshire, in no business: in the Gaol of Northampton.—*Thos. Bailey*, Oldham, Lancashire, out of business: in Lancaster Castle.—*John Gwyler*, Nottingham, brewer: in the Gaol of Nottingham.—*Robert Ferriss*, Sneinton, Nottinghamshire, out of business: in the Gaol of Radford Foverel.—*Hen. Mitchell*, New Radford, Nottinghamshire, fellmonger: in the Gaol of Radford Foverel.—*James Mooney*, Manchester, carver: in Lancaster Castle.—*Robert Gerst*, Manchester, colour manufacturer: in Lancaster Castle.—*Chas. Wm. De Courcy Ross*, Quamborough, Isle of Sheppey, Kent, commander in her Majesty's royal navy, on half-pay: in the Gaol of Maidstone.—*Job Kynaston Millington*, Hulme, and Manchester, merchant: in the Castle of Lancaster.—*John Arscott*, Plymouth, Devonshire, labourer: in the Gaol of St. Thomas the Apostle.—*John Crofts*, Nottingham, hair dresser: in the Gaol of Nottingham.—*Wm. Johnston*, Liverpool, tailor: in the Gaol of Liverpool.—*Wm. Birks*, Hyson-green, Nottinghamshire, out of business: in the Gaol of Nottingham.—*John Haywood*, West Bridgford, Nottinghamshire, out of business: in the Gaol of Nottingham.—*Thomas Looch*, Carlton, Nottinghamshire, baker: in the Gaol of Radford Foverel.—*Jas. Mann*, Bingham, Nottinghamshire, out of business: in the Gaol of Nottingham.—*L. C. Clarke*, Walvinton, Durham, clerk: in the Gaol of Durham.—*George Rensen*, West Reinton, Durham, publican: in the Gaol of Durham.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

Court-house, DOVER, Kent, July 8 at 10.

*Joseph Henry Keeble*, Upper Belgrave-place, Pimlico, Middlesex, and Folkestone, architect.

Court-house, NORTHAMPTON, (County), July 10 at 10.

*Edward Osborn*, Wood Newton, baker.—*Ans Pears*, Barnack, near Stamford, in no business.—*Elizabeth Tipping*, Barnack, in no business.—*Wm. Olney*, Northampton, plaster dealer.—*Joseph C. Green*, Towcester, surgeon.

Court-house, CANTERBURY, Kent, July 10 at 10.

*Alfred Hilder*, Canterbury, tea dealer.—*Thomas Young*, Canterbury, musician.

Court-house, APFLEBY, Westmoreland, July 8, at 10.

*John Hewatson*, Staveley, Kendal, general shopkeeper.—*A. Craig*, Sowerby, near Appleby, merchant.

Court-house, LANCASTER, (County), July 12, at 10.

*John Breakenridge*, Liverpool, in no business.—*Charles Green*, Manchester, out of business.—*Thomas Parker*, Melkor, near Blackburn, labourer.—*Wm. Hall*, Manchester, letterpress printer.—*Saml. Ridgeway*, Manchester, joiner.—*B. S. Holmes*, Hulms, Manchester, out of business.—*J. Hardey*, Pendleton, labourer.—*Daniel Elias*, Chorley, cotton spinner.—*Christopher Oates Colley*, Manchester, salesman to corn factors.—*Frederick Ratcliff*, Pendleton, dyer.—*George Wilson*, Manchester, out of business.—*George Coldwell*, Ashton-under-Lyne, cordwainer.—*Thomas Ridyard*, Balford, servant in a spirit vault.—*Thomas Dixon Cort*, Lancaster, assistant to an engineer.

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CHARLES JOHN GILL, Secretary.

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The Rt. Hon. the Earl of Devon.	William Wingfield, Esq., Master in Chancery.
The Right Hon. the Vice-Chancellor of England.	Richard Richards, Esq., M.P., Master in Chancery.
The Right Hon. the Lord Chief Baron.	

DIRECTORS.

(The \* denotes a Director of the Law Life, and the † a Director of the Legal and General Life Insurance Society.)

Bethel, Richard, Esq., Q.C.	† Rose, Hon. Sir Geo., one of the Judges of the Court of Bankruptcy, and Master in Chancery.
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* Chisholme, William, Esq.	* Vizard, William, Esq.
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Gaz, John, Esq.	Wilde, Edward A., Esq.
Jordan, Lea, Esq.	† Wing, Thomas, Esq.
Kinderley, George Herbert, Esq.	
Lee, John Benn, Esq.	
† Lyon, James Wittil, Esq.	

AUDITORS.

Bailey, Charles, Esq.	Broderip, Francis, Esq.
Bockett, Daniel S., Esq.	Scadding, Edwin W., Esq.

Secretary—Edward Blake Beal.

Architects and Surveyors—Thomas Bellamy Esq., and George Fennell, Esq.  
Solicitors—Messrs. Edward and Charles Harrison, Bankers—Messrs. Coutts & Company.

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E. BLAKE BEAL, Secretary.

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LONDON, JULY 3, 1847.

In this commercial country all questions raised in our courts of law relating to the transfer of property, or of that which is recognized as the representative of property, are of great importance.

For a long period it has been a frequent practice to make promissory notes payable to the maker's own order, and until lately there does not appear to have been a doubt entertained as to the validity of such instruments. But in the case of *Flight v. Maclean*, (16 Law Journ., N. S., Exch., 23), it was contended, and successfully, in the Court of Exchequer, that promissory notes, which derive their negotiable character solely from the stat. 3 & 4 Anne, c. 9, must, by that act, be payable to some other person, or to the order of some other person than the maker, otherwise they were invalid. In the more recent case of *Wood v. Mytton*, (decided last term), however, the Court of Queen's Bench refused to recognize this decision, and held promissory notes, payable to the maker's own order, to be negotiable under the Statute of Anne.

Both of these decisions proceeded on the words of the statute, which we, therefore, give at length. The 3 & 4 Anne, c. 9, recites, "Whereas it hath been held that notes in writing, signed by the party who makes the same, whereby such person promises to pay unto any other person, or his order, any sum of money therein mentioned, are not assignable or indorsable over, within the custom of merchants, to any other person, &c., therefore, to the intent to encourage trade and commerce, which will be much advanced if such notes shall have the same effect as inland bills of exchange, and shall be negotiated in like manner, be it enacted, that all notes in writing that shall be made and signed by any person, &c., whereby such person, &c. shall promise to pay to any other person or persons, body politic and corporate, his,

her, or their order, or unto bearer, any sum of money mentioned in such note, shall be taken and construed to be, by virtue thereof, due and payable to any such person or persons, body politic and corporate, to whom the same is made payable; and also every such note payable to any person or persons, his, her, or their order, shall be assignable or indorsable over in the same manner as inland bills of exchange are or may be, according to the custom of merchants; and that the person or persons to whom such sum of money is or shall be by such note made payable may maintain an action for the same, in such manner as he, she, or they might do upon any inland bill of exchange, made or drawn according to the custom of merchants, and that any person or persons to whom such note that is payable to any person or persons, his, her, or their order, is indorsed or assigned, or the money therein mentioned ordered to be paid by indorsement thereon, shall and may maintain his, her, or their action for such sum of money either against the person, &c. who signed such note, or against any of the persons that indorsed the same, in like manner as in cases of inland bills of exchange."

We think it is evident, from an attentive consideration of this act, that the intention in passing it was to place promissory notes on the same footing as bills of exchange. The object was to render such notes negotiable, and as it was then and still is the practice to make bills of exchange payable to the drawer or his order, it would seem to require very explicit language to exclude from this act promissory notes payable to the maker's order. There does not appear to be any reason whatever for such exclusion. The words which are used in the statute merely express or describe the general character of the instrument without intending thereby to limit its negotiability.

It would be absurd for a person to promise to pay

himself a sum of money, and therefore, in all probability, the Legislature used the words "whereby he shall promise to pay to any other person," in order to describe an instrument, which is made for the purpose of passing money from one person to another, whether by the language on its face or by indorsement.

It will be observed, that the above section contains four distinct clauses; the first describes a promissory note and the person to whom it is payable, extending the preamble by including notes payable to bearer; the second allows "such" note, payable to any person, to be indorsed as a bill of exchange, adopting, by the word "such," the description given in the first clause, except as to the payee, which it extends to "any person;" the third clause enacts, that the payee of such note may sue thereon as on a bill of exchange; and the fourth clause enacts, that "any" person to whom such note, that is, payable to "any" person, is indorsed may sue thereon as in case of bills of exchange.

It was under this last clause that the Court of Queen's Bench, in *Wood v. Mytton*, held the plaintiff to come, and, therefore, that he was entitled to recover upon a promissory note payable to the maker's own order. The learned judges considered the note to be a promissory note, as described in the first clause, but with a new description of the payee, as allowed by the fourth. The Court upheld such construction, inasmuch as it was consistent with the ordinary meaning of the words, and calculated to promote justice.

In *Flight v. Maclean* the above construction of the statute was not contended for, and, indeed, the point cannot be said to have been fully argued. In that case the first count of the declaration was on a promissory note made by the defendant, payable to his own order, and indorsed by him to the plaintiff; the second count described this promissory note as payable to bearer, and delivered by the defendant to the plaintiff. On demurrer to the first count, the Court gave judgment for the defendant, but they held his plea to the second count to be bad, and so gave judgment, as to that count, for the plaintiff.

### London Gazette.

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**WILLIAM KAY, WILLIAM MORTIMER**, and **EDWARD FLETCHER**, Bury, Lancashire, brass and iron founders, engineers, and millwrights, dealers and chapmen, July 9 and Aug. 2 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Grandy, Bury; Appleby, Harpur-street, Red Lion-square, London.—Fiat dated June 21.

**HENRY SCOTT COX**, Manchester, linen merchant, dealer and chapman, July 15 and Aug. 5 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Pollard, Manchester; Johnson & Co., Temple, London.—Fiat dated June 23.

**JOHN WALMSLEY**, Liverpool, licensed victualler, July 13 and Aug. 3 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Greene, Liverpool; Maples & Co., Frederick's-place, Old Jewry.—Fiat dated June 21.

**JOHN YEMMS**, Gloucester, plumber, glazier, and straw and Tuscan bonnet manufacturer, dealer and chapman, and Ross, Herefordshire, straw and tuscan bonnet manufacturer, July 13 and Aug. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Wilkes, Gloucester.—Fiat dated June 22.

#### MEETINGS.

*John Oliver and J. York*, Stoney Stratford, Buckinghamshire, ironmasters, July 9 at 1, Court of Bankruptcy, London, pr. d.—*D. E. Colombino*, Carlton-chambers, Regent-st., St. James, Westminster, money scrivener, July 9 at 1, Court of Bankruptcy, London, last ex.—*James Butterworth*, Rochdale, Lancashire, cotton manufacturer, July 15 at 12, District Court of Bankruptcy, Manchester, last ex.—*Herbert Thomas*, Carmarthen, linen draper, July 20 at 1, Court of Bankruptcy, London, aud. ac.—*George Burgess*, Ramsgate, Kent, coach maker, July 20 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Heath Bonds*, Creek-road, Deptford, Kent, licensed victualler, July 27 at 11, Court of Bankruptcy, London, aud. ac.—*George Bernard*, High Wycombe, Buckinghamshire, grocer, July 20 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Skaker*, Salisbury, Wiltshire, licensed victualler, July 20 at 1, Court of Bankruptcy, London, aud. ac.—*Henry Sydney Brasier*, Oxford, tailor, July 20 at 2, Court of Bankruptcy, London, aud. ac.—*William Bainbridge*, Corrie-place, Old Kent-road, Surrey, and Lombard-st., Chelsea, Middlesex, grocer, July 23 at 11, Court of Bankruptcy, London, aud. ac.—*Henry Butcher*, Lamb's Conduit-street, Middlesex, poulterer, July 23 at 11, Court of Bankruptcy, London, aud. ac.—*Edmund Streene*, Brighton, Sussex, victualler, July 20 at 2, Court of Bankruptcy, London, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Wm. Heath Bonds*, Creek-road, Deptford, Kent, licensed victualler, July 27 at 11, Court of Bankruptcy, London.—*Henry Webster Blackburn*, Bradford, Yorkshire, out of business, July 27 at 11, District Court of Bankruptcy, Leeds.—*Henry Johnson*, Sheffield, Yorkshire, merchant, July 23 at 10, District Court of Bankruptcy, Sheffield.—*Geo. Wilson*, Lindley, Huddersfield, Yorkshire, woollen-cloth manufacturer, July 23 at 10, District Court of Bankruptcy, Leeds.—*James Longmore Wilks*, Worcester, tailor, July 21 at 12, District Court of Bankruptcy, Birmingham.—*Peter Allan Hannaford*, Exeter, bookseller, July 28 at 11, District Court of Bankruptcy, Exeter.—*Hugh Hill Facey*, Exeter, builder, July 21 at 11, District Court of Bankruptcy, Exeter.—*Geo. Thomas Bradbury*, Ashton-under-Lyme, Lancashire, cotton spinner, July 22 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 20.

*Richard Satchell* the younger, Winsley-street, Oxford-st., and Hyde, near Hendon, Middlesex, cowkeeper.—*C. Crumden*, Fore-street, Lambeth, Surrey, boat builder.—*Michael M'Donnell*, Liverpool, ship broker.—*Francis Champness*, Bishop's-road, Paddington, Middlesex, linen draper.—*Jabez Russel* the younger, Whittlesea, Isle of Ely, Cambridgeshire,

builder.—*John Dearman Dunstall*, Nottingham, lace manufacturer.—*James Duncanson*, Liverpool, merchant.—*J. Farrar, Lock, and John Farrer*, Halifax, Yorkshire, woolstaplers.—*Thomas Slattery*, Liverpool, corn broker.—*Thomas Sivill*, Liverpool, publican.

#### FIAT ANNULLÉD.

*Thomas Stockdale and John Stockdale*, Liverpool, soap sellers.

#### PARTNERSHIP DISSOLVED.

*Henry Walker and Henry Gillet Gridley*, Southampton-street, Bloomsbury-square, Middlesex, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Wm. Wilson*, Glasgow, merchant.—*Roderick Tuach*, Inverness, druggist.—*Peter Cumming Kennedy*, Edinburgh, shawl merchant.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Fletcher the elder*, Moore-terrace, Peckham Newtown, Surrey, cabinet maker, July 9 at 2, Court of Bankruptcy, London.—*Joseph Palmer*, Park-street, St. Marylebone, Middlesex, baker, July 9 at half-past 1, Court of Bankruptcy, London.—*David Southon the elder*, Shalford, Surrey, carrier, July 9 at half-past 1, Court of Bankruptcy, London.—*Joseph Brimble*, Bristol, labourer, July 6 at 11, District Court of Bankruptcy, Bristol.—*Wm. Nowlan*, Liverpool, grocer, July 1 at 11, District Court of Bankruptcy, Liverpool.—*L. Jukes*, Houndwell, Southampton, whitesmith, July 15 at 11, Court of Bankruptcy, London.—*James Bass*, Mason's-place, York-street, City-road, Middlesex, licensed to let horses on hire, July 15 at 12, Court of Bankruptcy, London.—*Job Bennett Clarke*, Hillhead, near Titchfield, Hampshire, Neutnant in the royal navy, July 15 at half-past 11, Court of Bankruptcy, London.—*Joseph Wheaton*, Barnwell, Cambridge, retailer of beer, July 15 at 11, Court of Bankruptcy, London.—*H. W. Price*, Winchester, Southampton, land surveyor, July 1 at 1, Court of Bankruptcy, London.—*J. Tilley*, Princes-rd., Bermondsey, Surrey, coal meter, July 10 at 10, Court of Bankruptcy, London.—*Matthew Freeman*, North-street, Poplar, Middlesex, cooper, July 10 at 10, Court of Bankruptcy, London.—*Sarah Rowland*, Broad-street, Golden-square, Westminster, Middlesex, widow, plumber, July 16 at half-past 10, Court of Bankruptcy, London.—*Joseph Adams*, Minster, near Sheerness, Kent, grocer, July 10 at 10, Court of Bankruptcy, London.—*Jas. Kirby Algar*, Geldeston, Norfolk, shoemaker, July 8 at 10, Court of Bankruptcy, London.—*Wm. Maated*, Northwood, near Margate, Kent, beer-shop keeper, July 10 at half-past 10, Court of Bankruptcy, London.—*Adam Craik*, Chorlton-on-Medlock, Manchester, painter, July 5 at 12, District Court of Bankruptcy, Manchester.—*William Hallows*, Chorley, Lancashire, plumber, July 5 at 12, District Court of Bankruptcy, Manchester.—*James Clarke*, Heaton Norris, near Stockport, Lancashire, blacksmith, July 15 at 12, District Court of Bankruptcy, Manchester.—*Wm. Crossley*, Cragg Bottoms, Erringden, Halifax, Yorkshire, out of employment, July 6 at 10, District Court of Bankruptcy, Leeds.—*James Atkinson*, Wibsey, Bradford, Yorkshire, cabinet maker, July 6 at 10, District Court of Bankruptcy, Leeds.—*W. Ritson*, Leeds, Yorkshire, broker, July 6 at 10, District Court of Bankruptcy, Leeds.—*J. Chadwick*, Ovenden, Halifax, Yorkshire, shopkeeper, July 6 at 10, District Court of Bankruptcy, Leeds.—*Joseph Mitchell*, Oussett, Yorkshire, clothier, July 6 at 10, District Court of Bankruptcy, Leeds.—*T. B. Newsome*, Leeds, Yorkshire, commission agent, July 6 at 10, District Court of Bankruptcy, Leeds.—*Wm. H. Thompson*, Eastmoor, near Wakefield, Yorkshire, maltster, July 6 at 10, District Court of Bankruptcy, Leeds.—*Wm. Webster*, Bradford, Yorkshire, dyer's labourer, July 6 at 10, District Court of Bankruptcy, Leeds.—*John Parkin*, Leeds, Yorkshire, gas fitter, July 6 at 10, District Court of Bankruptcy, Leeds.—*James Hawkins*, Stafford, grocer, July 14 at 11, District Court of Bankruptcy, Birmingham.—*Stephen Smith*, Mells, Somersetshire, wheelwright, July 6 at 12, District Court of Bankruptcy, Bristol.—*Joseph Stroud*, Cheltenham, Gloucestershire, brewer, July 20 at 11, District Court of Bankruptcy, Bristol.—*James Turbefeld*, Winchcourt, Gloucestershire, licensed beer-seller, July 19 at 11, District Court of Bankruptcy, Bristol.—*George Bendall*, Cam, Gloucester-

shire, shoemaker, July 6 at 11, District Court of Bankruptcy, Bristol.—*James Hope Burgess*, Plymouth, Devonshire, purser in the Royal Navy, July 8 at 1, District Court of Bankruptcy, Exeter.

*Saturday, June 26.*

*The following Assignees have been appointed. Farther particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*George Rutland*, Macclesfield, Cheshire, auctioneer, No. 68, 649 C.; *James Eccleston*, assignee.

*Saturday, June 26.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*W. Hatterley*, Millbank-street, Westminster, Middlesex, piano forte maker: in the Debtors Prison for London and Middlesex.—*Christopher Holman*, Wood-green, Tottenham, Middlesex, dealer in pigs: in the Debtors Prison for London and Middlesex.—*John Clark*, Theberton-street, Islington, Middlesex, commission agent: in the Queen's Prison.—*Colin Crawford*, Little Windmill-street, Haymarket, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*William Johnson Campbell*, Hill-street, Montpelier-square, Brompton, Middlesex, gentleman: in the Queen's Prison.—*Fred. Augustus Mayer*, Cheltenham, Gloucestershire, tailor: in the Gaol of Gloucester.—*James Miles*, Werngoy, Clydan, Pembrokeshire, farmer: in the Gaol of Haverfordwest.—*John Somersset*, Chesterfield, Derbyshire, gun maker: in the Gaol of Derby.—*George Hibbard*, Hoxton, near Birkenhead, Cheshire, and Liverpool, wool broker: in Chester Castle.—*John Heartwell*, Roworth, Glossop, Derbyshire, bleacher: in the Gaol of Derby.—*Wm. Clay*, Gloucester, labourer: in the Gaol of Gloucester.—*Wm. Holbrook*, Bristol, shopman: in the Gaol of Bristol.—*George Humphrey*, Everton, Liverpool, house agent: in the Gaol of Liverpool.—*Richard Ellis*, Blackhawton, Devonshire, farmer: in the Gaol of St. Thomas the Apostle.—*Rich. Wilkinson*, Mount Vernon-view, Edgehill, West Derby, near Liverpool, butcher: in the Gaol of Liverpool.—*Richard Severn*, Toxteth-park, Lancashire, wheelwright: in the Gaol of Liverpool.—*Jane Townsend*, Watton-on-the-Hill, near Liverpool, in no business: in the Gaol of Liverpool.—*Henry Docker*, Balsall-heath, Worcester-shire, licensed victualler: in the Gaol of Coventry.—*Joseph Appley*, Iron Acton, Gloucestershire, sawyer: in the Gaol of Gloucester.—*Thos. Tipping*, Salford, Lancashire, paper dealer: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Thursday, July 15, at 9.*

*Robert Goodson*, Princess-street, Maida-hill, Marylebone, Middlesex, baker.—*Thomas Layton*, High-street, Putney, Surrey, tailor.—*Thomas Miller*, Cochrane-terrace, St. John's-wood, Middlesex, carpenter.—*Wm. Miller*, Cochrane-terrace, St. John's-wood, Middlesex, carpenter.—*Annette Ursule Collette*, Berners-street, Oxford-street, Middlesex, out of business.—*Richard Holding*, Camden-row, Kentish-town-road, Middlesex, stone mason.—*John Edward Woolley*, Maidstone, Kent, grocer.—*Wm. Thomas Robins*, Hawkesbury-grove, Lock's-fields, Walworth, Surrey, printer.—*Charles Husk*, Sandwich-street, Burton-crescent, St. Pancras, Middlesex, meat salesman.—*J. Scott Boyce*, Thornhill-place, Caledonian-road, Islington, Middlesex, meat salesman.

*Adjourned.*

*Samuel Bartram*, Whitechapel-road, Middlesex, licensed victualler.

*Court-house, APPLEBY, Westmoreland, July 9, at 10.*

*John Hewleton*, Staveley, Kendal, grocer.—*Andrew Craig*, Scart Clough, farmer.

*Court-house, LANCASTER, (County), July 13, at 10.*

*Mich. Blackett*, Lancaster, clerk to an attorney at law.—*Rob. Oldham*, Ashton-under-Lyne, surgeon.—*Jas. Brooker*, Manchester, hat manufacturer.—*Jos. Hibbert*, Westhaughton, farmer.—*John Kent*, Manchester, book-keeper.—*Richard Crawshaw*, Manchester, beer seller.—*Wm. Wilson*, Lancaster, attorney's clerk.—*John Aldersey*, Everton, ship broker.—*Ann Sullivan*, Hulme, lodging-house keeper.—*James H. Nuttall*, Manchester, dealer in ale.—*Martha Howe*, Manchester, fish dealer.—*Chas. Lamb*, Runcorn, Cheshire, canal



boatman.—*Wm. Slate*, Castleton, near Rochdale, manufacturing chemist.—*John O' Bryan*, Manchester, overlooker in a silk power-loom manufactory.—*John J. Lukey*, Liverpool, book-keeper.—*Thomas Sellen*, Hulme, dealer in ale.—*John Craig*, Haydock, near St. Helens, agent for sale of coals.

July 14, at the same hour and place.

*Henry B. Harris*, Bootle-cum-Linacre, near Liverpool, master in her Majesty's royal navy.—*John Foulds*, Manchester, patten maker.—*Jos. Johnson*, Hulme, dealer in ale.—*Raphael David*, Liverpool, hawker.—*Mary Byrne*, Salford, out of business.—*John Bell*, Salford, fishmonger.—*Joseph Hood*, Manchester, victualler.—*Wm. Sandham*, Pilling, near Garstang, labourer.—*Peter Myles*, Manchester, assistant at a beer-house.—*Barnabas Pilkington*, Manchester, publican.—*John Allwood*, Manchester, bobbin turner.—*Wm. Ogden*, Oldham, cotton spinner.—*Ralph Waterhouse*, Manchester, out of business.—*Dev. Morton*, Manchester, shoe maker.—*Margaret Hargreaves*, Salford, victualler.—*Robert Lupton*, Preston, tailor.

July 15, at the same hour and place.

*Sam. Stott*, Bury, grocer.—*John Rigby*, Rochdale, butcher.—*Geo. Billington*, Preston, plasterer.—*Geo. Nuttall*, Tunstead, near Bacup, out of business.—*John Middleton*, Liverpool, sharebroker.—*Ammon Rhodes*, Oldham, grocer.—*Wm. Brewer*, Preston, out of business.—*John H. Alderson*, Ravenhead, Sutton, near St. Helens, salesman to the Ravenhead Flint Glass Company.—*Thos. Arton*, Preston, dealer in fish.—*Wm. Salisbury*, Habbergham Eaves, near Burnley, cotton warper.—*John Beckett*, Preston, provision dealer.—*Joseph Whitmore*, Manchester, auctioneer.—*Thos. Ralph*, Liverpool, out of business.—*Thomas Bentley* the elder, Clitheroe, tea dealer.—*Adam Cooper*, Manchester, out of business.

July 16, at the same hour and place.

*W. Fazackerley*, Preston, out of business.—*John Spencer*, Liverpool, watch maker.—*Lawrence V. Waring*, Bolton-le-Moors, out of business.—*John R. Whitelock*, Preston, grocer.—*Geo. Barnes*, Accrington, near Blackburn, iron founder.—*Alex. Hamilton*, Liverpool, tailor.—*Geo. Taylor*, Oldham, paper dealer.—*John Slingsby*, Mostonhall, cattle dealer.—*Jas. Hughes*, Liverpool, butcher.—*John Whitehead*, Hulme, clerk of the works of the Manchester New Race-course.—*Jas. Cowgill*, Habbergham Eaves, near Burnley, cowkeeper.—*Edw. Taylor*, Blackburn, retail dealer in ale.—*Jas. Dalsell*, Manchester, horse breaker.—*Abraham Banks*, Liverpool, general broker.—*Jas. Smith*, Burnley, green grocer.—*Wm. Moate*, Misterton, near Retford, farmer.—*John Bannister*, Preston, carter.

Court-house, CARDIFF, Glamorganshire, July 13 at 10.

*Fred. Atkins*, Dawlas, Merthyr Tŷdŷil, general shopkeeper.—*John Williams*, Aberavan, grocer.

Court-house, MAIDSTONE, Kent, July 13 at 10.

*John Castle* the younger, Rochester, saddler.—*Chas. Wm. De Courcy Ross*, Queenborough, Isle of Sheppy, commander in the royal navy on half-pay.—*Edw. Best*, Northfleet-hill, wheelwright.—*Wm. Best*, Northfleet-hill, wheelwright.—*Geo. Best*, Northfleet-hill, wheelwright.—*Edw. B. Lake*, Boughton-under-Blean, out of business.—*John Montague*, Blackham, Nithyarn, Sussex, victualler.—*Joseph Maas*, Dartford, draper.—*John Ellis* the younger, Gravesend, teacher of languages.—*Rob. Hilton*, Sellinge, assistant to a grocer.—*John Stevens*, Pluckley, labourer.

Court-house, LINCOLN, (County), July 13, at 10.

*Henry M. Mowbray*, Boston, victualler.

Court-house, MONMOUTH, (County), July 15, at 10.

*John Price*, Mitchell Troy, labourer.—*Isaac Morgan*, Garnvach, grocer.

Court-house, NOTTINGHAM, (County), July 15, at 10.

*John Guyler*, Nottingham, victualler.—*John Crafts*, Nottingham, hair dresser.—*Jas. Mann*, Bingham, draper.—*Thos. Loach*, Carlton, baker.—*Rob. Jerram*, Snenton, out of business.—*Verre John Clarke*, New Lenton, in no business.—*Hen. Mitchell*, New Radford, fellmonger.—*Laurence Ward*, Kneecal, near Ollerton, retail beer seller.—*John Haywood*, Nottingham, victualler.—*Wm. Birks*, Lenton, bobbin net machine owner.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Henry Jemmett*, Little Milton, Oxfordshire, gentleman, July 10, Hollier's, Thame, Oxfordshire: 8s. 11d. in the pound.

#### MEETINGS.

*John Bennett*, Davyhulme, near Eccles, Lancashire, shopkeeper, July 16 at 12, Taylor's, Manchester, sp. aff.—*Thos. Turner*, Penarth, Newtown, Montgomeryshire, farmer, July 20 at 4, Red Lion Inn, Newtown, sp. aff.

#### FRIDAY, JULY 2.

#### BANKRUPTS.

GEORGE STEPHEN TAYLOR, Whitstable, Kent, saddler, dealer and chapman, July 13 at 12, and Aug. 13 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated June 30.

WILLIAM WRIGHT, Holland-road, Brixton, Surrey, builder, July 9 and Aug. 18 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Hall, 49, Moorgate-st.—Fiat dated June 29.

HENRY SIMMONDS, Gresham-rooms, Basinghall-street, London, law stationer, railway agent, dealer and chapman, July 9 at half-past 1, and Aug. 11 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. James, 5, Basinghall-street.—Fiat dated June 26.

JOHN THOMAS CURTIS, Norwich, grocer, dealer and chapman, July 9 and Aug. 11 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Thompson & Debenham, Salters'-hall, St. Swithin's-lane.—Fiat dated June 22.

ROBERT NICOL, Fenchurch-st., London, grocer and tea dealer, (using the name of R. Nicol & Co.), July 9 and Aug. 11 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Bower, Tokenhouse-yard, City.—Fiat dated June 30.

EDWARD BECK, Ipswich, Suffolk, doctor of medicine, shipowner, wharfinger, dealer and chapman, July 9 at half-past 2, and Aug. 16 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Nutcutt, Ipswich; Sharpe & Co., Bedford-row.—Fiat dated June 23.

ISAAC BOYD and RICHARD HARMER, Spital-square, Middlesex, silk manufacturers, July 16 and Aug. 10 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Crowder & Maynard, Coleman-st., London.—Fiat dated June 26.

RICHARD CARKEET COULSON, Exeter, grocer and tea dealer, (as a trader with Mary Ann Bodley, his wife, formerly called Mary Ann Bodley Frost), July 13 and Aug. 10 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Laidman, Exeter; Clowes & Co., 10, King's-bench-walk, Temple, London.—Fiat dated June 25.

GEORGE COSWAY, Tiverton, Devonshire, woolstapler, cloth manufacturer, dealer and chapman, (trading under the style or firm of George Cosway & Co.), July 14 and Aug. 11 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Domett & Canning, Chard; Turner, Exeter.—Fiat dated June 18.

ALEXANDER WEBB, Wakefield, Yorkshire, seed merchant, dealer and chapman, July 15 and Aug. 26 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Taylor & Westmoreland, Wakefield; Scott & Co., Lincoln's-inn-fields, London.—Fiat dated June 26.

JOHN ENGLAND, Bath, grocer, dealer and chapman, July 16 at half-past 11, and Aug. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Perkins, Bristol; Stevens & Co., Gray's-inn-square, London.—Fiat dated June 28.

JAMES HUGHES, Toxteth-park, Liverpool, joiner and builder, and brick maker, dealer and chapman, July 16 at 11, and Aug. 3 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Hore, Liverpool; Milne & Co., Temple, London.—Fiat dated June 29.

HENRY ALLEN, Birmingham, draper, dealer and chapman, (trading under the style of Henry Allen & Co.), July 13 at half-past 10, and Aug. 10 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Sale & Co., Manchester; Motteram & Knowles, Birmingham; Reed & Co., Friday-st., Cheapside.—Fiat dated June 19.

## MEETINGS.

*Ch. Sanson*, Chorlton-upon-Medlock, Lancashire, brewer, July 16 at 12, District Court of Bankruptcy, Manchester, last ex.—*Hen. Knight*, Reading, Berkshire, brewer, July 23 at 11, Court of Bankruptcy, London, aud. ac.—*William Binko*, West Smithfield, London, and Northampton-street, Lower-road, Islington, Middlesex, cattle dealer, July 23 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Rich. Blackburn*, Cleckheaton, Yorkshire, printer, Aug. 3 at 10, District Court of Bankruptcy, Leeds, aud. ac.; Aug. 5 at 10, div.—*Robert Edwards*, Aberdovey, Merionethshire, draper, July 23 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; July 27 at 12, div.—*Jas. Sutcliffe*, Habergham Eaves, near Burnley, Whalley, Lancashire, cotton spinner, July 26 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Sarginson* and *Matt. Rigby*, Bury, Lancashire, joiners, July 27 at 12, District Court of Bankruptcy, Manchester, aud. ac.; July 28 at 12, div.—*Thomas Revely* the younger, Newcastle-upon-Tyne, plumber, July 26 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Wm. I. Barker*, Sunderland, Durham, auctioneer, July 23 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; July 26 at 1, div.—*Jas. Reid*, Newcastle-upon-Tyne, ship broker, July 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; July 26 at half-past 10, div.—*Wm. L. Prattman*, Butter Knowle-ledge, and *Mich. Foster*, Copley, Durham, timber merchants, July 23 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; at 1, div. sep. est. of *W. L. Prattman*.—*J. L. Wilks*, Worcester, tailor, July 24 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Geo. Burgess*, Ramsgate, Kent, coach maker, July 23 at 1, Court of Bankruptcy, London, div.—*Fran. H. Bourgeois*, Northampton-sq., Clerkenwell, Middlesex, watch manufacturer, July 23 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Ashdown*, Chatham, Kent, ironmonger, July 23 at 11, Court of Bankruptcy, London, div.—*Herbert Thomas*, Carmarthen, linendraper, July 23 at 11, Court of Bankruptcy, London, div.—*Francis Holmes* and *James Holmes*, Little Yarmouth, Suffolk, ship builders, July 23 at 11, Court of Bankruptcy, London, div.—*Th. Ratnell*, Cambridge, tailor, July 24 at 11, Court of Bankruptcy, London, div.—*C. Dotesio*, Slough, Buckinghamshire, hotel keeper, July 24 at half-past 11, Court of Bankruptcy, London, div.—*Henry Tattersall*, New-wharf-road, Battle-bridge, Middlesex, common brewer, July 24 at 12, Court of Bankruptcy, London, div.—*John Mandeno*, Grove-street, Hackney, Middlesex, market gardener, July 23 at 11, Court of Bankruptcy, London, div.—*Richard Ford*, Stafford, scrivener, July 27 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; July 31 at 11, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on the Day of Meeting.

*James Cooper*, Billericay, Essex, cattle salesman, July 23 at 11, Court of Bankruptcy, London.—*Robert Wightman*, Colchester, Essex, draper, July 23 at 12, Court of Bankruptcy, London.—*Alexander Rainy*, Regent-street, Piccadilly, Middlesex, estate agent, July 23 at 1, Court of Bankruptcy, London.—*James Henry Mackey*, St. Helen's-place, Bishops-gate-street, London, merchant, July 23 at half-past 12, Court of Bankruptcy, London.—*Thomas Potts*, Newcastle-upon-Tyne, draper, July 23 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Robert Law*, Bristol, ironmonger, July 23 at 11, District Court of Bankruptcy, Bristol.—*Stephen Chappel* and *Jas. Chappel*, Hunslet, Leeds, Yorkshire, earthenware manufacturers, July 29 at 10, District Court of Bankruptcy, Leeds.—*Joseph Mather*, Rock-ferry, Cheshire, builder, July 23 at 12, District Court of Bankruptcy, Liverpool.—*Joseph Wilkinson*, Birkenhead, Cheshire, builder, July 23 at half-past 11, District Court of Bankruptcy, Liverpool.—*Thomas Wright*, Birkenhead, Cheshire, ironmonger, July 23 at half-past 11, District Court of Bankruptcy, Liverpool.—*Thomas Herbert*, Bridgwater, Somersetshire, grocer, July 28 at 11, District Court of Bankruptcy, Exeter.—*James Tranter* the younger, Uttoxeter, Staffordshire, timber merchant, July 24 at 11, District Court of Bankruptcy, Birmingham.—*John Ross*, Enderby, near Leicester, Leicestershire, woolstapler, July 24 at 11, District Court of Bankruptcy, Birmingham.—*Richard Rymer*, Manchester, hotel

keeper, July 23 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before July 23.

*James Northcliffe*, Thornhill Briggs, Halifax, Yorkshire, dyer.—*Wm. White*, Morpeth-street, Bethnal-green, Middlesex, builder.—*Joseph Soflaw*, Adelaide-hotel, London-bridge, London, wine merchant.—*Matthew Johnson*, Leeds, Yorkshire, spindle maker.—*R. Dickinson*, Poulton-in-the-Fylde, Lancashire, maltster.—*Fred. John Ablett* and *Wm. Henry Ablett*, High Holborn, Middlesex, drapers.—*John Davey Langmead*, Judd-street, Middlesex, draper.—*George Steele*, Claypath, Durham, grocer.

## PARTNERSHIP DISSOLVED.

*J. B. Otter & Wm. Lindell*, Raymond-buildings, Gray's-inn, Middlesex, and Moorgate-street-chambers, London, attornies and solicitors.

## SCOTCH SEQUESTRATIONS.

*Wm. Addison*, Dunfermline, fletcher.—*John Fyfe*, Ardrossan, Ayrshire, boat builder.—*T. Henderson*, Paisley, accountant.—*J. White*, Woodside, Torphichen, Linlithgow, grazier.—*Robt. Murray*, Tillicoultry, Clackmannan, merchant.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Skaisf*, Vine-street, Westminster, Middlesex, clerk in the General Register Office, Somerset-house, July 15 at half-past 12, Court of Bankruptcy, London.—*William De Caus*, St. Stephen, Norwich, corn chandler, July 15 at 12, Court of Bankruptcy, London.—*E. Hill Stanley*, Craven-st., Strand, Middlesex, out of employment, July 15 at half-past 12, Court of Bankruptcy, London.—*Thos. Sagers*, Moulsham, Chelmsford, Essex, beer-shop keeper, July 22 at 11, Court of Bankruptcy, London.—*Thos. Smith*, Butcher-row, Ratcliff-cross, Middlesex, green grocer, July 10 at 11, Court of Bankruptcy, London.—*Robert Woolley*, Little Gower-place, Gower-street, New-road, St. Pancras, Middlesex, coach smith, July 10 at 11, Court of Bankruptcy, London.—*John Wilson*, Whitchurch, Hampshire, tailor, July 10 at 11, Court of Bankruptcy, London.—*Jas. Telling*, Back Church-lane, Whitechapel, Middlesex, baker, July 10 at half-past 10, Court of Bankruptcy, London.—*Thos. Clement*, Kingsdown, near Dartford, Kent, chandler's-shop keeper, July 15 at 11, Court of Bankruptcy, London.—*Jas. Hutchinson Roberts*, Cottage-street, High-street, Poplar, Middlesex, baker, July 15 at 11, Court of Bankruptcy, London.—*Benjamin Abrahams*, Little Alie-st., Goodman's-fields, Middlesex, watch manufacturer, July 15 at 11, Court of Bankruptcy, London.—*Samuel Simon Abrahams*, Little Alie-street, Goodman's-fields, Middlesex, watch manufacturer, July 15 at 11, Court of Bankruptcy, London.—*Charles Alfred Hayter*, Northam, near Southampton, Hampshire, plumber, July 15 at 12, Court of Bankruptcy, London.—*Henry Ellis*, Wolsingham-place, Kennington-road, Lambeth, Surrey, stationer, July 22 at 12, Court of Bankruptcy, London.—*Thomas Horley*, Fenny Stratford, Buckinghamshire, smith, July 22 at 11, Court of Bankruptcy, London.—*E. Harris*, Southwold, Suffolk, assistant to a furniture broker, July 15 at 12, Court of Bankruptcy, London.—*John Taylor*, Falcon-square, London, law clerk, July 15 at 1, Court of Bankruptcy, London.—*John Standage*, Brighton, Sussex, carrier, July 15 at 12, Court of Bankruptcy, London.—*Richard Cos*, Luton, Bedfordshire, coal dealer, July 15 at 12, Court of Bankruptcy, London.—*Lewis York*, Plumstead-common, Plumstead, Kent, beer-shop keeper, July 22 at 12, Court of Bankruptcy, London.—*Francis Fisk* the elder, St. Helen's, Ipswich, Suffolk, bricklayer, July 22 at 12, Court of Bankruptcy, London.—*Wm. Booth Yorke*, Cambridge, tailor, July 22 at 11, Court of Bankruptcy, London.—*Wm. Sawyer*, Ashford-street, Hoxton, Middlesex, carpenter, July 15 at half-past 10, Court of Bankruptcy, London.—*J. Wilson*, Whitchurch, Hampshire, tailor and draper, July 10 at 11, Court of Bankruptcy, London.—*George Hyde*, Park-cottages, Park-place, East-lane, Old Kent-road, Surrey, musician and commercial traveller, July 10 at 11, Court of Bankruptcy, London.—*John Owens*, High-street, Camden-town, Middlesex, attorney at law, July 8 at 1, Court of Bankruptcy, London.—*Henry Manietre*, Claremont-place, Brixton-road,

Surrey, green grocer, July 10 at 11, Court of Bankruptcy, London.—*Jas. Wm. Sumner*, Reading, Berkshire, stonemason, July 10 at 11, Court of Bankruptcy, London.—*Jos. Finlason*, Liverpool, chymist, July 20 at 12, District Court of Bankruptcy, Liverpool.—*Matthew M'Kenna*, Liverpool, provision dealer, July 20 at 12, District Court of Bankruptcy, Liverpool.—*Eli Spencer*, Liverpool, beerseller, July 20 at 12, District Court of Bankruptcy, Liverpool.—*Richard Green*, Wakefield, Yorkshire, out of business, July 8 at 11, District Court of Bankruptcy, Leeds.—*J. Pullan*, Leeds, Yorkshire, weaver, July 8 at 11, District Court of Bankruptcy, Leeds.—*Abraham Pollard*, Horton, Bradford, Yorkshire, joiner, July 8 at 11, District Court of Bankruptcy, Leeds.—*John Rowcliffe*, Halifax, Yorkshire, out of business, July 8 at 11, District Court of Bankruptcy, Leeds.—*John Hudson*, Rodley, Bramley, near Leeds, Yorkshire, blacksmith, July 8 at 11, District Court of Bankruptcy, Leeds.—*Henry Jackson*, Derby, gentleman, July 9 at 11, Exchange-rooms, Nottingham.—*Luke Durban*, Cheddar, Somersetshire, husbandman, July 8 at 12, District Court of Bankruptcy, Bristol.—*J. Nicholls*, Worle, Somersetshire, baker, July 15 at 12, District Court of Bankruptcy, Bristol.—*Joseph Rogers*, Bilston, Wolverhampton, Staffordshire, saddler, July 7 at 12, District Court of Bankruptcy, Birmingham.—*George Whittle*, Wolverhampton, Staffordshire, relieving officer to the Board of Guardians of the poor of Wolverhampton, July 14 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Ivess*, Southam, Warwickshire, farmer, July 7 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Martin*, Newcastle-upon-Tyne, tanner, July 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joseph Pearson*, Elland, Halifax, Yorkshire, shopkeeper, July 8 at 11, District Court of Bankruptcy, Leeds.—*Isaiah Joynes*, Derby, dyer, July 9 at 11, Exchange-rooms, Nottingham.—*Joseph Foster*, Denholme, Bradford, Yorkshire, labourer, July 8 at 11, District Court of Bankruptcy, Leeds.—*James Hawood*, Scarborough, Yorkshire, innkeeper, July 8 at 11, District Court of Bankruptcy, Leeds.—*Benj. Popplewell*, Pudsey, Calverley, Yorkshire, clothier, July 8 at 11, District Court of Bankruptcy, Leeds.—*Richard Bradshaw*, Leeds, clerk to a brewer, July 8 at 11, District Court of Bankruptcy, Leeds.—*George Richard Nicholls*, Appledore, Northam, Devonshire, painter, July 13 at 11, District Court of Bankruptcy, Exeter.—*George Hill*, South Molton, Devonshire, boot maker, July 13 at 11, District Court of Bankruptcy, Exeter.—*Wm. Furniss*, Aston-upon-Trent, Derbyshire, gentleman's servant, July 9 at 11, Exchange-rooms, Nottingham.—*Thomas Heathcote*, Whitwick, Leicestershire, framework knitter, July 9 at 11, Exchange-rooms, Nottingham.—*Wm. Goodson*, Skirbeck, near Boston, Lincolnshire, household furniture broker's shopman, July 9 at 11, Exchange-rooms, Nottingham.—*Charles Turner*, Nottingham, wharfinger, July 9 at 11, Exchange-rooms, Nottingham.

Wednesday, June 30.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Thomas Hughes*, Steynton, Pembrokehire, innkeeper: in the Gaol of Haverfordwest.—*Richard Davies*, Myford, Montgomeryshire, labourer: in the Gaol of Montgomery.—*James Proud*, Melkham, Wiltshire, bargeman: in the Gaol of Bristol.—*John Handford*, Sheffield, Yorkshire, innkeeper: in the Gaol of York.—*Benjamin Spilsbury*, Bridgnorth, Shropshire, licensed victualler: in the Gaol of Shrewsbury.—*William Nicholas*, Bridgnorth, Shropshire, assistant to a brazier: in the Gaol of Shrewsbury.—*Henry Walton*, Troutbeck, near Kendal, Westmoreland, husbandman: in the Gaol of Appleby.—*George Walton*, Troutbeck, near Kendal, Westmoreland, out of business: in the Gaol of Appleby.—*Thos. Hodgson*, Kingston-upon-Hull, brass founder: in the Gaol of Kingston-upon-Hull.—*James Truscott*, Pembroke, licensed victualler: in the Gaol of Haverfordwest.—*Eliz. Geach*, widow, Padstow, Cornwall, mercer: in the Gaol of Bodmin.—*James Williams*, Hayle, Phillack, Cornwall, bookseller: in the Gaol of Bodmin.—*Wm. Henry Harris*, Mervagissey, Cornwall, draper: in the Gaol of Bodmin.—*Caroline Peake*, widow, Devizes, Wiltshire, never in any business.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Saturday, July 17, at 9.

*Wm. Goring*, Frieth-st., Soho, Middlesex, tailor.—*Pierre*

*Francois*, Liverpool-street, Bishopsgate-street, London, commission-agent.—*Walter Jones*, Georgiana-street, Camdentown, Middlesex, not in any trade.—*Rees Price*, Munster-square, Regent's-park, Middlesex, out of business.—*Joseph Alfred Baker*, Charing-cross, Strand, and James-st., Haymarket, Middlesex, boot maker.—*Henry Cates*, Sparrow-corner, Minories, London, manager to a coffee-shop keeper.—*Rich. Amor*, Chiswick, Middlesex, out of business.—*Jonas Ingham*, Broad-street, Bloomsbury, Middlesex, out of business.—*Charles Wright*, Fenchurch-street, London, attorney at law.—*Wm. Thos. Reed*, Bridport-place, Horton, Middlesex, bricklayer.

July 19, at the same hour and place.

*Jonathan Wm. Bellis*, Union-street, Bishopsgate, London, out of business.—*David Kempton*, Bermondsey-st., Southwark, Surrey, out of business.—*Mary Cornack*, Drury-lane, Middlesex, Societ.—*Thomas Johnson*, Pope's-cottages, Little Bartholomew-close, London, jobbing tailor.—*Christopher Holman*, Tottenham, near Hornsey, Middlesex, pig dealer.—*Wm. Humber* the younger, Lamb-lane, Bridge-st., Greenwich, Kent, surveyor.

Court-house, LANCASTER (County), July 17, at 10.

*John Howarth*, Blackbarn, labourer.—*George Davenport Thomas*, Liverpool, out of business.—*Edward Stanley Bent*, Smedley, near Manchester, attorney at law.—*John Nuttall*, Tarnsworth, near Bolton-le-Moors, plumber.—*Thomas Lee*, Manchester, out of business.—*John Lee*, Eldon-grove, near Old Swan, West Derby, near Liverpool, joiner.—*Jos. Syddall*, Salford, Manchester, rope maker.—*John Waring*, Chorley, out of business.—*Wm. Stubbs*, Preston, out of employ.—*Thos. Bailey*, Oldham, out of employ.—*John Shackleton*, Manchester, boot maker.—*John Tappson*, West Derby, near Liverpool, estate agent.—*Wm. Lord* the elder, White Lees, near Rochdale, labourer.—*Nathaniel Diggle*, Great Bolton, dyer.—*Allen Shaw*, Bolton, innkeeper.—*Jos. Tiffin*, Lancaster, labourer.—*Robert Gorst*, Salford, Manchester, colour maker.—*Francis Norrison*, Manchester, commission-agent.

Court-house, GLOUCESTER (County), July 17, at 10.

*James Caddy Hamblin*, Wootton-under-Edge, newspaper agent.—*Wm. Clay*, Gloucester, out of business.—*J. Berkeley*, Gloucester, farmer.—*George Davis*, Down Hatherley, shoemaker.—*Fred. Augustus Mayer*, Cheltenham, tailor.—*Wm. Crisp*, Cheltenham, tailor.—*David Whalley*, Cirencester, out of business.—*Wm. Close*, Newarke, Lydney, retailer of beer.—*Wm. Hawkes*, Lydney, master mariner.

Court-house, LIVERPOOL, Lancashire, July 19, at 10.

*George Humphrey*, Everton, house agent.—*Owen Callaghan*, Liverpool, assistant to a boarding-house keeper.

Court-house DERBY (County), July 17, at 10.

*Lawrence Greensmith*, Derby, chemist.—*John Heartwell*, Roworth, Glossop, bleacher.—*William Slack* the younger, Derby, out of business.—*John Somerset*, Chesterfield, gun maker.—*George Green*, Greenhill-lans, Derbyshire, higgier and coke dealer.

INSOLVENT DEBTORS' DIVIDENDS.

*Humphrey Crewicke*, Bristol, no business: 3s. 10d. in the pound.—*Philip Axon*, Bredbury, near Stockport, Cheshire, shuttle maker: 1s. 10d. in the pound.—*Jas. Burgess*, Merthyr Tividil, Glamorganshire, grocer: 4s. 7d. in the pound.—*Jos. Corbyn*, The Royal Hospital, Greenwich, Kent, commander in the Royal Navy: 4s. in the pound.—*James Smith*, Gloucester, blacksmith: 9d. in the pound.—*Robert Blennerhassett*, Bridport-place, New North-road, Hoxton, Middlesex, upholsterer: 7s. 2d. in the pound.—*Edward Matthews*, Vauxhall-street, Lambeth, Surrey, master in the Royal Navy: 3s. 7d. in the pound.—*Thos. Turner*, Penarth, New-town, Montgomeryshire, farmer: 4s. in the pound.—*Morgan Jones*, Coedhowell, Derynnoch, Breconshire, farmer: 20s. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

*Elizabeth Potter*, Lea, near Malmesbury, Wiltshire, widow, Hinton's, Bristol: 1s. 2d. in the pound.—*Philip Burgess*, superannuated surveyor of assessed taxes, Holt's, 13, Chatham-place, Blackfriars: 1s. 2d. in the pound, (in addition to a former div. of 1s.).

**MEETING.**

John Morgan, Lyd Brook-hill, Gloucestershire, collier, July 19 at 3, at Pearson's, Coleford, sp. aff.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed John Lamb, Gent., of Barnard Castle, Durham, to be a Master Extraordinary in the high Court of Chancery.

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JULY 10, 1847.

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LONDON, JULY 10, 1847.

We have seen with regret of late, addressed to the public through the columns of the most widely-circulated daily papers, manifestoes purporting to proceed from Solicitors, the spirit and tendency of which has been to support in that branch of the Profession, hostility and envy towards the Bar, grounded on what are alleged to be the undeserved obscurity and depression of solicitors, and the equally undue exaltation and pampering of the Bar.

THE JURIST holds itself to be the leading organ, not of the Bar or of Solicitors, but of the Legal Profession; and we are not, therefore, going to flatter either branch at the expense of the other, but to point out to those members of each branch who have not the sense to see it for themselves, that, if they must have professional jealousies and dissensions, they would do more wisely to keep them to themselves, and to enjoy in peace and quietness their propensities for hatred and envy, instead of obtruding them upon a public, which will be too apt to fan the flame, on the principle of divide et impera, and to stigmatise the combatants as Arcades ambo, id est. . . . We forbear to quote the remainder of the English poet's line.

But we should go further, and suggest to those of each branch of the Profession who think that the world treats them unfairly with reference to the other, that the whole position of each branch of the Profession is so distinct from that of the other, that no comparison can be properly instituted between them; and that it is idle for attornies, as a class, to complain that barristers, as a class, are ranked above them, and marked out in preference to them for public employments; or for barristers, as a class, to complain that attornies, as a class, acquire wealth with less

labour, and labour of a less intellectual kind, than barristers do.

The two classes devote themselves to different pursuits, and have, therefore, different aptitudes and different rewards. The attorney puts himself in communication with the totally unlearned laity; his occupation is to transact all the routine of ordinary legal business; to hear the stories of the wrongs of mankind told in every variety of style, from the terse and ledger-like enumeration of the merchant, down to the gossip of the elderly maiden lady; to negotiate personally between men of all classes, heated by all manner of bad passions, and mystified by all manner of misconceptions; to talk with clients; to correspond with clients; to superintend all the details of business; to direct clerks; to run from court to court, and from office to office; to do in fact everything except calmly and quietly peruse papers and consult books. Is it wonderful that a man so employed should, if gifted with moderate penetration, acquire great knowledge of men and their tempers; or that, unless gifted with preternatural intellect and memory, he should fail to acquire profound or accurate legal knowledge? The barrister, on the other hand, sees, in the course of his professional occupations, none but men possessing at least some legal knowledge and skill. His time is not frittered away with correspondence and visits, and routine business; his disposition to study is not only not checked by finding it interfere with his execution of his ordinary business, but is, on the contrary, of necessity cultivated by the very exigencies of his professional occupation. He is never employed but upon difficulties,—all the dross that surrounds and entangles a case when it first finds its way into an attorney's office, is carefully cleared away before it is laid upon the barrister's table; and is it wonderful that a man so occupied should acquire greater learning, greater intellectual acumen, and a higher and more

thoughtful tone of mind than one whose mental activity is expended in the transaction of a multiplicity of trivialities?

As are the occupations, so are the rewards; and he who has chosen either path, ought not to repine because he has not the advantages of both. We take it to be beyond question, that if competence within a reasonable period be the thing desired, the profession of the attorney should be selected. There are few men in that branch who, with the most ordinary share of worldly advantages and connexion, and with industry and good conduct, cannot obtain a professional income adequate to support a gentleman, in five years; while we think we may say with equal confidence, that there are very few barristers who can. The skillful attorney is thinking of retiring with a tolerable fortune, at an age when the barrister of proportionate estimation in his department, is but beginning to be talked of as a rising man. True it is, that a few of the highest offices in the state are always filled by successful barristers, and that a good many public employments of a lesser grade are usually reserved for the Bar. True it is, also, that the barrister receives somewhat more of honour at the hands of the world than the attorney. But this is only a set-off to his receiving less of worldly wealth. In truth, the barrister struggles for fame and position, as his reward, and sometimes he gets them. If he does not obtain early wealth, he should not complain, for that is not one of the things allotted to him. On the other hand, the accessible reward of the attorney is wealth, or, at least, early competence; and if he obtains that, he should not complain, because he does not also win honours and rank. In fine, let each branch justly estimate its position, and not repine, because, having fixed its aim upon one object, it does not attain another. So let each branch abstain from indulging in feelings of animosity or envy towards the other. Both are important classes of society, and each has duties and responsibilities so great, that, duty to fulfil them, will entitle it to the respect of the public, while nothing will so much lower both branches of the Profession in the eyes of the public, as their indulging in open vituperation or concealed sarcasm against each other.

#### OBSERVATIONS ON THE 39TH OF THE GENERAL ORDERS IN CHANCERY OF 1841.

(Concluded from p. 254).

We pursue the subject commenced in *THE JURIST* of the 26th ultimo, for the purpose of adding to our discussion upon the doubt there raised, the result of the cases on the other points, which have been matter of doubt and of decision. But first, we must correct an error in our former paper, which crept into it from its having escaped our memory that since *Calvert v. Gandy*, the case of *Medhurst v. Allison* (4 Hare, 479) has been decided, in which, under the 8 & 9 Vict. c. 105, the Court thought itself at liberty to permit a cause to be set down upon an objection for want of parties after the fourteen days, the delay being accounted for.

Whether this decision will be followed may be open to question. The 4 Viet. c. 94, and 4 & 5 Viet. c. 52, under which the 39th Order of 1841 was made, gives to orders made under those acts the same force and effect as if their provisions had been enacted by Parliament.

The 8 & 9 Vict. c. 105, *repeals* those two acts, and after prolonging the time during which they gave power to the Court of Chancery to make general orders under them, enacts, (Sect. 2), "That all rules, orders, and regulations made and to be hereafter made under the provisions of the said recited acts, and this act or any of them, shall for all purposes be deemed and taken to be general rules and orders of the High Court of Chancery." Neither this section nor any other section of the act expressly repeals those parts of the two former acts which give to the rules made pursuant to them the force of acts of Parliament, and it may, therefore, be contended, that all that the 8 & 9 Vict. intended, was, not to diminish the force of the rules made under the preceding acts, but merely to add to them a force which possibly they might not have without. The language of the clause is, not that the Court shall have any greater powers than it had under the preceding acts, but that orders made under the several acts, by virtue of which they are to be binding on the Court as if they were acts of Parliament, shall be for all purposes deemed and taken to be general orders. Now, the capability of being treated as nullities, is not a quality of general orders belonging to them as such. The principle of their flexibility, if it may be so termed, is the power of the Court to regulate its own proceedings at all times, and therefore its right not to be bound by any orders which it may have made. In other words, orders are not rescindable simply because they are general orders, but because the Court cannot be bound by any orders that it makes; and orders may have a force given to them by a power superior to the Court, to bind the Court, and yet be general orders. The quality therefore of general orders, impressed by the 2nd section of the 8 & 9 Vict. upon the orders made under it, and the preceding acts, is not at all (it may be argued) inconsistent with the authority expressly given to them by the 4th and 4 & 5 Viet., and not expressly repealed by the 8 & 9 Vict., to bind the Court as if they were acts of Parliament.

We pass now to the points that have been the subject of decision upon the 39th Order of 1841.

One is, that, upon a hearing of the cause, upon objections for want of parties, the answer is, for the purpose of such hearing only, taken to be true. (*Richardson v. Larpent*, 2 You. & C. 507). The hearing is, in fact, in the nature of a hearing upon a plea, the answer suggesting (whether by way of admission of the facts alleged by the bill, or by way of additional suggestion, is immaterial) upon which it asks the opinion of the Court, whether, in that state of things, the suit is not defective for want of parties. In this view, the defendants ought to have the right to begin. On that point, however, the decisions are conflicting. In *Bradstock v. Whalley*, (9 Bess. 451), it was contended, that, the objection being raised by the defendants, they have a right to begin in the same way as upon a plea or demurrer for want of parties; but the Court ruled that the plaintiff has a right to begin. In *Richardson v. Larpent*, the defendant began; in *The Attorney-General v. Gardner*, (2 Coll. C. C. 504), the same practice prevailed; in *Bigg v. Pann*, (9 Jur. 363), the plaintiff began. Upon principle, we submit, that the defendant ought to be allowed to begin. The objection is his; and it is, as we have suggested, an objection in the nature of a plea. The defendant is, on the particular occasion, the attacking party, and, if he does not begin, how is the Court to be assured that the case will not be opened on a misconception of the real grounds of objection?

Another point discussed has been, what is a sufficient suggestion by the answer of want of parties. There can, of course, be no doubt, when the answer distinctly insists that certain persons are necessary parties. But in *Bigg v. Pann*, the objection was taken in the form

of a general submission. The answer admitting and stating various facts, submitted whether all proper parties were before the Court; and it was contended that this was not a sufficient suggestion. But the Court held otherwise. And considering, that it is the settled rule to consider a submission by a defendant whether he has a right, as equivalent, for the purpose of raising the question, to insisting that he has such right, one is more surprised that it should have been contended in *Bigg v. Penn.*, that the cause was not properly set down under the 39th Order of 1841, than that it should have been decided that it was.

With regard to costs, when the Court is quite clear that the objection is tenable, it will allow it with costs. But the general practice is not to make any order as to costs, but to reserve them.

### Reviews.

*The Law and Practice of Patents and Registration of Designs, with the Pleadings and all the necessary Forms.* By SIDNEY BILLING, Esq., of the Middle Temple, Barrister at Law, and ALEXANDER PRINCE, of the Office for Patents of Inventions, &c., Lincoln's-inn-fields. 8vo., pp. 227. [Bensing.]

*A Treatise on the Principles relating to the Specification of a Patent for Inventions, showing the Standard by which the Sufficiency of that Instrument is to be tried.* By WILLIAM SPENCE, Assoc. Inst. C. E., Patent Agent. 8vo., pp. 182. [Stevens & Norton.]

*Copyright of Designs, as distinguished from Patentable Inventions.* By WILLIAM SPENCE. 8vo., pp. 32.

"Of the office for patents," &c. merely means, that Mr. Prince is a patent agent, being a modest inversion of the truth, which is, that, instead of Mr. Prince being a mere humble appurtenant "of or belonging to" the office, the office appertains to Mr. Prince, as his chattel or demesne, as the case may be. A pair of folding-doors, with large zinc plates bearing the words "Office for Patents," are much affected by gentlemen in this line of business, with the design, we suppose, of giving their chambers a status in the estimation of the learned, superior to that of the unpretending retreat of the Attorney or Solicitor-General for the time being. We should leave this grandiloquent style to our French neighbours, who have a genius for it, and among whom a scavenger may call himself "artiste en boue" without impropriety or singularity. The book is intended, the Preface tells us, to be useful to three classes, viz. lawyers, patent agents, and patentees. With its operation as an advertisement, in aid of the zinc plate, we have nothing to do. We hope it may be successful, for Mr. Prince may be an excellent patent agent, though he does not shine as an author. The qualifications of a patent agent are twofold—knowledge of the practice and knowledge of the history and details and the records of inventions and patents in this country. The first head of information is of the simplest description; the second is so extensive, that it is never completely mastered by any individual. Its use is, of course, to secure inventors, as far as possible, from wasting their money in obtaining patents for inventions which are not novel. If the agent undertakes the responsible task of settling the title of the patent and the specification, he must also possess a knowledge of the legal requisites to a good title and a good specification, and *perspicacity*; which latter gift will be of little use, unless its possessor is well versed in the principles of mechanical and chemical science. Whether all these qualifications are combined in Mr. Prince, it is not for us to inquire; certainly, he has not exercised his power of clear exposition, if he possess it, in the

work before us, nor has he exhibited much depth of scientific knowledge. We are sorry to be obliged to add, that Mr. Billing in no way makes amends for Mr. Prince's deficiencies. He refers to all the statutes and material cases, it is true, but his statement of principles is seldom clear, frequently not intelligible, and sometimes not correct. Incoherences of expression, such as the following, occur too often to be always attributable to the printer:—

"A patent is a grant from the sovereign, and, until the reign of King John, was named therein in the 'singular number.'" (P. 2).

"A principle is an arbitrary assumption or the result of known attributes, and which is or are adopted as a general rule for effecting any particular object or thing, or arriving at any definite conclusion on any subject, as, all men are presumed to know the law— as, metal is opaque, dense, and ductile, [e. g. potassium, bismuth]—such are principles; but such untrue or general propositions cannot be received when applied to manufactures or arts, nor could such a principle form the subject-matter of a patent. The first being unreasonable, (in strictness); the last too general, for it is clear law, that the subject of every grant must be certain and defined." (P. 27).

"When a patent is obtained for the invention of a method only, (i. e. of an engine, instrument, or organ to be used for the accomplishment of some purpose), it is not borne out by saying a coffee roaster, or anything by which the grain may be kept in motion and turned, may be used." (P. 32).

"*Gibson v. Brand* has clearly shewn that the mere alteration in the order of the manner of doing a thing with known ingredients, or leaving out a part of the known process, is insufficient to be the subject-matter of a patent." (P. 34). [If so, what is shewn by *Russell v. Conley*, 1 C., M., & R. 875?]

"The title of a patent, from the great importance of its object, and as being opposed to the common right, is a matter which should be construed with the greatest strictness, for it is only by such a mode of construction the ingenious mechanic or fortunate discoverer (and the public) are protected in that which is, on the one hand, the produce of his ingenuity and skill, and on the other, though resulting in accident, the adaptation of a chance to a particular use, through analogy and the quickness of intellect." (P. 72).

"When the licenses are granted by deed (i. e. by agreement in writing under seal) the doctrine of estoppel applies, and a person would not be allowed to disavow so solemn an act." (P. 136).

We take Mr. Spence's work also to be intended as an advertisement. He says, he "has thought fit to assume that the real questions relating to patents resolve themselves into questions connected with the specification. Accordingly the aim of the present work is to point out to patentees the kind of standard by which the sufficiency of this important instrument is tried, with a view of shewing them how much their own interests depend upon its due preparation. The writer wishes it to be particularly observed, that the work is not submitted as a guide to the practice of drawing specifications, it simply proposes to illustrate certain operative, as distinguished from abstract, principles, which enter into the consideration of the general question relating to the specification." In short, the author's design is to advise his readers to take advice. He has however gone far beyond his design in the execution of it, and has not only given a catalogue of the rocks and shoals which the patentee has to encounter in his passage from Somerset House to the Enrolment Office, but furnishes him with an accurate chart and safe rules of navigation.

The subject (which, with the exception of the little



that may be said as to the *title* of the patent, includes everything relating to patent law that can be usefully studied by a layman) is treated in a popular style, somewhat too diffusely, but, on the whole, with perspicuity and accuracy. Little or no novelty is to be found, or could be expected in Mr. Spence's essay, because the recent writers on the law of patents (Messrs. Webster, Sweet, and Hindmarsh) have gone very fully into the requisites to a specification, and have cited all the authorities. Mr. Spence, with a different object, has pursued a different course. He has not encumbered his pages with references to reports which his readers would never consult,—but has selected and stated two or three leading cases, and explained and illustrated the principles involved in them, as well as those directly established by them, in a lucid and ingenious commentary.

The following observations on the claim in a specification afford a fair specimen of the author's style:—

"We now come to that part of the specification, which, in a sense, may be said to be the most important of all,—the part referred to is the claim. It is here that the essence, principle, or spirit of the invention is stated in the most distinct terms. The whole of the foregoing matter is here summed up and resolved into its one idea. All the previous description of circumstance comes now to be seen only as affording a clue to the right of interpretation of this final definition of the essential character of the invention. The claim, rightly understood, is in fact the specification, but then, in order that it may be rightly understood, reference must be had to the antecedent matter; and it may, indeed, be said, that the intelligibility of the whole specification greatly depends upon the particular interpretation of the claim which is suggested by such reference. It would be comparatively easy to discover what construction is to be put upon the claim, provided all the former portions of the specification plainly referred to the main idea contemplated by the invention, but such construction becomes a difficult matter when inconsistencies are found to exist on a comparison of some statements with others. So far as difficulties of this kind can be overcome, they are sometimes obviated by stating the claim first in a negative form. It is well to calculate upon every objection being raised to the specification that human ingenuity can devise, and accordingly it may be foreseen, that the true distinct nature of the invention is left open to misconstruction by a mere statement of what it is, since it may appear to be not only that, but something more also, (probably of a prejudicial character), unless guarded from such construction by a suitable negation. This course is particularly advisable when the patent is for a new combination of materials or processes, which in their separate form are old or not open to be claimed. *Crane's patent* is a case in point."

In speaking of the invalidity of a patent by reason of prior public uses of the invention, Mr. Spence has either committed a great mistake, or has expressed himself very unfortunately. He says,—

"Suppose an individual to discover and put in practice by way of trial, some novel and useful machine or process; unless he used his invention in public, he might take out a patent for it; but if he chose to forego this advantage, and make it public, then the circumstance of his doing so in a manner by which competent witnesses could understand the true practical nature of the invention, would leave no room for another to take out a patent for the same thing, on the plea of making a disclosure in terms of the principle contained therein. Whether the former were sensible of its real value or not, would be immaterial, inasmuch as the most accurately drawn specification could give the public no more than he had given them, viz. a prac-

*tical intelligible view, for the first time, of the essence or substance of the matter."*

This is true, so far as it goes, but, by stating that as material, which is perfectly immaterial, omits and impliedly excludes a part of the truth. It is perfectly settled law, that the public use of an invention, i. e. the use of the invention, and the public sale of its produce, is sufficient to invalidate a subsequent patent, although the method of practising the invention is kept a secret. (*Wood v. Zimmer*, Holt, 58; *Townsend's Patent*, Davis' Pat. Cas. 429).

Mr. Spence has some observations on the question of what amounts to publication in a printed book, which, if they do not resolve, at least fully disclose the difficulties which it involves. But when, in the next division of his essay, he treats of publication by a former specification, we do not so readily follow him. After stating the whimsical presumption of law, that the contents of the Enrolment Office are perused by an intelligent public with as much assiduity and interest as *The Times* or *Punch*, Mr. Spence properly concludes, "that knowledge and the means of knowledge are held to be the same thing as respects the contents of a specification." If he had stopped here, he would have said all, we believe, that principle or authority suggests on the point; and we are at a loss to understand what follows:—"But that in applying this principle to practical cases, it is easy to see that the question mainly turns upon the legal sufficiency of the said specification, so that although evidence of public knowledge and public use is not required (as we have seen) in principle, yet, in practice, it is found essential, from its bearing upon the question; for if the description of an invention contained in an enrolled specification be unintelligible or impracticable, there is no disclosure of a perfected invention. Now, public user and non user are some evidence of this," &c. Surely, if it is presumed that the contents of the specification are known, because they are on record, the question must always be, not whether the specification was valid or not, but whether it plainly disclosed the substance of the subsequent patent.

The little pamphlet on the Copyright of Designs contains the acts under which designs, whether ornamental or not, (5 & 6 Vict. c. 100, and 6 & 7 Vict. c. 65), are registered, and an analysis of them; but its principal object is to discuss a question on which we have, on a former occasion, offered some remarks, viz. whether the use of a principle of construction, or a mechanical invention, can at all, and if at all, to what extent, be secured by registration under the latter act. His conclusion is thus expressed:—

"It appears, from the foregoing observations on both acts, that the following points are established:—The protection of copyright in designs at first had reference only to ornamenting a very limited number of articles of manufacture, then it was extended to various other articles specified under different classes, and eventually to designs for articles of manufacture, having reference to some purpose of utility as distinguished from mere ornament. But, looking at this order in the growth of this kind of legal protection, there is no evidence to shew, that, in extending its applicability from ornamental to useful designs, the original notion of a design (or formation of parts) was to be superseded, and the idea of an invention (or principle of construction) substituted. Hence, to say the least, it is extremely doubtful whether any of the numerous mechanical inventions which have been registered have that kind of legal protection which their authors intended to secure."

We do not think that this is a correct statement of the case, or of the difficulty, which resides, we conceive,

not in the law, but in the nature of its object. The Legislature, in offering protection for designs, must be understood to have intended substantial protection, and, therefore, there can be no doubt that a colourable variation of a registered ornamental design, producing substantially the same ornamental effect by substantially the same means, would be a piracy; and so a colourable variation of a registered design for an article of utility, producing the useful effect by a configuration not exactly, but substantially, the same as that registered, would be a piracy; and every variation from the pattern actually registered in a particular immaterial to the useful effect, would be deemed a colourable variation. Thus, if a pattern of the well-known coupling for railway carriages, which consists of a double screw working in two nuts, and prevented from turning by a loaded pendulum, had been registered with a spherical weight at the end of the pendulum, the copyright could not have been evaded by using a cylindrical or cubical weight,—that part of the pattern being immaterial to the useful effect. So, the copyright of a registered riding bit of a peculiar form would be protected from evasion by mere variations of form or ornament in unessential parts. Hence we conclude that the benefit of a mechanical invention may be secured by registration, wherever the essence of the invention is, the form of the whole, or of a part or parts of a thing, or the form and formal arrangement of a thing consisting of several movable parts; and that such inventions as those of a chisel, a saw, a lathe, a lifting pump, the dead beat, recoil, and cylinder escapements of clocks and watches, &c., might, if they had been made after the passing of the stat. 6 & 7 Vict. c. 45, have been protected under its provisions.

*The New County Courts Act for Debts, Damages, Replevin, &c.; together with the Rules of Practice and Forms, with Notes Critical and Explanatory; including Decisions in the Courts of England and Ireland on Statutes having similar Enactments. Third Edition.* By HENRY UDALL, of the Inner Temple, Esq., Barrister at Law.

[London: Stevens & Norton.]

This work having been already noticed in THE JURIST on the appearance of the First Edition, we do not think it necessary to make any further remarks upon the mode in which Mr. Udall has performed his task. We call, however, the attention of our readers to the following observations which occur in it (at p. 166) upon a subject of considerable practical importance, viz. what is to be done to shew that a plaintiff is entitled to costs in cases within the concurrent jurisdiction clause of the 9 & 10 Vict. c. 95:—

“First,” says Mr. Udall, “How is the verdict to be taken by the associate? Is it to be in the usual way, with the usual nominal costs, or is the verdict to be taken for the amount of the verdict only? The material question, however, is, is the plaintiff entitled to his full costs as a matter shewn by the *postea* itself, or must he do something more to entitle himself to costs? If he be not entitled to costs as a matter of course, what must he do? Must he apply to the court specially for costs, shewing that the case is within the concurrent jurisdiction clause, or must he enter a suggestion on the *postea* to that effect? Whether he be entitled to costs as a matter of course seems to depend upon the construction of the two sections, (128 and 129), taken together. And this depends upon the answer to be given to the question, to what extent is the Statute of Gloucester repealed by the present act? By the Statute of Gloucester, and the liberal interpretation that has been put upon it, the plaintiff, if he succeed in his action, is entitled to full

costs. Now, in what cases is this right interfered with by the present statute? By the concurrent jurisdiction clause, a plaintiff has the option to proceed in certain actions therein mentioned as if the present act had not been passed. The concurrent jurisdiction clause, therefore, does not take away the right given by the Statute of Gloucester to full costs, but, on the contrary, impliedly gives the costs. What, then, is the effect of the next section, (sect. 129)? That enacts, ‘That, if any action shall be commenced after the passing of this act in any of her Majesty’s superior courts, for any cause other than those lastly hereinbefore specified, for which a plaint might have been entered in any court holden under this act, and a verdict shall be found for the plaintiff for a sum less than 20*l.* if the said action is founded on contract, or less than 5*l.* if it be founded on tort, the said plaintiff shall have judgment to recover such sum only and no costs.’ This section, therefore, seems to leave the question of costs where it was before, so far as it relates to actions to which the concurrent jurisdiction clause is applicable; for the section only applies to actions for any cause other than those lastly hereinbefore specified; the specified clause being those mentioned in the concurrent jurisdiction clause. This being so, there does not appear to be any general enactment repealing the Statute of Gloucester as to costs where the verdict is under 20*l.* in an action founded on contract, or 5*l.* in an action founded on tort. If this be so, there is nothing to prevent the plaintiff from obtaining his full costs by force of the *postea* itself. Had there been an enactment taking away costs in such cases generally, and the causes specified in the concurrent jurisdiction clause had been excepted from its operation, the question as to costs would have been entirely altered. Then the *postea*, without anything more, instead of shewing that the plaintiff was entitled to costs, would have shewn the contrary,—that is to say, that he was not entitled to them. It would then have been necessary for the plaintiff to have entered a suggestion on the *postea* shewing that his case came within the actions specified in the concurrent jurisdiction clause, for then the burden of costs would have to be shifted, and where that is to be done a suggestion is necessary, as pointed out by Parke, B., in *Maberley v. Titterton*, (7 Mee. & W. 542). In such case the right to costs would have been the same as under Lord Denman’s Act, (3 Vict. c. 24, s. 3); the 2nd section of which statute, having taken away the right to costs generally, where the plaintiff recovers less than 40*s.* damages in actions of trespass and trespass on the case, unless a certificate be given, the plaintiff, if he have a right to costs because his case is within the exception of the 3rd section, must have a suggestion entered on the *postea* for that purpose, as decided by the Court of Common Pleas in *Bowyer v. Cook*, (11 Jur. 333).

“The result of the above note is this—that the Statute of Gloucester gives costs to a successful plaintiff generally; the concurrent jurisdiction clause continues his right to sue in the superior courts; then the restriction clause takes away costs from the plaintiff in a large class of other cases, but does not operate upon the cases specified in the concurrent jurisdiction clause. This throws the burden on the defendant to shew that the case is not within the concurrent jurisdiction clause; and to take the case out of the operation of the Statute of Gloucester, he must make that fact appear on the record. But this construction leads to a much wider operation than cases within the concurrent jurisdiction clause. How is the Master, on taxation, to be informed by the *postea* that the cause is one for which a plaint might have been entered under this act?”

“The Master can have no judicial knowledge of the fact that a plaint might have been entered in the

county court, for that depends upon the circumstances of the particular case—whereas his knowledge must be from the record itself. Besides, the present statute is to be put into operation by orders in Council. Can the taxing Master notice, that orders in Council for that purpose have been issued? and if he can, and it were apparent to him that the act was universally in operation, which is not in fact so, the objection still arises that it cannot appear from the postea, without anything more, that the case was within the jurisdiction of the county court. It therefore appears to me that in all cases, before a plaintiff can be deprived of his costs—the burden lies on the defendant to show that the particular case was one in which a plaintiff could have been entered in the county court. Whichever way the Courts shall hereafter determine—whether they decide that it is necessary for the plaintiff to show that he is entitled to his costs, or whether they determine that it is for the defendant to show that he is not entitled to them—there seems no doubt, that, when the general question is settled, the mode of raising the point in each particular case must be by stating the facts by way of suggestion on the record; for it is not a question as to amount of costs, but as to the right to costs. The rule on this subject is clearly stated in the written judgment of the Court of Exchequer, in *Watson v. Quilter*, (11 Moo. & W. 767). The Court there says, ‘The amount of costs, it is true, is a matter wholly within the province of the Court to determine in those cases where a party is entitled to them. But the right to costs is given by the statute law. Where the amount merely depends upon a fact which it is unnecessary to notice on the record,—as, for instance, where a successful plaintiff or defendant is entitled to double costs,—the Court may award them on the taxation; but where the right of any costs is in question, and depends upon a fact the determination of which is not by the statute law vested in the Court, and which must be stated on the record to justify the award of costs contrary to the usual course, the fact, if the opposite party insists upon it, ought to be tried by a jury!’ It is, therefore, quite clear, that the party on whom the onus is cast to shift the costs, where the facts warrant it, must do so by way of suggestion on the record. If the facts suggested be not disputed, but the party against whom the suggestion is entered denies that any alteration of his right arises from them, he may demur, and raise that point for the opinion of the Court. (*Hickman v. Colley*, 2 Strange, 1120).”

### COURT OF QUEEN'S BENCH.

July 7.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

- Doe d. Wilkinson v. Goodier*—Rule refused.  
*Lewis v. Holmes*—Rule discharged, with costs.  
*Boyd v. The Royal Exchange Assurance Company*—Rule discharged.  
*Reg. v. Dunn*—Rule in arrest of judgment discharged.  
*Horner v. Debenham*—Rule absolute for entering a verdict on the general issue for defendant, and for striking out the damages, and delivering the postea to defendant.  
*Reg. v. St. George the Martyr, Southwark*, in the case of the Bethlehem Hospital—Order confirmed.  
*Beale v. Moulds*—Rule discharged.  
*Miller v. Dent*—Rule discharged.  
*Reg. v. The Inhabitants of Marton-cum-Grafton*—Order confirmed.  
*Rogers v. Brenton*—Rule absolute for nonsuit.  
 In the Matter of the Sheffield and Rotherham Banking Company—Rule discharged.  
*Reg. v. Hunt*—Judgment for the Crown.  
*Halls v. Lee*—Judgment for plaintiff.

### London Gazette.

TUESDAY, JULY 6.

#### INSOLVENT.

**JAMES TAYLOR**, Newcastle-under-Lyme, Staffordshire, flint grinder.

#### BANKRUPTS.

**ELLIS STEVENS**, Russell-cottages, Loughborough-road, North Brixton, Surrey, builder, July 13 at half-past 11, and August 17 at 12, Court of Bankruptcy, London: Off. As. Pennell; Sol. Hughes, 16, Chapel-street, Bedford-row.—Fiat dated June 29.

**THOMAS HENRY MAY**, Little Britain, London, baker and flour factor, dealer and chapman, July 16 at 1, and August 13 at 12, Court of Bankruptcy, London: Off. As. Edwards; Sol. May, 2, Princess-street, Spitalfields.—Fiat dated June 29.

**JOHN BATESON**, Leeds, joiner, and **JOHN HOLMES**, Leeds, Yorkshire, mason, dealers and chapman, July 20 and August 10 at 11, District Court of Bankruptcy, Leeds: Off. As. Hope; Sols. Robinson, Leeds; Strangway, Barnard's-inn, London.—Fiat dated June 15.

**SAMUEL SMITH** and **WILLIAM SMITH**, Waley, Halifax, Yorkshire, worsted spinners, dealers and chapman, July 22 and August 31 at 11, District Court of Bankruptcy, Leeds: Off. As. Young; Sols. Steels & Mowbray, Halifax; Courtney, Leeds, Yorkshire; Jacques & Edwards, Ely-place, London.—Fiat dated June 14.

**CHARLES COX**, Salford, Lancashire, wine and spirit dealer, dealer and chapman, July 19 and August 9 at 11, District Court of Bankruptcy, Manchester: Off. As. Fraser; Sols. Morris, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated June 30.

**EDWARD ANDREW**, Manchester, fustian manufacturer, July 16 and August 9 at 12, District Court of Bankruptcy, Manchester: Off. As. Potts; Sols. Slater, Manchester; Abbott, 10, Charlotte-street, Bedford-square, London.—Fiat dated July 2.

**THOMAS HUTCHINS**, Hulme, Manchester, coach proprietor, livery-stable keeper, dealer and chapman, July 19 and August 12 at 12, District Court of Bankruptcy, Manchester: Off. As. Hobson; Sols. John Wilson, Manchester; Chester & Co., 11, Staple-inn, London.—Fiat dated July 2.

**GRIFFITH EVANS**, Maes y pandy, Talylyn, Merionethshire, cattle dealer, miller, dealer and chapman, July 21 and August 13 at 11, District Court of Bankruptcy, Liverpool: Off. As. Turner; Sols. Jones, Dolgelly; Smeeting & Co., Southampton-buildings, London.—Fiat dated July 1.

**WILLIAM DAVIES**, Liverpool, blacksmith, dealer and chapman, July 16 at 12, and August 13 at 11, District Court of Bankruptcy, Liverpool: Off. As. Bird; Sols. Woodburn, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated June 30.

**WILLIAM HENSHAW** and **THOMAS KEMP**, Trarner, Cheshire, joiners and builders, July 20 and August 10 at half-past 11, District Court of Bankruptcy, Liverpool: Off. As. Cazanove; Sols. Avison & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated June 30.

**JOHN HALL**, Bristol, mason, dealer and chapman, July 20 and August 17 at 11, District Court of Bankruptcy, Bristol: Off. As. Miller; Sols. Hinton, Bristol; Bracknridge & Co., Bartlett's-buildings, London.—Fiat dated June 30.

#### MARRIAGES.

*Josiah H. Llewelyn*, Strand, Middlesex, surgeon, July 19 at 12, Court of Bankruptcy, London, last ex.—*W. Jennings*, Bungey St. Mary, Bungay, Suffolk, maltster, July 17 at 2, Court of Bankruptcy, London, last ex.—*Thomas Lawrence*, Reading, Berkshire, draper, July 9 at 2, Court of Bankruptcy, London, last ex.—*E. Smith*, Brentwood, Essex, chess-monger, July 10 at 11, Court of Bankruptcy, London, last ex.—*Thomas Stirling* the elder and *Wes. Stirling*, Stratford, Essex, slaters, July 17 at 11, Court of Bankruptcy, London, last ex.—*John Dickinson*, Manchester, bookbinder, July 20 at 1, District Court of Bankruptcy, Manchester, last ex.—*Rob. Cogan*, Leicester-sq., Middlesex, glass merchant, July 26 at 12, Court of Bankruptcy, London, sud. ac.—*Thomas Oates*, Walsall, Staffordshire, wine dealer, July 26 at 11,

District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Harris*, Aberystwith, Cardiganshire, mineral agent, July 30 at 11, District Court of Bankruptcy, Bristol, and. ac.—*John Corrie*, Postwood, within Birmingham, Stockport, Cheshire, machine maker, July 26 at 12, District Court of Bankruptcy, Manchester, and. ac.; July 27 at 12, div.—*Rob. Lees*, Bottom, near Mossley, Lancashire, cotton spinner, July 27 at 11, District Court of Bankruptcy, Manchester, and. ac.; July 28 at 12, div.—*Thos. Smith*, Manchester, commission agent, July 27 at 11, District Court of Bankruptcy, Manchester, and. ac.; July 28 at 11, div.—*Thomas Robinson*, Leicester, wine merchant, July 30 at 11, District Court of Bankruptcy, Nottingham, and. ac.—*Richard Hales*, Little Tower-street, London, chemist, July 27 at half-past 12, Court of Bankruptcy, London, div.—*Dev. Patten*, St. Alban's-place, Edgeware-road, Middlesex, stationer, July 27 at 11, Court of Bankruptcy, London, div.—*John Watkins*, Wandsworth-road, Surrey, licensed victualler, July 28 at 11, Court of Bankruptcy, London, div.—*Thomas Hutchinson*, Dover-road, Surrey, linen draper, July 28 at 12, Court of Bankruptcy, London, div.—*James L. Bourdon* and *Peter J. Meugens*, Finch-st., Whitechapel, Middlesex, sugar refiners, July 28 at 12, Court of Bankruptcy, London, div.—*Wm. Shaker*, Salisbury, Wiltshire, licensed victualler, July 28 at 12, Court of Bankruptcy, London, div.—*Benj. Robinson*, Burton-upon-Trent, Staffordshire, draper, Aug. 3 at 11, District Court of Bankruptcy, Birmingham, and. ac. and fin. div.—*T. Oakes*, Walsall, Staffordshire, wine dealer, July 29 at 11, District Court of Bankruptcy, Birmingham, div.—*John Cartwright*, Shrewsbury, Shropshire, ironfounder, July 29 at 12, District Court of Bankruptcy, Birmingham, div.—*James L. Wilks*, Worcester, tailor, July 29 at 11, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Abraham Simmons*, Strand, Middlesex, tailor, July 27 at 12, Court of Bankruptcy, London.—*Wm. Thornley*, Little James-st., Bedford-row, Holborn, Middlesex, coach maker, July 27 at 2, Court of Bankruptcy, London.—*Louise Bealens*, Argyll-st., Regent-st., Middlesex, milliner, July 27 at half-past 2, Court of Bankruptcy, London.—*David Wood*, Devonshire-st., Mile-end, Middlesex, Birmingham washhouse-man, July 27 at half-past 2, Court of Bankruptcy, London.—*Jas. Andrews*, Binstead, Isle of Wight, Hampshire, miller, July 28 at 11, Court of Bankruptcy, London.—*Thos. Fish*, Duke-st., Tooley-st., Borough, Surrey, hop merchant, July 28 at 12, Court of Bankruptcy, London.—*Wm. Harris*, Aberystwith, Cardiganshire, mineral agent, July 27 at 11, District Court of Bankruptcy, Bristol.—*Wm. Wild* and *Bob. Wild*, Gigg, Heap, Lancashire, blanching, Aug. 2 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 27.

*Thos. James James*, Chalfont, Chesham, Shropshire, corn dealer.—*Jas. Brotherick*, Newlay, Bramley, Westcham, draper.—*Wm. Home*, Reading, Berkshire, coach proprietor.

## FIATS ANNULLLED.

*Sam. B. Slater*, Nottingham, wine and spirit merchant.—*Richard Artbur*, Aylesbury, Buckinghamshire, grocer and cheesemonger.

## PARTNERSHIP DISSOLVED.

*Henry Wm. Hewlett* and *Chas. Wm. Wise*, collectors and conveyancers.

## SCOTCH SEQUESTRATIONS.

*Duncan McFarlane*, Dumbaron, auctioneer.—*Jas. Campbell & Co.*, Greenock, timber merchants.—*Geo. M. Steele*, Dundee, merchant.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*William Stead*, Shepperton-cottages, Idington, Middlesex, and Noble-street, London, commission-agent, July 22 at 11, Court of Bankruptcy, London.—*Robert Piper Munro*, Old Quebec-st., Marylebone, Middlesex, fruiterer, July 22 at 11, Court of Bankruptcy, London.—*John Jennings*, Kent-

street, Southwark, Surrey, journeymen whalebone cutter, July 22 at 11, Court of Bankruptcy, London.—*Lowell Warren*, Northampton, baker, July 22 at half-past 11, Court of Bankruptcy, London.—*James Drane*, Higham, Norwich, land surveyor, July 15 at 12, Court of Bankruptcy, London.—*Phoebe Smedley*, widow, All Saints, Hertford, in no business, July 22 at half-past 12, Court of Bankruptcy, London.—*John Bennett*, St. Leonard, Shoreditch, Middlesex, baker, July 22 at 11, Court of Bankruptcy, London.—*William Howick*, Ebenezer-terrace, Asylum-road, Old Kent-road, Surrey, cowkeeper, July 22 at 1, Court of Bankruptcy, London.—*Wm. Shrimpton*, Luton, Bedfordshire, furniture broker, July 22 at 12, Court of Bankruptcy, London.—*N. Elms*, Greenwich, Kent, out of business, July 22 at 1, Court of Bankruptcy, London.—*Charles David Leing*, Upper Smith-street, Northampton-square, Middlesex, artist, July 22 at 1, Court of Bankruptcy, London.—*John Kelly*, Lett-wich, Cheshire, ironfounder, July 20 at 12, District Court of Bankruptcy, Liverpool.—*Alex. Fowler*, Pembury, Kent, bricklayer, July 9 at half-past 1, Court of Bankruptcy, London.—*Henry Peis*, Fulham-terrace, Brompton, Middlesex, architect, July 8 at 2, Court of Bankruptcy, London.—*W. Collyer*, Canterbury, Kent, not in any business, July 9 at 1, Court of Bankruptcy, London.—*Edmund Gibson Atherley*, Queen's-terrace, Baywater, Middlesex, barrister at law, July 8 at 2, Court of Bankruptcy, London.—*Harriet Baker*, Edward-street, Langham-place, Regent-street, Middlesex, milliner, July 9 at 1, Court of Bankruptcy, London.—*Hen. Sanders*, Portsea, Southampton, hatter, July 22 at 12, Court of Bankruptcy, London.—*Wm. Newman*, Goswell-st., Clerkenwell, Middlesex, stay maker, July 29 at 11, Court of Bankruptcy, London.—*Thomas Sims*, Whitechapel-road, Middlesex, assistant to a licensed victualler, July 29 at 11, Court of Bankruptcy, London.—*George Ashby Rainer*, Deans, Great Yarmouth, Norfolk, tailor, July 29 at 11, Court of Bankruptcy, London.—*Richard Davies*, St. Asaph, Denbighshire, wheelwright, July 13 at 12, District Court of Bankruptcy, Liverpool.—*James Hubbard*, Birkenhead, Cheshire, surveyor, July 20 at 12, District Court of Bankruptcy, Liverpool.—*Joseph Rhodes*, Wike, near Bradford, Yorkshire, out of business, July 13 at 10, District Court of Bankruptcy, Leeds.—*George Hunt*, Birmingham, out of business, July 10 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Hatgh*, Stainland, Yorkshire, weaver, July 18 at 10, District Court of Bankruptcy, Leeds.—*Peter Driver*, Bradford, Yorkshire, auctioneer, July 13 at 10, District Court of Bankruptcy, Leeds.—*Edmondson Ackroyd*, Halifax, Yorkshire, saddler, July 13 at 10, District Court of Bankruptcy, Leeds.—*John Blades*, Kirby Moorside, Yorkshire, clock maker, July 13 at 10, District Court of Bankruptcy, Leeds.—*Robert Swridge*, New Leeds, Bradford, Yorkshire, brickmaker, July 13 at 10, District Court of Bankruptcy, Leeds.—*Wm. Halliwell*, Leeds, Yorkshire, dealer in tobacco, July 13 at 10, District Court of Bankruptcy, Leeds.—*William Slater*, Bradford, Yorkshire, out of business, July 13 at 10, District Court of Bankruptcy, Leeds.—*James Parke*, Birmingham, out of business, July 15 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Hall*, Wolverhampton, Staffordshire, brickmakers' labourer, July 27 at 11, District Court of Bankruptcy, Birmingham.—*Nathan Pratt*, Thiocknell, Kent, Westonshire, farmer, July 27 at 11, District Court of Bankruptcy, Birmingham.—*Moses Larner*, Birmingham, porter to a tannish maker, Aug. 3 at half-past 11, District Court of Bankruptcy, Birmingham.—*James Brabin*, Strangeways, Cheetham, Manchester, commercial clerk, July 16 at 12, District Court of Bankruptcy, Manchester.—*Jos. Hibbert*, Staly-bridge, Cheshire, provision-shop keeper, July 14 at 11, District Court of Bankruptcy, Manchester.—*Jas. Hawken Nicholas*, Pensance, Cornwall, painter, July 20 at 11, District Court of Bankruptcy, Exeter.—*Geo. Berratt*, Kidderminster, Worcestershire, out of business, July 13 at half-past 10, District Court of Bankruptcy, Birmingham.

Saturday, July 3.

The following Assignees has been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Wm. Orger*, Silver-street, Golden-square, Middlesex, haberdasher, No. 42,876 T.; *Wm. Forward*, assignee.—*Thos. Alley*, Cambridge-road, Mile-end, Middlesex, china dealer, No. 58,880 T.; *R. Clarke*, assignee.

Saturday, July 3.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Robert Mullett*, Assembly-row, Mile-end, Middlesex, paper maker: in the Debtors Prison for London and Middlesex. *Andrew M'Dowall*, Lisle-street, Leicester-square, Middlesex, saddler: in the Debtors Prison for London and Middlesex. *Wm. Job White*, New North-street, Red Lion-square, and Great Queen-street, Lincoln's-inn-fields, Middlesex, letter-press printer: in the Debtors Prison for London and Middlesex.—*Clement Wyatt* the younger, Sutton, Surrey, wine merchant: in the Queen's Prison.—*Robert Whar*, Queen's-road, Bayswater, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Henry Meredith*, Fisher-street, Red Lion-square, Middlesex, and Woodland-grove, East Greenwich, Kent, compositor: in the Debtors Prison for London and Middlesex.—*John Lewis Abbott* the elder, Brecknock-street, Camden-town, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*W. W. Burnett*, Lower Chapman-street, Cannon-street-road, St. George's in the East, Middlesex, mariner: in the Debtors Prison for London and Middlesex.—*John Morris*, Hampton, Middlesex, leather seller: in the Debtors Prison for London and Middlesex.—*Robert Ruffe*, Great Queen-street, Lincoln's-inn-fields, Middlesex, cabinet maker: in the Debtors Prison for London and Middlesex.—*Wm. Thomas Cupit*, Triangle, Southampton-st., Camberwell, Surrey, baker: in the Queen's Prison.—*Wm. Boulton Pickering*, Trinity-square, Southwark, Surrey, out of business: in the Queen's Prison.—*Alexander Cheekham*, Sheffield, Yorkshire, brass filer: in the Gaol of Sheffield.—*John Couper* the younger, Norwich, chymist: in the Gaol of Norwich.—*Hannah Hurst*, Brighton, Sussex, cutler: in the Gaol of Lewes.—*Sampson Deebie*, Kea, near Truro, Cornwall, farmer: in the Gaol of Bodmin.—*Wm. G. Greenwood*, Great Yarmouth, Norfolk, stonemason: in the Gaol of Norwich.

The following Prisoners are ordered to be brought up before a Commissioner on Circuit:—

Court-house, BRISTOL, (City), July 20 at 10.

*Wm. Holbrook*, Bristol, grocer.—*Stephen Vowles*, Bristol, painter.—*John Davis*, Bristol, chymist.—*Frederick Harris*, Bristol, victualler.—*James Froud*, Melksham, bargeman.

Court-house, WELCH POOL, Montgomeryshire, July 22 at 10.

*Richard Davies*, Myfod, labourer.

Court-house, STAFFORD, (County), July 21 at 10.

*John Adkins*, Walsall, brush maker.—*Wm. Hipkiss*, Wolverhampton, brewer.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Wm. A. Grobecker*, Stanhope-place, Southwark-bridge-road, Surrey, clerk in the War Office: 6s. 1½d. in the pound.—*John Mathew Williams*, Montpellier-square, Knightsbridge, Middlesex, commission agent: 1s. 7½d. in the pound.—*Henry Terry*, Ebury-street, Pimlico, Middlesex, captain and paymaster in the 99th regiment of foot: 1s. 5½d. in the pound.—*Wm. Gosling*, St. George's-place, Back-road, St. George's in the East, Middlesex, dealer in artificial flowers: 6½d. in the pound.—*Jabez Pelham*, Old Gravel-lane, Ratcliffe-highway, Middlesex, attorney at law: 1s. 8½d. in the pound.—*Edw. Allison*, Alnwick, Northumberland, spirit merchant: 3s. 6d. in the pound.

Apply at the Provisional Assignees' Office, Portugal-street, Lincoln's-inn-fields, between the hours of 10 and 1.

*Peter Rigby*, Liverpool, commander in the royal navy, at Fisher & Stone's, Liverpool: 3s. in the pound (in addition to a former div. of 7s. 3d. in the pound).

FRIDAY, JULY 9.

#### BANKRUPTS.

**WILLIAM ARNETT**, Horley, Oxfordshire, innkeeper and butcher, July 20 at 11, and August 20 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Francillon, Banbury; J. & H. Sharp, Verulam-buildings, Gray's-inn.—Fiat dated July 7.

**MENRY LOUIS DAVIS**, Ludgate-hill, London, dealer in glass, dealer and chapman, July 20 at half-past 11, and August 21 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Lloyd, Milk-street.—Fiat dated June 29.

**THOMAS MAN LAKE**, Uxbridge, Middlesex, bookseller, stationer, printer, dealer and chapman, July 16 at 2, and August 20 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Weir & Smith, Coopers'-hall.—Fiat dated July 3.

**WILLIAM TEMPLE**, Motcombe-street, Belgrave-square, Middlesex, turner and brush maker, July 16 and August 20 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. A'Beckett, Golden-square.—Fiat dated July 5.

**SIR FRANCIS CHARLES KNOWLES**, Bart., Queen-street, May-fair, Middlesex, banker, dealer and chapman, July 21 at 11, and August 17 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Bell, 36, Bedford-row, London.—Fiat dated July 3.

**EDWARD WALKER**, High-street, Peckham, Surrey, oilman and grocer, dealer and chapman, July 17 at 2, and August 21 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Hine & Co., Charterhouse-square.—Fiat dated July 6.

**GEORGE HARRIS**, Giltspur-street, London, tailor, dealer and chapman, July 17 and August 21 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Masten & Co., Christ-church-chambers, Newgate-street, London.—Fiat dated July 8.

**ROBERT WILLS**, Tottenham-court New-road, Middlesex, stonemason and mason, July 16 and August 13 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Dunn & Dobie, 2, Raymond-buildings, Gray's-inn, London.—Fiat dated July 6.

**SAMUEL BROWN**, Sunderland, Durham, common brewer, maltster, dealer and chapman, July 16 at 12, and August 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Ranson, Sunderland; Dixon, New Boswell-court, London.—Fiat dated July 1.

**FRANCIS STAMP**, Kingston-upon-Hull, stock broker, share broker, and auctioneer, dealer and chapman, July 21 and August 11 at 11, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Wells & Smith, Hull; Tilson & Co., Coleman-street, London.—Fiat dated July 5.

**JOHN DAVISON**, Dudley-hill, near Bradford, Yorkshire, woolstapler, dealer and chapman, July 29 and August 24 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Ward & Son, Leeds; Robinson & Co., Essex-street, London.—Fiat dated June 30.

**SAMUEL STEAD**, Gomersal, Yorkshire, woolstapler, dealer and chapman, July 29 and August 24 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Ward & Son, Leeds; Robinson & Co., Essex-street, London.—Fiat dated June 30.

**WILLIAM ORRELL**, Manchester, gum manufacturer, dealer and chapman, July 20 and August 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pett; Sols. Rowley & Taylor, Manchester; W. & H. P. Sharp, 2, Verulam-buildings, Gray's-inn, London.—Fiat dated July 5.

**WILLIAM BROMLEY COOKE**, Winhill, Burton-upon-Trent, Derbyshire, tape and smallware manufacturer, dealer and chapman, July 21 and August 17 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. John & Joseph Richardson, Burton-upon-Trent; Brukenridge, Bartlett's-buildings, London.—Fiat dated July 6.

**JOHN PRITCHARD**, Bristol, licensed victualler, July 20 at 11, and August 20 at 2, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Hopkins, Bristol.—Fiat dated June 29.

**WILLIAM CRUMP**, Abergavenny, Monmouthshire, earthenware and glass and china dealer, dealer and chapman, July 23 at 12, and August 20 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. P. & J. G. Price, Abergavenny, Monmouthshire; Goodden, Bristol.—Fiat dated July 5.

**MARK COOKE** and **WILLIAM HENRY COOKE**, Denton, Lancashire, hat manufacturers, dealers and chapmen, July 20 and August 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated July 3.

**EMMA TOMLINS**, Coleford, Newland, Gloucestershire, grocer, draper, dealer and chapwoman, July 23 at 11, and August 20 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Nicholas, Monmouth.—Fiat dated July 3.

**THOMAS WILLIAM BERRY**, Manchester, agent, July 22 and August 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Potter, Manchester; Johnson & Co., Temple, London.—Fiat dated July 5.

**JOHN DEAKIN**, Liverpool, wine and spirit merchant, and ale and porter dealer, (formerly carrying on business as a coal merchant), dealer and chapman, July 21 and Aug. 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Fisher & Stone, Liverpool; Cornthwaite & Co., Old Jewry, London.—Fiat dated July 3.

**GEORGE HOLLAND**, Portway, Warwickshire, licensed victualler, dealer and chapman, July 24 and Aug. 14 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Bloxham, Birmingham.—Fiat dated July 6.

**PATRICK FAGAN**, Birmingham, hardwareman, dealer and chapman, July 21 and Aug. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Powell, Birmingham; Stanley, 7, Gray's-inn-place, London.—Fiat dated July 2.

#### MEETINGS.

*John Harvey*, Liskeard, Cornwall, assayer, July 21 at 11, District Court of Bankruptcy, Exeter, last ex.—*John Berkeley*, Newcastle-upon-Tyne, merchant, July 22 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Wm. Craft*, Spring-st., Paddington, Middlesex, fishmonger, July 31 at 12, Court of Bankruptcy, London, and ac.—*John T. Groves*, Millbrook, Southampton, seed crusher, July 31 at 12, Court of Bankruptcy, London, and ac.—*Chas. Cleaver Knight*, Landport, Southampton, draper, July 30 at 11, Court of Bankruptcy, London, and ac.—*George Thos. Bradbury*, Bank-mill, Ashton-under-Lyne, cotton spinner, Aug. 2 at 11, District Court of Bankruptcy, Manchester, and ac.; Aug. 5 at 11, div.—*Mash Roberts*, Manchester, grocer, Aug. 5 at 12, District Court of Bankruptcy, Manchester, and ac.—*Wilson Dickinson*, Manchester, saddler, Aug. 5 at 12, District Court of Bankruptcy, Manchester, and ac.; Aug. 13 at 12, div.—*Wm. Fox and Jas. Fox*, Manchester, oilmen, Aug. 2 at 12, District Court of Bankruptcy, Manchester, and ac.; Aug. 6 at 12, div.—*Jas. Gire*, Moorgate-street, London, merchant, July 30 at half-past 11, Court of Bankruptcy, London, div.—*H. Knight*, Reading, Berkshire, brewer, July 30 at 11, Court of Bankruptcy, London, div.—*Nich. Temperley*, King William-street, London, coal merchant, Aug. 2 at half-past 11, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on the Day of Meeting.*

*John Buchanan and Francis Ede*, Calcutta, East Indies, merchants, Aug. 10 at 11, Court of Bankruptcy, London.—*John Thos. Groves*, Millbrook, Southampton, seed crusher, July 31 at 12, Court of Bankruptcy, London.—*Wm. Reynolds*, Eldon-st., Finsbury, Middlesex, bookhinder, July 31 at 11, Court of Bankruptcy, London.—*Fred. Duddelle*, Ryde, Isle of Wight, Hampshire, hair dresser, July 31 at 1, Court of Bankruptcy, London.—*Edwin Winscom*, Southampton, pastry cook, July 31 at 1, Court of Bankruptcy, London.—*Jos. Pickett*, Everett-street, Brunswick-sq., Middlesex, cow keeper, July 31 at 2, Court of Bankruptcy, London.—*James Whitby*, Lynn, Norfolk, grocer, Aug. 2 at 11, Court of Bankruptcy, London.—*John Brogden*, Bradford, Yorkshire, woolstapler, Aug. 3 at 11, District Court of Bankruptcy, Leeds.—*Rich. Burkinshaw*, Huddersfield, Yorkshire, sharebroker, July 30 at 10, District Court of Bankruptcy, Sheffield.—*Bryning Adlington and Edward Jones*, Liverpool, tailors, July 30 at 12, District Court of Bankruptcy, Liverpool.—*Thos. Avant*, Dawlish, Devonshire, upholsterer, Aug. 4 at 11, District Court of Bankruptcy, Exeter.—*Hen. B. Cos*, Coventry, Warwickshire, licensed victualler, Aug. 7 at 11, District Court of Bankruptcy, Birmingham.—*Hen. Webb*, Stafford, porter dealer, Aug. 3 at 11, District Court of Bankruptcy, Birmingham.—*Jas. Chadwick*, Heywood, Lancashire, cotton spinner, Aug. 2 at 11, District Court of Bankruptcy, Manchester.—*Wm. Davis*, Preston, Lancashire, timber merchant, Aug. 2 at 12, District Court of Bankruptcy, Man-

chester.—*Cephas Savage*, Chesterfield, Derbyshire, builder, Aug. 3 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before July 30.*

*Jonas Tobbitt*, Cambridge, auctioneer.—*James Irving and Thos. Bamber*, Preston, Lancashire, wine merchants.—*Rob. Tate*, Regent-st., Westminster, Middlesex, silversmith.—*Ed. Tbone*, Twickenham, Middlesex, tea dealer.—*George Swaine Whitechurch*, Fleet-street, London, hoiser.—*David Davies*, Lydney, Gloucestershire, coal master.—*Benj. Scott*, Lyncombe and Widcombe, Somersetshire, seedsman.—*William Hayward*, Ashford, Kent, butcher.—*Thos. Caswell and Jas. Thos. Tindall*, Northampton, leather sellers.—*Herb. Thomas*, Carmarthen, linen draper.—*Sam. Elphick*, Bermondsey-st., Surrey, victualler.

#### PARTNERSHIP DISSOLVED.

*Wm. N. Allford and Benj. Chandler* the younger, Sherborne, Dorsetshire, solicitors and attorneys at law.

#### SECTOR SEQUESTRATIONS.

*Thomas Saunders*, Dundee, merchant.—*Andrew Pringle*, Haddington, wool dealer.—*Joseph Thornton*, Jessfield, near Newhaven, Edinburgh, wool dealer.—*Jas. Martin*, Dundee, miller.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Wm. Sturt*, Chobham, Surrey, hay binder, July 12 at half-past 1, Court of Bankruptcy, London.—*John Prior*, High-street, Shoreditch, Middlesex, cabinet maker, July 12 at 1, Court of Bankruptcy, London.—*Henry Downes*, Norwich, tailor, July 12 at 1, Court of Bankruptcy, London.—*John Smith*, Cambridge, appraiser, July 12 at 1, Court of Bankruptcy, London.—*Wm. Beale*, Tonbridge, Sussex, carpenter, July 12 at half-past 12, Court of Bankruptcy, London.—*John Life*, Manor-place, Haggerstone, Middlesex, brickmaker, July 29 at 12, Court of Bankruptcy, London.—*J. G. Moorcraft*, Hollingbourne, Kent, butcher, July 29 at 12, Court of Bankruptcy, London.—*John Edward Evans*, Goldsmith's-place, Hackney-road, Middlesex, oilman, July 29 at 11, Court of Bankruptcy, London.—*Caroline Poits*, Church-st., Soho, Middlesex, July 29 at 12, Court of Bankruptcy, London.—*Flora Petit*, Brompton-crescent, Brompton, Middlesex, spinster, July 29 at 11, Court of Bankruptcy, London.—*Jos. Payne*, Bedford, plumber, July 12 at half-past 1, Court of Bankruptcy, London.—*Frederick Gladwin*, Billericay, Great Burstead, Essex, ironmonger, July 12 at half-past 1, Court of Bankruptcy, London.—*Kilham Peatfield*, Wades-mill, near Ware, Hertfordshire, hay and straw dealer, July 12 at half-past 1, Court of Bankruptcy, London.—*J. Fawcener*, Princes-street, Bedford-row, Middlesex, clerk to an attorney, July 22 at half-past 12, Court of Bankruptcy, London.—*Samuel Neale*, Souldern, Oxfordshire, agricultural labourer, July 29 at 11, Court of Bankruptcy, London.—*Samuel Bragg*, King-street, Stepney, Middlesex, carpenter, July 16 at half-past 12, Court of Bankruptcy, London.—*John Jackson*, Belton, Lincolnshire, agricultural labourer, July 21 at 10, Town-hall, Kingston-upon-Hull.—*John Mooney*, Huddersfield, Yorkshire, out of business, July 20 at 10, District Court of Bankruptcy, Leeds.—*Joseph Oddy*, Bowling, Bradford, Yorkshire, sising dealer, July 20 at 10, District Court of Bankruptcy, Leeds.—*Caleb Fwkes*, Chalford, near Stroud, Gloucestershire, out of business, July 29 at 11, District Court of Bankruptcy, Bristol.—*James Hill*, Bristol, tailor, July 27 at 11, District Court of Bankruptcy, Bristol.—*Thomas Holbrook*, Nottingham, joiner, Aug. 6 at 11, Exchange-rooms, Nottingham.—*John Smith*, Sileby, Leicestershire, joiner, Aug. 6 at 11, Exchange-rooms, Nottingham.—*Geo. Marsden Brocklehurst*, Leicester, out of business, Aug. 6 at 11, Exchange-rooms, Nottingham.—*Phaeb Stant*, Sedgley, Staffordshire, widow, July 28 at 12, District Court of Bankruptcy, Birmingham.—*Solomon Beesley*, Willenhall, Staffordshire, iron dealer, July 17 at 12, District Court of Bankruptcy, Birmingham.—*George Peatfield*, Kingston-upon-Hull, bellhanger, July 21 at 10, Town-hall, Kingston-upon-Hull.—*Benjamin Wilby*, Wortley, near Leeds, Yorkshire, innkeeper, July 20 at 10, District Court of Bankruptcy, Leeds.—*Joseph Havrap*, Wakefield, Yorkshire, out of business, July 15 at 11, District

**Court of Bankruptcy, Leeds.**—*Thomas Fisher*, Huddersfield, Yorkshire, yeoman, out of business, July 15 at 11, District Court of Bankruptcy, Leeds.—*Joseph Livesley*, Normanton, near Wakefield, Yorkshire, railway clerk, July 15 at 11, District Court of Bankruptcy, Leeds.—*Henry Berry*, Idle, near Bradford, Yorkshire, tinner, July 15 at 11, District Court of Bankruptcy, Leeds.—*Simson Suddard*, Bradford, Yorkshire, stonemason, July 15 at 11, District Court of Bankruptcy, Leeds.—*Robert Golder* the younger, Carlton, Roydstone, Yorkshire, butcher, July 15 at 11, District Court of Bankruptcy, Leeds.—*John Jardine Gallen*, Leeds, Yorkshire, surgeon dentist, July 15 at 11, District Court of Bankruptcy, Leeds.—*Ralph Wood*, Ripon, Yorkshire, boot maker, July 15 at 11, District Court of Bankruptcy, Leeds.—*H. France*, Dewsbury, Yorkshire, carpet weaver, July 20 at 10, District Court of Bankruptcy, Leeds.—*John Fearnside* the younger, Ossett, near Dewsbury, Yorkshire, cloth manufacturer, July 20 at 10, District Court of Bankruptcy, Leeds.—*Wm. Gray*, Kingston-upon-Hull, bricklayer, July 21 at 10, Town-hall, Kingston-upon-Hull.—*John Hall*, Lincoln, miller, July 21 at 10, Town-hall, Kingston-upon-Hull.—*George Marratt*, Lincoln, boot maker, July 21 at 10, Town-hall, Kingston-upon-Hull.—*Thomas Jackson*, Belton, Lincolnshire, agricultural labourer, July 21 at 10, Town-hall, Kingston-upon-Hull.—*David Cochran*, Kingston-upon-Hull, baker, July 21 at 10, Town-hall, Kingston-upon-Hull.—*John Chipman*, North Lea, Devonshire, millwright, July 20 at 11, District Court of Bankruptcy, Exeter.—*R. Hall*, Penzance, Cornwall, hair dresser, July 20 at 11, District Court of Bankruptcy, Exeter.—*Wm. Symonds Rootes*, Ross, Herefordshire, doctor of medicine, July 17 at 12, District Court of Bankruptcy, Birmingham.—*James Foster*, Dudley, Worcestershire, nail maker, July 21 at 11, District Court of Bankruptcy, Birmingham.—*Robt. Jas. Beller*, Colsoford, Gloucestershire, clerk to an auctioneer, July 15 at 11, District Court of Bankruptcy, Bristol.—*Daniel Banning*, Devizes, Wiltshire, tailor, July 15 at half-past 11, District Court of Bankruptcy, Bristol.—*Jos. Ellison*, Swansea, Glamorganshire, waiter, July 16 at 12, District Court of Bankruptcy, Bristol.

#### Wednesday, July 7.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*James Knight*, Surrey-grove, Old Kent-road, Surrey, out of business: in the Queen's Prison.—*Wm. Carwan*, Wallington-place, Wandsworth-road, Surrey, milkman: in the Gaol of Surrey.—*John Wm. Foster*, Canterbury-place, Old Kent-road, Surrey, estate agent: in the Queen's Prison.—*Robert Satterthwaite*, Yorkshire Grey-yard, Hampstead, Middlesex, chandler's-shop keeper: in the Debtors Prison for London and Middlesex.—*Charles Hamond*, High-st., Poplar, and Three Colt-street, Limehouse, Middlesex, shepman to an oil and colourman: in the Debtors Prison for London and Middlesex.—*Wm. Sparrow*, Sadd-st., New-road, St. Pancras, Middlesex, hair dresser: in the Debtors Prison for London and Middlesex.—*Thos. Gee*, Blackfriars-road, Surrey, straw bonnet manufacturer: in the Queen's Prison.—*George Harry John Cockburn*, Aldgate, proprietor of the Oriental botanical preparation: in the Debtors Prison for London and Middlesex.—*Jos. Turner*, Bulwer-place, Notting-hill, and Harrow-road, Middlesex, builder: in the Debtors Prison for London and Middlesex.—*J. Andrews*, Queen-st., Finsbury, Middlesex, cheese-monger: in the Debtors Prison for London and Middlesex.—*J. Holyer*, Compton-street, Tavistock-square, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*The Rev. Thos. Burgess Barker*, High-st., Epsom, Surrey, schoolmaster: in the Gaol of Surrey.—*Charles Coleman*, Russell-st., Bermondsey, and Praed-street, Paddington, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Augustus Rowe*, Portsea, Hampshire, surgeon: in the Gaol of Winchester.—*Wm. Charlton*, Huddersfield, Yorkshire, beer seller: in York Castle.—*John Adams*, Charlton, near Chichester, Sussex, butcher: in the Gaol of Petworth.—*Wm. Seymour Scroggy*, Yeovil, Somersetshire, captain in the fifth regiment of foot: in the Gaol of St. Thomas Apostle.—*John Hamling* the younger, Plymouth, Devonshire, farmer: in the Gaol of St. Thomas Apostle.—*Sam. Davies*, Winstard, near Middlewich, Cheshire, in no business: in Chester Castle.—*John Newton*, Macclesfield, Cheshire, silk throwster: in Chester Castle.—*Jos. Birchenall*,

Huddersfield, Macclesfield, Cheshire, druggist: in Chester Castle.—*Jos. Guest*, Birmingham, furniture broker: in the Gaol of Coventry.—*George Hall*, Birmingham, working upholsterer: in the Gaol of Coventry.—*Cyrus Harry Crumpton*, Birmingham, chaser: in the Gaol of Coventry.—*John Dury*, Mazonion, Cornwall, mason: in the Gaol of Bodmin.—*Wm. Goring*, Chailoy, Sussex, out of business: in the Gaol of Lewes.—*Wm. Lane*, Brighton, Sussex, artist: in the Gaol of Lewes.—*Joseph Hendy*, Monachola, in Paul, near Penzance, Cornwall, dealer in coals: in the Gaol of Bodmin.—*Charles Spencer*, Coventry, cutler: in the Gaol of Coventry.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Friday, July 23, at 9.

*John Clark*, Theoberton-street, Islington, Middlesex, third agent.—*Jos. Harding*, Guildford, Surrey, architect.—*Joseph Hazell*, Sandford's-lane, Lawrence-buildings, St. John's-Newton, Middlesex, brickmaker.—*Robert Mallett*, Assembly-row, Mile-end, Middlesex, out of business.—*John Morris*, Hampton, Middlesex, out of business.—*James Dale*, Grove, Guildford-street, Southwark, Surrey, seaman.

#### Adjourned.

*John Thomas Anderson*, Belmont-place, Old Bethnal-green-road, Middlesex, furniture broker.

July 26, at the same hour and place.

*Clement Wyatt* the younger, Sutton, Surrey, out of business.—*Robert Whur*, Queen's-road, Baywater, Middlesex, tailor.

Court-house, LIVERPOOL, Lancashire, July 19, at 10.

*Richard Wilkinson*, Liverpool, in no business.—*Richard Severn*, Toxteth-park, wheelwright.—*Jane Turnand*, Liverpool, lodging-house keeper.—*Roseland Bellwood*, Everton, joiner.

Court-house, SWANSEA, Glamorganshire, July 23, at 10.

*Benj. Spilbury*, Bridgnorth, innkeeper.—*Wm. Nicholas*, Bridgnorth, assistant to a brazer.—*Elizabeth Cruchel*, Stotenden, near Cleobury, Mortimer, widow, out of business.

Court-house, TAUNTON, Somersetshire, July 23, at 10.

*John Davis*, Postbury, farmer.—*Thos. Ludin*, Yeovil, eating-house keeper.—*Thos. Bishop*, Ilminster, innkeeper.—*Jos. Dacey* the younger, North Petherton, near Bridgewater, mason.

#### INSOLVENT DEBTORS' DEVICES.

*Jos. Wateman*, Ann's-court, Bermondsey, Surrey, seaman, Humphreys's, East India-chambers, London-lane-st.: 1s. 11d. in the pound.—*Thomas Jarrold*, Chocton-upon-Medlock, Manchester, doctor of medicine, Mawson's, Manchester: 1s. 0½d. in the pound.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed Charles Bennett Roche, Genl., of Daventry, Northamptonshire, to be a Master Extraordinary in the high Court of Chancery.

The Queen has been pleased to appoint William Scrope Ayrton, of the Middle Temple, Esq., Barrister at Law, to be one of the Commissioners of the Court of Bankruptcy to act in the prosecution of Fists in Bankruptcy in the country.

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# The Jurist

No. 549—VOL. XI.

JULY 17, 1847.

PRICE 1s.

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JULY 17, 1847.

## THE BANKRUPTCY AND INSOLVENCY BILL AND THE LOCAL COURTS.

THERE appears to be a sort of fatality attending the subject of the jurisdiction in bankruptcy and insolvency; year after year changes are made that are to work wonders in the way of improvement in that branch of the law, and year after year do the wonders change their colour, and though still wonders, shew themselves to the disappointed public as wonders, not in the way of improvement, but of deterioration. Fourteen years ago, what so popular as the abolition of the bankruptcy commissioners and the Chancery jurisdiction in bankruptcy? A new court, with a new staff, and a whole mass of judicial machinery, extending however its blessings only over a limited portion of the country, was, if we may use so familiar an expression, all the rage, and men wondered how the bankruptcy business of the country could ever have been got through without a Court of Review, as complete and as strong as one of the king's courts of law. Presently, however, the notion grew into favour of extending the subordinate jurisdiction of the commissioners in bankruptcy, and contracting the superior jurisdiction of the Court of Review, and as all know, that court gradually became curtailed of its fair proportions, till the four judges of the Court of Review ceased to be, and the fractional part of a Vice-Chancellor became, practically, the Court of Review. For although there are still two judges of the Court of Review, Sir G. Rose, as is well known, never sits, except when the Vice-Chancellor Knight Bruce is unable, from illness or otherwise, to attend his court,—a species of occurrence which the practitioners in that court well know to be extremely rare. The next change was laying upon the London commission-

ers in bankruptcy a large portion of the insolvency business, for what reason it always was extremely puzzling to discover. And now at length it is found out that the Court of Review is altogether a nuisance; that the insolvency business, which is scarcely domesticated in the Bankruptcy Commissioners' Courts, is not fit for them, nor they fit for it; that it should be given back to the commissioners of insolvency; and that the country insolvency business should be transferred to the new county courts. Well might a learned member of the House and of the Chancery Bar, ask in the debate which took place on this subject on the 12th, why the Legislature proceeded piecemeal? one day giving insolvency, another day bankruptcy, another day charities. Looking, also, at what the proposed measure does, and what it does not, well may it be asked what is meant by a mere abolition of the Court of Review by name, when substantially its jurisdiction is retained, and when in fact the only result of the change will be, that the same portion of the same Vice-Chancellor that now constitutes and adjudicates as the Court of Review, nominate the Chief Judge in Bankruptcy, will continue in all probability, if the suitors are left free, to sit and adjudicate in bankruptcy in the same matters, under the same rules, and with the same extent of jurisdiction as before, only nominate a Vice-Chancellor. So far as regards any effect to be anticipated from this portion of the Bankruptcy and Insolvency Bill, it might as well propose to enact that Sir James Lewis Knight Bruce should on certain days in the week be called Sir James Lewis Bruce Knight, going on of course to provide that Sir James Lewis Bruce Knight should have, for all bankruptcy purposes, the same powers and authority, &c., as Sir James Lewis Knight Bruce.

With regard to the proposed transfer of the country insolvency business to the local courts, we do not say,

that it may not be the commencement of a beneficial change in the administration of the law; for we apprehend, that, with the improvements in the practice of those Courts which experience will no doubt suggest, a large portion of the existing law business of the country will have a tendency to flow into them, and that a want will before long be felt and expressed by the people, to bring their jurisdiction to bear upon a vast quantity of law business for which at present there is no accessible jurisdiction whatever. We allude to business of an equitable character, which we have for a long time contended in this Journal ought, within certain limits, to be placed within the jurisdiction of the local courts. And we have little doubt that before long that view will be taken both in and out of the Houses of Parliament. It is quite impossible that the people, if they find their common-law contracts satisfactorily dealt with by the judges of the county courts, shall not soon begin to ask why their equitable rights and liabilities should not be ascertained by similar tribunals. Trustees and executors, and cestuis que trustent and legatees, will ask why men should be able to recover a debt of 20*l.* in a local court, and be driven to incur personal risk in the administration of an equitable fund of 100*l.*, or to consume it altogether in a suit in the High Court of Chancery.

We are quite sure that our well-judging professional brethren, connected with the business of Chancery, will not think that, in urging these views, we are untrue to the fair interests of that branch of the Profession. We firmly believe, that, to make the local courts courts of equity would not, in any perceptible degree, affect the proper business of the Court of Chancery, but would simply create a new class of equity business; business which is at present not done at all, to the frequent ruin of the parties concerned. It might prevent the filing of a few bills that ought never to have been filed, but that would be all, and that would be a public benefit. If, however, we were satisfied that the effect of such a measure would be to diminish the business of the Chancery practitioners, all we can say is, firstly, that would be but a poor reason for not advocating the plan, if the public interest requires it; and secondly, that the jurisdictional revolution has begun, and nothing can stop it. The Profession may, by judicious and timely acquiescence and assistance, guide it with benefit to the public, and prevent, perhaps, the introduction of those crude schemes devised by laymen alone, which proceed on the absurd notion, that whatever injures lawyers must benefit the public. But the change is, we apprehend, inevitable, and we counsel our brethren not to resist, but to support and direct its march.

**MEMBER RETURNED TO SERVE IN PARLIAMENT.**—Maurice Power, M. D., for the county of Cork, in the room of Daniel O'Connell, Esq., deceased.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—John Walford Cutler, of Sparke Brook, Birmingham; Henry William Whitehead, of Rochdale, Lancashire; James Armitage, of Huddersfield.

### Books.

*The Law concerning Horses, Racing, Wagers, and Gaming. With an Appendix, containing recent Cases, Statutes, &c. By GEORGE HENRY HEWIT OMPHEANT, B.A., Esq., of the Inner Temple, Barrister at Law. Small 8vo., pp. 322. [S. Sweet.]*

"Then that mayst fortune to be of myne opinion or condycion to love horses, take hede that thou be not beguiled as I have been a hundred times and more."—*Boke of Husbandry, by Sir A. Fitzherbert, Justice of the C. P.*

As you recognise the horseman before he has mounted or even gathered up the reins, by the manner of his approaching his animal, so you may often discern the practical merits of a law-book, from the air of its preface (or, still better, from the want of one) and table of contents. An author who has enough of intelligence and tact to acquit himself creditably in arranging and setting forth his work, is sufficiently qualified for writing a useful "practical treatise," and, by the hypothesis, is not likely to commit the folly of undertaking the task, and failing for want of application. There is something eminently practical in the general aspect of the book before us: it is small, compact of print and law, and clearly arranged and set forth. We have not contented ourselves with applying the easy test above alluded to, but have carefully looked into the work, and find that, without any affectation of modesty, the author has barely done himself justice by the following statement in his Preface:—

"The object of the present Treatise is to lay before the Profession and the public in as short and convenient a form as possible the law of contracts concerning horses, whether it be in buying, selling, hiring, or in any other manner dealing with them, to ascertain the liabilities incurred by parties either on "the road" through negligent driving, or in "the field" by riding over the lands of another; also to explain the present state of the law with regard to racing, wagers, and gaming in connexion with the recent alterations effected by the act of Victoria. In the Appendix will be found some very late cases, a few important statutes, and some information which may be found useful for general reference."

"Great care has been taken to keep out all matter that would tend to incumber the book, but the fullest references are given." These references, we may observe, are honestly given as the author has made them, and where he uses, as every one who intends to write usefully on the horse must constantly do, poor Youatt's "popular" but admirable work, he fairly acknowledges his obligation.

In the introductory observations on the giving of warranties there is much sound advice; the result of which is thus summed up:—

"The best rule for a man therefore to follow in selling a horse is this. Where the horse is of no great value, to refuse a warranty altogether, and such a horse is best sold by auction. Where the horse is of great value, if sound, but that appears doubtful, then to let the purchaser be satisfied by a veterinary examination, and so take the responsibility upon himself. When, however, the seller is confident that the horse is perfectly sound, and that with a warranty he would fetch a larger price than without one, he should have him examined and certified as sound, &c. by one or two veterinary surgeons of respectability and experience, and then knowing on what ground he goes, he may take the risk of warranting him sound." (P. xxxvii).

Chapter 1 treats of the contracts of sale and exchange principally with reference to the provisions of the Statute of Frauds, and herein of the acceptances and

receipt, the earnest and part payment, the note or memorandum in writing, and the signature by the party or his agent, and of Sunday dealing.

Chapter 2 treats of fairs and market overt, the recovery of stolen horses, and the law of auctions and repositories.

Chapter 3 contains a formidable enumeration under an alphabetical arrangement of the different defects which constitute, or do not, legal unsoundness or vice. The definitions or descriptions of the disorders or bad habits are clearly compiled from the modern veterinary authorities, and the legal authorities are appended.

When Mr. Oliphant expounds the authorities on the question of soundness, he makes the matter as clear as if really is; but we do not think he has been so happy in his definition of the term. He says,—

"We may define a horse to be 'sound' when he is in the possession of his natural and constitutional health, and also in such bodily perfection as is consistent with his natural formation."

A definition ought to be the perfection of precision, aptness, and brevity in expression; and yet, if we were asked to select the most inaccurate and least terse sentence in the book, this is the one we should produce. "A horse is sound when he is in the possession of his natural and constitutional health" literally means that state of health which he, the individual horse, possesses, constitutes soundness,—a paralagism, and a proposition which, in the meaning which it was intended to express, that it is sufficient if the animal's health is as good as its natural formation and constitution will allow, is not true, as the cases of unsoundness from congenital malformation or disease (e. g., hereditary blindness, contracted feet, curb, spavin, &c.) abundantly prove. (See *Jolly v. Bondell*, Ry. & M. 136). The second branch of the definition is in fact a repetition of the first, with a hint of a qualification which is certainly not easy of precise expression. Perhaps the qualification intended may be expressed by saying, that any disease developed or commenced, and capable of detracting in any manner from the usefulness of the animal for any purpose, and any malformation which will necessarily produce such disease in the fair use of the animal, (e. g., contracted hoof, resulting in inflammation of the foot, though the authorities are not consistent here, see *Bailey v. Forrest*, 2 C. & K. 131, and *Gronway v. Marshall*, cit. *Oliphant*, p. 361) is unsoundness. But no merely mechanical defect or disproportion in any part of the animal, (as upright shoulders, heavy forehead, short pastern, &c.), and no constitutional peculiarity not amounting or necessarily tending to disease, (as an irritable watery constitution, &c.), is unsoundness. We do not know, however, that we can improve on Baron Alderson's definition that "the word 'sound' means sound, and the only qualification of which it is susceptible arises from the purpose for which the warranty is given." The fact is, as a learned writer observes, that "definition, difficult in all but the purely abstract sciences, is peculiarly so in a system of living law. To include in a general expression the whole of a number of particulars, which are not only imperfectly ascertained, from their endless variety, caused by distinctions extremely minute, though often very important, but are constantly subjected to the process of being changed and added to, is evidently not merely a difficult but an impossible operation." (*Bissett on Estates for Life*, p. 14).

To the definition of unsoundness an important practical qualification is annexed by the rule as to *Patent Defects*, which, as a branch of the general doctrine of Warranty by the principal or his agent, forms the subject of the 4th Chapter. Perhaps the exception noticed above of *mechanical defects* may be referred to the head of *Patent Defects*.

Chap. 5, treats of fraudulent and other misrepres-

entations, as distinguished from warranties. Chap. 6, on the consequences of a breach of warranty. Chap. 7, on pleading, evidence, and damages. Chap. 8, on the law relating to innkeepers, farriers, trainers, and stallion masters. Chap. 9, on livery-stable keepers, agisters, and the hiring and borrowing of horses.

Part 2, treating of the wrongs occasioned by the use of horses, contains:—Chap. 1. The Criminal and Civil Liabilities incurred through negligent Driving; the Rule of the Road; negligent Driving by a Servant. Chap. 2. Hunting over the Lands of another.

Part 3 treats of the history and present state of the laws relating to racing, wagers, and gaming.

In an Appendix are given some unreported cases, the statutes, the rules of betting and racing, and some other miscellaneous information.

## London Gazettes.

TUESDAY, JULY 18.

### BANKRUPTS.

JAMES EDMUND PYE, Berkeley-square, Middlesex, milliner, dealer and chapman, July 23 at 2, and August 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Mayhew & Co., Carey-street.—Fiat dated July 9.

GEORGE HARRIS, Giltspur-street, London, tailor, dealer and chapman, July 17 and August 21 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Mardon & Co., Christ-church-chambers, Newgate-street, London.—Fiat dated July 8.

JOSEPH WORTERS, Groton, Suffolk, butcher, dealer and chapman, July 23 at half-past 2, and August 24 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Walsh, Sudbury; Milne & Co., Harcourt-buildings, Temple, London.—Fiat dated June 9.

SAMUEL HOWARD BILLINGAY, Commercial-road East, Whitechapel, Middlesex, ironmonger, July 23 at 11, and August 23 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Brown & Co., Dudley; Clowes & Co., Temple.—Fiat dated July 8.

ARNOLD HILL, Ipswich, Suffolk, last, patten, clog, and boot and shoe maker, July 23 at 11, and August 21 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Galsworthy, Ipswich; Kirk, Symond's-inn.—Fiat dated July 7.

THOMAS HENRY HOLFORD, Dudley, Worcestershire, grocer, dealer and chapman, July 30 at 12, and August 27 at 11, Court of Bankruptcy, London: Off. Ass. Hutton; Sols. Perkins, Bristol; Stevens & Goaling, 1, Gray's-in-square, London.—Fiat dated July 9.

JACOB LEGASSICK, Tavistock, Devonshire, grocer, draper, dealer and chapman, July 29 and August 19 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Tucker, Tavistock; Stogdon, Southernhay, Exeter; Jenkinson & Co., Lombard-street, London.—Fiat dated June 29.

JOSEPH LEADBEATER BUTTERELL, Doncaster, Yorkshire, grocer, dealer and chapman, July 30 and Sept. 3 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sandersen, Leeds; Rushworth, Staple-inn, London.—Fiat dated July 6.

WILLIAM DOSHA, Snitterfield, Warwickshire, licensed victualler, dealer and chapman, July 27 at half-past 10, and August 24 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Bloxham, Birmingham.—Fiat dated July 5.

ANTHONY MACHIN, Manchester, grocer and tea dealer, dealer and chapman, July 23 and August 13 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Hitchcock & Co., Manchester; Johnson & Co., Temple, London.—Fiat dated July 9.

JOHN KINDER, Birkenhead, Cheshire, painter and paper hanger, July 27 and August 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated July 7.

**WILLIAM GUYTON** the younger, Liverpool, merchant, (trading at Wellington, in New Zealand, in copartnership with John Ridgway, Joseph Ridgway, Thomas Ridgway, and George Butler Earp, under the style or firm of Ridgways, Guyton, & Earp), July 27 at 12, and August 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Yates, jun., Liverpool; Holme & Co., New-inn, London.—Fiat dated July 9.

## MEETINGS.

**Robert Cogan**, Leicester-square, Middlesex, glass merchant, July 28 at 12, Court of Bankruptcy, London, last ex.—**Robt. Ker Aitchison**, Great Windmill-street, Haymarket, Middlesex, wine merchant, July 24 at 1, Court of Bankruptcy, London, last ex.—**Christopher Green**, St. Mary Overies-dock, Southwark, Surrey, wharfinger, July 31 at 11, Court of Bankruptcy, London, aud. ac.—**Frederick George Wilson**, Pangbourne, near Reading, Berkshire, draper, Aug. 3 at 11, Court of Bankruptcy, London, aud. ac.—**John Astley**, Manchester, and Whitefield, Lancashire, nankeen manufacturer, Aug. 5 at 11, District Court of Bankruptcy, Manchester, aud. ac.—**Josiah Harris**, Mevagissey, Cornwall, grocer, Aug. 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**T. Levers**, Charlestown, Cornwall, cooper, Aug. 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.—**Wm. Jane Geach**, St. Columb Major, Cornwall, auctioneer, July 10 at 11, District Court of Bankruptcy, Exeter, July 10 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 11 at 11, div.—**J. Fitzhugh**, Nottingham, tailor, Aug. 6 at 11, Exchange-rooms, Nottingham, aud. ac.—**John Fowler**, Birmingham, tarpaulin manufacturer, Aug. 7 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—**William Oatler**, Sleaford, Lincolnshire, grocer, Aug. 6 at 11, Exchange-rooms, Nottingham, aud. ac.—**J. Kirkman**, Newark-upon-Trent, Nottinghamshire, wine merchant, Aug. 6 at 11, Exchange-rooms, Nottingham, aud. ac.—**James Gibbs**, Jermyn-street, Westminster, Middlesex, scrivener, Aug. 4 at half-past 1, Court of Bankruptcy, London, div.—**Wm. Hodsoll**, South Ash, Kent, farmer, Aug. 4 at 2, Court of Bankruptcy, London, div.—**Wm. Fred. Cowper**, **Benj. Farrer Cowper**, and **Paul Edwin Cowper**, Darlington, Durham, linen drapers, Aug. 5 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div. sep. est. of **William F. Cowper**.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**George Berryman**, Staines, Middlesex, licensed victualler, Aug. 4 at 1, Court of Bankruptcy, London.—**Fred. George Wilson**, Pangbourne, near Reading, Berkshire, draper, Aug. 3 at 11, Court of Bankruptcy, London.—**Hugh Phillips**, Tottill-street, Westminster, Middlesex, linen draper, Aug. 4 at 2, Court of Bankruptcy, London.—**Ralph Sheraton**, Leaton, Nottinghamshire, cabinet maker, Aug. 6 at 10, District Court of Bankruptcy, Sheffield.—**Richard Smith**, Kenn, Devonshire, butcher, Aug. 5 at 1, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 3.

**Wm. Bond**, Holborn-hill, London, licensed victualler.—**Wm. Fred. Cowper**, **Benj. Farrer Cowper**, and **Paul Edwin Cowper**, Darlington, Durham, linen drapers.—**William Law Wood**, Gracechurch-street, London, ironmonger.—**Thomas Ibbetson Hellawell**, Halifax, Yorkshire, dyer.—**John Beaumont Hellawell**, Halifax, Yorkshire, dyer.—**Jas. Bryan Ward**, Birmingham, cheese factor.—**Wm. Knowell**, Bristol, carpenter.—**Wm. Broadbent**, Delph, Yorkshire, cloth manufacturer.—**Robert Ballantyne**, Liverpool, merchant.—**Wm. Locks**, Leonard-street, Curtain-road, Shoreditch, Middlesex, timber merchant.—**John Watkins**, Wandsworth-road, Surrey, licensed victualler.

## PARTNERSHIPS DISSOLVED.

**Robert Caparn** and **Richard Caparn**, Newark-upon-Trent, Nottinghamshire, attorneys at law and solicitors.—**Henry Jackson** and **Middleton Hewitson**, Kirkby Stephen, Westmoreland, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

**Allan Reid**, Glasgow, grocer.—**Alexander Lang**, jun., Palaley, shawl manufacturer.—**Wm. Smith**, Neilston, Renfrewshire, coalmaster.—**Quentin M'Gowan**, Glasgow, wright.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**James Brett**, Titchfield, Southampton, out of business, July 19 at half-past 12, Court of Bankruptcy, London.—**T. Weedon**, Upper Queen's-buildings, Brompton-road, Middlesex, grocer, July 19 at half-past 1, Court of Bankruptcy, London.—**John Harding**, Woburn, Bedfordshire, tailor, July 19 at half-past 1, Court of Bankruptcy, London.—**Ed. Scit**, Burlington-arcade, Piccadilly, Middlesex, lace dealer, July 19 at half-past 1, Court of Bankruptcy, London.—**John Jones Colbeck**, Puckeridge, Hertfordshire, shoemaker, July 19 at half-past 12, Court of Bankruptcy, London.—**John Remond**, Kensington-gore, Kensington, Middlesex, gentleman, July 19 at 1, Court of Bankruptcy, London.—**Tristram King**, Grosmoor, Ippollitts, Hertfordshire, thatcher, July 19 at 1, Court of Bankruptcy, London.—**John Kendrick**, Mornington-st., Hampstead-road, Middlesex, surgeon, July 19 at 1, Court of Bankruptcy, London.—**Charles Smith Rawlings**, Warwick-st., Belgrave-road, Fimlico, Middlesex, clerk in the registrar-general of births' office, Somerset-house, July 19 at 12, Court of Bankruptcy, London.—**William Tovey**, Gosport, Southampton, licensed brewer, July 19 at 1, Court of Bankruptcy, London.—**Ed. Argent**, Newmarket, Cambridgeshire, carter, July 17 at 2, Court of Bankruptcy, London.—**Jos. Rosson**, Aylesbury, Buckinghamshire, stoker to the London and North-western Railway Company, July 16 at 1, Court of Bankruptcy, London.—**John Mooney**, Huddersfield, Yorkshire, out of business, July 27 at 10, District Court of Bankruptcy, Leeds.—**Wm. Swinburne**, Retford, Nottinghamshire, out of business, July 16 at 10, Council-hall, Sheffield.—**John Hickman**, Tenbury, Worcestershire, farmer, July 20 at 11, District Court of Bankruptcy, Birmingham.—**John Beckhouse**, Carlisle, Cumberland, joiner, July 26 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—**Matthew Hague**, Oldham, Lancashire, mechanic, July 22 at 12, District Court of Bankruptcy, Manchester.—**Isaac Puleston Harding**, Liverpool, bookkeeper, July 21 at 12, District Court of Bankruptcy, Liverpool.—**John M'Kenzie**, Liverpool, cart owner, July 21 at 11, District Court of Bankruptcy, Liverpool.—**Richard Watson**, Salford, Lancashire, licensed victualler, July 21 at 11, District Court of Bankruptcy, Liverpool.—**Chas. Stewart**, Liverpool, in no employment, July 21 at 12, District Court of Bankruptcy, Liverpool.—**N. Griffith**, Kidderminster, Worcestershire, letter carrier, July 20 at 11, District Court of Bankruptcy, Birmingham.—**Thos. Bradbury** the younger, Aston-juxta-Birmingham, Warwickshire, out of business, July 20 at 11, District Court of Bankruptcy, Birmingham.—**Saw. Blanchard**, Landport, Portsmouth, carpenter, July 29 at 12, Court of Bankruptcy, London.—**Richard Harvey**, Cumberland-market, Regent's-park, Middlesex, retailer of beer, July 29 at 1, Court of Bankruptcy, London.—**Samuel Barwood**, Great Yarmouth, Norfolk, fish merchant, July 29 at 1, Court of Bankruptcy, London.—**Wm. Bromby**, Pool, boat builder, July 29 at 1, Court of Bankruptcy, London.—**George Wheeler**, Jamaica-row, Bermondsey, Surrey, wharfinger, July 29 at 1, Court of Bankruptcy, London.—**Wm. Flaxman**, Lowestoft, Suffolk, out of business, July 29 at 1, Court of Bankruptcy, London.—**James Donovan**, Gravesend, Kent, editor of the Shipping and Mercantile Gazette, July 29 at 12, Court of Bankruptcy, London.

Saturday, July 10.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

**Thos. Massey**, Birchin-lane, Cornhill, London, watch maker, No. 58,893 T.; **Thomas Walker**, assignee.—**Edward Kelly**, Huddersfield, Yorkshire, coach builder, No. 68,230 C.; **Robert Martin** and **Thomas Small**, assignees.—**Wm. Carl**, High Easter, Essex, carter, No. 68,259 C.; **John Oates Harrison**, assignee.—**Elijah Grove**, Kidderminster, Worcestershire, butcher, No. 68,273 C.; **Wm. Harden**, assignee.—**J. Mitchell**, Norwich, linen draper, No. 68,280 C.; **James Duncan**, assignee.—**Mark Herring Coe**, Leeds, Yorkshire, butcher, No. 68,195 C.; **Thos. Scholey**, assignee.

Saturday, July 10.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Jas. R. Wigmore*, Elizabeth-place, Upper Holloway, Middlesex, clerk at a brewery: in the Debtors Prison for London and Middlesex.—*Wm. Gibson* the elder, London-wall, London, boot maker: in the Debtors Prison for London and Middlesex.—*Wm. Elsworth*, Old Bailey, London, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Pennock*, Old Bailey, London, out of business: in the Debtors Prison for London and Middlesex.—*Edwin Proctor*, Princes-st., Cavendish-sq., Middlesex, out of business: in the Queen's Prison.—*Walter Little*, Three King-court, Lombard-street, London, and King Edward-st., Islington, Middlesex, spirit merchant: in the Debtors Prison for London and Middlesex.—*John Taylor*, Duke-st., Piccadilly, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*John Lomath*, Winalow, Buckinghamshire, cordwainer: in the Gaol of Aylesbury.—*John W. Cannon*, Plymouth, Devonshire, tailor: in the Gaol of St. Thomas Apostle.—*Andrew Kerins*, Macclesfield, Cheshire, out of business: in Chester Castle.—*Steph. Lowdell* the younger, Brighton, Sussex, out of business: in the Gaol of Lewes.—*Hen. M'Keever Westcott*, Plymouth, Devonshire, hotel keeper: in the Gaol of St. Thomas Apostle.—*Timothy Roberts*, Overton, Flintshire, general agent: in the Gaol of Flint.—*Jas. M. Price*, Warminster, Wiltshire, out of business: in the Gaol of Fisherton Anger.—*Sam. Horrocks*, Hopwood, near Middleton, Lancashire, collier: in Lancaster Castle.—*Thos. Fever*, Stratton, Dorsetshire, manager of a dairy: in the Gaol of Dorchester.—*Rob. Wood*, Smallwood, near Sandbach, Cheshire, shoemaker: in the Gaol of Chester.—*Wm. Evans*, Liscard, Cheshire, painter: in Chester Castle.—*Arthur Acheson Dobbe*, Birkenhead, Cheshire, land surveyor: in Chester Castle.—*Hen. Stevens*, Manchester, out of business: in the Gaol of Lancaster.—*Hen. Sawyer* the younger, Lakenham, Norwich, out of business: in the Gaol of Norwich.—*Patrick O'Neil*, Liverpool, hawker: in the Gaol of Flint.—*Thos. W. Geach*, Sithney, Cornwall, out of business: in the Gaol of Bodmin.—*Jas. Hayden*, Southampton, boot maker: in the Gaol of Southampton.—*John Dyne*, Shirley, Millbrook, Hampshire, builder: in the Gaol of Southampton.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Wednesday, July 28, at 9.

*Angus Duncan*, Little Moorfields, London, out of business.—*John Maidlow* the younger, Mansion-house, King-street, Hammersmith, Middlesex, builder.—*Hen. Steains*, Rotherfield-st., Lower-road, Islington, Middlesex, house agent.—*And. M'Dowall*, Lisle-st., Leicester-sq., Middlesex, saddler.—*William Amos*, South-bank, Notting-hill, Middlesex, and Walbrook, London, dealer in sponge.

Court-house, COVENTRY, Warwickshire, July 28, at 10.

*Jos. Guest*, Birmingham, furniture broker.—*George Hall*, Birmingham, upholsterer.—*James Hillsman*, Asted, Aston-juxta-Birmingham, tin plate manufacturer.—*Henry Docker*, Balsall-heath, Worcestershire, out of business.—*Ch. Spencer*, Coventry, out of business.—*Cyrus H. Compton*, Birmingham, victualler.—*John M. Beckett*, Birmingham, out of business.

Court-house, BODMIN, Cornwall, July 27, at 10.

*Thos. H. Jennings*, Helston, Cornwall, cabinet maker.—*Joseph Hendy*, Manscoll in Paul, near Penzance, Cornwall, dealer in coals.—*Sampson Deebie*, Kea, near Truro, Cornwall, farmer.—*John Davey*, Marazion, Cornwall, mason.—*Wm. H. Harris*, Mewaglassey, Cornwall, draper.—*James Williams*, Hayle, Cornwall, bookseller.—*Elis. Geach*, widow, Padstow, Cornwall, hosier.—*Wm. Paynter*, St. Breoch, near Wadebridge, Cornwall, farmer.

Court-house, WARWICK, (County), July 27, at 10.

*Wm. A. Caldwell*, Redditch, Warwickshire, fish hook manufacturer.—*Jos. Paine*, Deritend, Birmingham, in no business.—*John L. Taberner*, Digbeth, Birmingham, out of business.

FRIDAY, JULY 16.

BANKRUPTS.

**JOHN BRITTAN**, Redlynch, Downton, Wiltshire, market gardener and nurseryman, July 30 and Aug. 27 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Knight, Basinghall-street.—Fiat dated July 14.

**JOHN SNOOK**, Ledbury-road, Westbourne-grove, Paddington, Middlesex, builder, July 27 at half-past 1, and Aug. 27 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Fisher, Queen-square, Bloomsbury.—Fiat dated July 14.

**STEPHEN HOCKEN**, Cornwall-villas, Albion-rd., Queen's-road, Dalston, Middlesex, builder, dealer and chapman, July 28 at 2, and Aug. 27 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Cutler, 8, Bell-yard, Doctors'-commons.—Fiat dated July 14.

**HENRY CLARK**, Redcross-street, London, and Plummer's-row, Whitechapel, Middlesex, oil and colour merchant and soap dealer, dealer and chapman, Aug. 6 at 11, and Aug. 28 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Murray, London-street, Fenchurch-street.—Fiat dated July 12.

**LUKE LANGLEY**, Brading, Isle of Wight, baker, grocer, dealer and chapman, July 29 at 11, and Aug. 28 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Hearn, Newport; Westmacott, John-street, Bedford-row.—Fiat dated July 1.

**THOMAS GREEN CROFTS**, Leicester, draper, July 30 and Aug. 27 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Motteram & Knowles, Birmingham.—Fiat dated July 9.

**JAMES DOLPHIN**, Bilston, Staffordshire, grocer and dealer in provisions, July 24 and Aug. 21 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Bodington, Dudley.—Fiat dated July 10.

**JOHN WYATT SUGG**, Torquay, Tormoham, Devonshire, architect and builder, July 29 at 1, and Aug. 24 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Laidman, Exeter; Clowes & Co., 10, King's Bench-walk, Temple, London.—Fiat dated July 9.

**WILLIAM BROMLEY COOKE**, Winahill, Burton-upon-Trent, Derbyshire, tape and smallware manufacturer, dealer and chapman, July 23 at 10, and Aug. 27 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. J. and J. Richardson, Burton-upon-Trent.—Fiat dated July 6.

**JOHN FEARNE GEE**, Wakefield, Yorkshire, manufacturing chymist, (trading under the firm of John Fearn GEE & Co.), dealer and chapman, July 29 and Sept. 9 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barratt, Wakefield; Carris, Leeds; Clarke, Chancery-lane, London.—Fiat dated July 5.

**GEORGE ROBERTS**, Frigg's Mill, Rodborough, Gloucestershire, miller, dealer and chapman, July 30 and Aug. 27 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Kearsy, Stroud.—Fiat dated July 6.

**WILLIAM ALSOP MASSEY**, Liverpool, licensed victualler, (and dealer in coals and earthenware with one James Acton, under the firm of Massey & Acton), July 27 and Aug. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Henry, Liverpool; Kennedy, Chancery-lane, London.—Fiat dated July 5.

**GEORGE WHITEHEAD**, JOHN SETTLE, JOHN SMITH, JOHN HYDE, WILLIAM KELSALL, JAMES HOLDEN, THOMAS BARLOW, DUNCAN CRICHTON, JOHN JONES, THOMAS MALLINSON, WILLIAM FOSTER, DAVID CRICHTON, and JAMES ASHWORTH, Pendleton, near Manchester, severally members of the Manchester Industrial Society, (and carrying on the business of cotton spinners and manufacturers of power-loom cloth at Hill's Croft Mill, in Pendleton aforesaid, in copartnership with James Brown, William Hopwood, and John Murgatroyd, heretofore under the firm of James Brown & Co., and subsequently under the firm of Crichton, Holden, & Co.), Aug. 4 and 30 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated July 9.

## MARRIAGES.

*Thomas Morley*, Oxford-street, Middlesex, jeweller, July 27 at 11, Court of Bankruptcy, London, last ex.—*Charles Clewer Knight*, Landport, Southampton, draper, July 30 at 11, Court of Bankruptcy, London, last ex.—*Henry Francis Hoole*, High-street, Southwark, Surrey, grocer, Aug. 6 at 11, Court of Bankruptcy, London, and. ac.—*John Simpson*, Crosswell Bishop, near Nottingham, out of business, Aug. 6 at half-past 1, Court of Bankruptcy, London, and. ac.—*S. Hitchin*, Oxford-street, Middlesex, draper, Aug. 6 at 11, Court of Bankruptcy, London, and. ac.; Aug. 9 at half-past 12, div.—*H. Phillips*, Tothill-st., Westminster, Middlesex, linen draper, Aug. 4 at 2, Court of Bankruptcy, London, and. ac.—*Richard Vincent Furlong*, Cambay, Cheltenham, Gloucestershire, wine merchant, Aug. 10 at 1, District Court of Bankruptcy, Bristol, and. ac.—*Benjamin Osborne*, Sheffield, Yorkshire, table knife manufacturer, Aug. 6 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*Henry Johnson*, Sheffield, Yorkshire, merchant, Aug. 6 at 10, District Court of Bankruptcy, Sheffield, and. ac.; Aug. 13 at 10, div.—*James C. Moore*, Strand, Middlesex, bookseller, Aug. 6 at 1, Court of Bankruptcy, London, div.—*Wm. Quincey*, Old-street, St. Luke's, Middlesex, tin plate worker, Aug. 7 at half-past 2, Court of Bankruptcy, London, div.—*Thos. Carter*, Reading, Berkshire, jeweller, Aug. 7 at 3, Court of Bankruptcy, London, div.—*Wm. Fos* and *James Fos*, Manchester, oil and colour men, Aug. 6 at 11, District Court of Bankruptcy, Manchester, and. div.—*John Antley*, Manchester and Whitfield, Lancashire, fustian manufacturer, Aug. 6 at 11, District Court of Bankruptcy, Manchester, div.—*John Mack*, Liverpool, pawnbroker, Aug. 6 at 12, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John M. Blashfield*, Albion-wharf, Blackfriars, Surrey, cement manufacturer, Aug. 6 at half-past 1, Court of Bankruptcy, London.—*Peter Fran. A. Vander Vyver*, Crutchedfriars, London, merchant, Aug. 7 at 12, Court of Bankruptcy, London.—*Henry C. Simpson*, Albion-terrace, Albion-road, Woolwich, Kent, surgeon, Aug. 7 at 11, Court of Bankruptcy, London.—*John Simpson*, Crosswell Bishop, near Nottingham, out of business, Aug. 6 at half-past 1, Court of Bankruptcy, London.—*Rich. F. Furlong*, Cambay, Cheltenham, Gloucestershire, wine merchant, Aug. 10 at 1, District Court of Bankruptcy, Bristol.—*Simon Lee Tyotman*, Liverpool, merchant, Aug. 6 at 11, District Court of Bankruptcy, Liverpool.—*Hen. Wm. Shipley*, Nottingham, lace manufacturer, Aug. 6 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Edge* and *Sam. Edge*, Fenton, Staffordshire, earthenware manufacturers, Aug. 7 at 12, District Court of Bankruptcy, Birmingham.—*John Clarke*, Portwood, within Brunnington, Stockport, Cheshire, machine maker, Aug. 9 at 12, District Court of Bankruptcy, Manchester.—*John Laybourne*, Manchester, printer, Aug. 6 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 6.

*John Ingram*, Birmingham, grocer.—*Ralph Picktons*, Hulme, Manchester, grocer.—*Wm. Fugler*, Lawrence-lane, Chespside, London, Manchester warehouseman.—*J. Ward*, Runcorn, Cheshire, grocer.—*Rich. Gibson*, Castle Bromwich, Warwickshire, grazier.—*John Donaldson*, Regent-street and Margaret-st., Middlesex, coach builder.— *Jas. Blyth*, Chelmsford, Essex, grocer.—*Ralph Buckley*, Saddleworth, Yorkshire, woollen cloth manufacturer.—*Geo. Teil* and *Basil Mc Kenzie Ronald*, Old Jewry-chambers, London, East India merchants.—*Hen. Wm. King*, Oldham, Lancashire, furniture dealer.

## FIAT ANNULLED.

*Edw. Swift*, Walsall, Staffordshire, saddlers' ironmonger.

## PARTNERSHIPS DISSOLVED.

*Francis Butterfield* and *Mark Pickup*, Bradford and Bingley, Yorkshire, attorneys at law and solicitors.—*Geo. Beahm* and *Bury F. Hutchinson*, Staple-inn, Middlesex, attorneys or solicitors.—*Rich. Roy* and *Joe. Blunt*, Lothbury, and Great George-st., Westminster, attorneys, solicitors, and conveyancers.

## SOURCES OF INFORMATION.

*Hugh Colville*, Glasgow, wine merchant.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Rev. Geo. Hen. Stoddart*, Cambridge-terrace, Hyde-park, Middlesex, clerk, Aug. 5 at 11, Court of Bankruptcy, London.—*John Rose* the younger, George-row, Neckinger-road, Bermondsey, Surrey, auxiliary coal meter, Aug. 5 at half-past 11, Court of Bankruptcy, London.—*Rob. S. Parman*, Lechlade-place, Old Ford, Middlesex, wheelwright, Aug. 5 at half-past 11, Court of Bankruptcy, London.—*Samuel Burton*, Gloucester-buildings, Old Kent-road, Surrey, commission traveller, Aug. 5 at 11, Court of Bankruptcy, London.—*John Mason*, High-street, Marylebone, Middlesex, cabinet maker, July 29 at half-past 12, Court of Bankruptcy, London.—*Richard Eldridge*, Billericay, Great Bursted, Essex, grocer, Aug. 5 at 11, Court of Bankruptcy, London.—*Thos. Spilisbury*, Luton, Bedfordshire, general dealer, Aug. 5 at 11, Court of Bankruptcy, London.—*Jane Rattleff*, widow, Cambridge, college servant, July 29 at 12, Court of Bankruptcy, London.—*Job Whitehouse*, Barnsbury-park, Liverpool-road, Islington, Middlesex, clerk to the Female Aid Society, Red Lion-sq., Holborn, July 29 at half-past 12, Court of Bankruptcy, London.—*Fran. Philpott*, Cranley, Surrey, out of business, July 29 at 11, Court of Bankruptcy, London.—*Geo. Dean*, Cross-st., Hatton-garden, Middlesex, commission agent, July 29 at 11, Court of Bankruptcy, London.—*Edu. Conolly* the younger, Maidstone, Kent, out of business, July 29 at 11, Court of Bankruptcy, London.—*Elizabeth Johnson*, Eastman-place, Old Kent-road, St. Giles, Surrey, lodging-house keeper, July 29 at half-past 11, Court of Bankruptcy, London.—*Ed. Dickenson*, St. George-street, Upper East Smithfield, Middlesex, licensed retailer of beer, July 29 at 11, Court of Bankruptcy, London.—*Arthur Gerritt*, Church-st., Stoke Newington, Middlesex, draper, July 22 at 2, Court of Bankruptcy, London.—*James Hurdle*, Chalk, near Gravesend, Kent, general-shop keeper, Aug. 5 at 11, Court of Bankruptcy, London.—*Wm. Aston*, King-street, Brick-lane, Spitalfields, Middlesex, out of business, Aug. 3 at 1, Court of Bankruptcy, London.—*Chas. Appleby*, Conduit-st., Westbourne-terrace, Hyde-park, Middlesex, grocer, Aug. 5 at 11, Court of Bankruptcy, London.—*Chas. Thos. Devere*, Wakefield-st., near the Foundling-hospital, St. Pancras, Middlesex, out of business, Aug. 5 at 1, Court of Bankruptcy, London.—*Geo. Wm. J. Day*, Cooper's-gardens, Hackney-road, Middlesex, dairymen, Aug. 5 at 11, Court of Bankruptcy, London.—*Wm. Chaplin*, Emswell, near Stowmarket, Suffolk, carpenter, July 19 at 1, Court of Bankruptcy, London.—*Peter Bridger*, Brighton, Sussex, carpenter, July 19 at 1, Court of Bankruptcy, London.—*John Day*, Hariton, Cambridgeshire, baker, July 21 at half-past 2, Court of Bankruptcy, London.—*Ed. Pidsley*, Sampford Peverell, Devonshire, clerk, July 22 at 1, District Court of Bankruptcy, Exeter.—*Wm. Allen*, Carharrack, Gwennap, Cornwall, tailor, July 22 at 1, District Court of Bankruptcy, Exeter.—*George Rudge*, Ross, Herefordshire, attorney's clerk, July 27 at 11, District Court of Bankruptcy, Birmingham.— *Jas. Thompson*, Falgrave, near Scarborough, Yorkshire, commission-agent, July 23 at 11, District Court of Bankruptcy, Leeds.—*John Bowles* the younger, Gloucester, schoolmaster, July 20 at 11, District Court of Bankruptcy, Bristol.—*Geo. Swatridge*, Liverpool, out of business, July 21 at 11, District Court of Bankruptcy, Liverpool.—*Henry Coleman*, Liverpool, manager of the Theatre Royal, Aug. 25 at 11, District Court of Bankruptcy, Liverpool.—*Richard White*, St. Just, Penwith, Cornwall, baker, July 22 at 1, District Court of Bankruptcy, Exeter.—*Thos. Wilson*, Ashton-under-Lyne, Lancashire, traveller to a tea dealer, July 26 at 12, District Court of Bankruptcy, Manchester.—*John Lee Palford*, Okehampton, Devonshire, boot maker, July 23 at 1, District Court of Bankruptcy, Exeter.—*Jas. Davies*, Bromyard, Herefordshire, machine maker, July 24 at 11, District Court of Bankruptcy, Birmingham.—*Sam. Adams*, St. Philip and Jacob Without, Bristol, grocer, Aug. 3 at 11, District Court of Bankruptcy, Bristol.—*Robert Davis*, St. Peter and Paul, Bath, Somersetshire, marble mason, July 30 at half-past 11, District Court of Bankruptcy, Bristol.—*Ernest Mitchell*, West Lavington, Wiltshire, licensed hawkler, July 23 at 12,

District Court of Bankruptcy, Bristol.—*Richard Christie* Bross, Liverpool, attorney at law, July 23 at half-past 11, District Court of Bankruptcy, Liverpool.—*Sam. Clark* the younger, Cheltenham, Gloucestershire, ale and porter dealer, July 20 at 11, District Court of Bankruptcy, Bristol.—*Joshua Esley*, Healey, near Dewsbury, Yorkshire, blanket manufacturer, July 22 at 11, District Court of Bankruptcy, Leeds.—*Thos. Broads*, Wakefield, Yorkshire, corn miller, July 22 at 11, District Court of Bankruptcy, Leeds.—*Thos. Pimlott*, Bosley, Prestbury, Cheshire, sawyer, July 26 at 12, District Court of Bankruptcy, Manchester.—*Thos. Smith*, Derby, cattle dealer, July 30 at 11, District Court of Bankruptcy, Nottingham.—*Francis Roukston*, Ratcliffe-upon-Trent, Nottinghamshire, basket maker, July 30 at 11, District Court of Bankruptcy, Nottingham.—*John Hogg*, Mathon, Worcestershire, publican, July 22 at 11, District Court of Bankruptcy, Birmingham.—*Sam. Jackson*, Raspidge, East Dean, Gloucestershire, miner, July 20 at half-past 11, District Court of Bankruptcy, Bristol.—*Francis Mossey*, Righton, near Hunnamby, Yorkshire, farmer's labourer, July 27 at 10, District Court of Bankruptcy, Leeds.—*Wm. Brown Baker*, Scarborough, Yorkshire, grocer, July 27 at 10, District Court of Bankruptcy, Leeds.—*Thos. Turner*, Halifax, Yorkshire, wheelwright, July 27 at 11, District Court of Bankruptcy, Leeds.—*Ed. Thorp*, Kingston-upon-Hull, traveller, July 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Benj. Atack*, Bradford, Yorkshire, coal miner, July 22 at 11, District Court of Bankruptcy, Leeds.—*Thos. Hare*, Leeds, shopkeeper, July 22 at 11, District Court of Bankruptcy, Leeds.—*Wm. Marshall Cliffe*, Huddersfield, Yorkshire, railway clerk, July 22 at 11, District Court of Bankruptcy, Leeds.—*Thos. Taylor*, Kingston-upon-Hull, coppermith, July 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Benj. Stohard*, Kingston-upon-Hull, out of business, July 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Wm. Tapping*, Holderness, Yorkshire, hair dresser, July 28 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*W. Shoute*, Newham, Yorkshire, saddler, July 27 at 11, District Court of Bankruptcy, Leeds.—*James White*, Doncaster, Yorkshire, newspaper editor, July 27 at 11, District Court of Bankruptcy, Leeds.—*Jas. Winteringham*, Leeds, confectioner, July 27 at 10, District Court of Bankruptcy, Leeds.—*John Stephenson*, Halifax, Yorkshire, small shopkeeper, July 27 at 11, District Court of Bankruptcy, Leeds.—*Stephen Newborn*, Redness, Yorkshire, out of business, July 22 at 11, District Court of Bankruptcy, Leeds.—*Robert Swales* the younger, Helmsley Blackmoor, Yorkshire, cattle dealer, July 22 at 11, District Court of Bankruptcy, Leeds.—*J. M'Bobbie*, Richmond, Yorkshire, saddler, July 22 at 11, District Court of Bankruptcy, Leeds.—*Joseph Bingham*, Leeds, Yorkshire, law clerk, July 22 at 11, District Court of Bankruptcy, Leeds.—*Henry Hollis*, Nottingham-park, Nottinghamshire, boarding-school keeper, July 23 at 10, District Court of Bankruptcy, Sheffield.—*John Nessam*, Richmond, Yorkshire, innkeeper, July 22 at 11, District Court of Bankruptcy, Leeds.—*John Jubb*, Batley Carr, near Dewsbury, Yorkshire, cloth presser, July 22 at 11, District Court of Bankruptcy, Leeds.

Wednesday, July 14.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Henry Hart Davis*, Bury-street, St. James's, Middlesex, general agent: in the Queen's Prison.—*John Cowan Savory*, Brewer-street, St. Pancras, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Robert Everett*, Martha-street, Haggerstone, Middlesex, turnpike toll contractor: in the Debtors Prison for London and Middlesex.—*J. Warren*, Brunswick-street, Hackney-road, Middlesex, gentlemen: in the Debtors Prison for London and Middlesex.—*J. Goodey*, Bedford-street, Whitechapel, Middlesex, wheelwright: in the Debtors Prison for London and Middlesex.—*Thomas Hayward*, Wilmington-square, Clerkenwell, Middlesex, carver in wood: in the Debtors Prison for London and Middlesex.—*Richard Rowe*, Liquorpond-street, Gray's-inn-lane, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Collins*, Great Castle-street, Regent-street, Middlesex, coffee-house keeper: in the Debtors Prison for London and Middlesex.—*J. Rowland Wigmore*, Elizabeth-place, Upper Holloway, Middlesex, clerk at a brewery: in

the Debtors Prison for London and Middlesex.—*G. Jones*, Love Edwards-lane, Deptford, Kent, surgeon: in the Debtors Prison for London and Middlesex.—*Henry Thornton*, Brentwood, Essex, auctioneer: in the Gaol of Chelmsford.—*Wm. Las*, Darlington, Durham, land agent: in the Gaol of Durham.—*James Nicholas John Wallis*, Landport, Portsea, Hants, grocer: in the Gaol of Portsmouth.—*Thomas Milton*, Bolton-le-Moors, Lancashire, officer of excise: in the Gaol of Lancaster.—*Jonathan Foster*, Liverpool, optician: in the Gaol of Lancaster.—*Thomas Langridge*, Tunbridge-wells, Kent, surveyor: in the Gaol of Maidstone.—*Henry Burton*, Devizes, Wiltshire, baker: in the Gaol of Fisherton Anger.—*John Sly Brown*, Tunbridge-wells, Kent, auctioneer: in the Gaol of Maidstone.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Monday, Aug. 2, at 9.

*Robert Elliot*, Angelica-hotel, Haymarket, Middlesex, out of business.—*Charles Coleman*, Praed-street, Paddington, Middlesex, and Russel-street, Brompton, Surrey, carpenter.—*Henry Pearson*, Union-street, Borough, Surrey, carpenter.—*Jules de la Crouse*, New-street, Upper Baker-street, Marylebone, Middlesex, commercial clerk.—*J. Rowland Wigmore*, Elizabeth-place, Holloway, Middlesex, clerk at a brewery.—*Francis Higginson*, Kensington-square, Kensington, Middlesex, improved ship builder.—*W. Harris*, Horrell, Surrey, baker.—*Colin Crawford*, Little Windmill-street, Haymarket, Middlesex, baker.—*The Rev. F. Burgess Barker*, Epsom, Surrey, schoolmaster.

Court-house, DORCHESTER, (County), Aug. 2 at 10.

*Thomas Proer*, Shotton, manager of a dairy.

Court-house, RUTEN, *Danbighshire*, July 30 at 10.

*Evans Jones*, Ysp-y-tty-mill, Carnarvonshire, miller.

Court-house, AYLESBURY, *Buckinghamshire*, July 31 at 10.

*John Lomax*, Winslow, cordwainer.

Court-house, EXETER, *Devonshire*, July 30 at 10.

*Richard Pike*, Plymouth, victualler.—*James Cloden*, Halse, Somersetshire, shoemaker.—*John Langworthy*, Exeter, stock broker.—*John Knott* the younger, Chertton, Fitzjames, and Tiverton, out of business.—*Wm. Seymour Scroggs*, Yeovil, Somersetshire, ensign in the 18th Regiment of Foot.—*John Mitchell Humphrey*, Honiton, baker.—*John Arscott*, Plymouth, labourer.—*Richard Ellis*, Blackhawton, out of business.—*John Hamling*, Plymouth, out of business.—*John W. Cannon*, Plymouth, tailor.—*Hugh Rattenbury*, Exeter, out of business.

Court-house, MOLD, *Flintshire*, Aug. 2 at 10.

*Timothy Roberts*, Overton, general agent.—*P. O'Neill*, Liverpool, hawk.

Court-house, LEWES, *Sussex*, July 30 at 10.

*Richard Mills*, Brighton, licensed victualler.—*Hannah Hurst*, Brighton, cutler.—*W. Lane*, Brighton, print seller.—*W. Goring*, Chalvey, out of business.—*J. Adams*, Charlton, near Chichester, butcher.—*Stephen Lovell* the younger, Brighton, out of business.—*Newland Rudwick*, Lewes, out of business.

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# The Jurist

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JULY 24, 1847.

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LONDON, JULY 24, 1847.

We have from time to time considered several of the leading decisions of our Courts relative to the rights and obligations arising out of railway transactions. We propose, during the long vacation, to complete our review of these cases, so that our readers may be the better prepared to receive new enunciations of judicial opinion upon this fruitful theme when once again

“The wrangling courts and stubborn law  
To smoke and crowds and cities draw.”

We have already examined the decision in *Wontner v. Skirp*, (ante, pp. 209, 373; 4 Railw. Cas. 542), to the effect that a scrip-holder, who has been induced to pay his deposit and sign the parliamentary deed under a fraudulent misrepresentation by the committee, may recover such deposit in an action against a member of the managing committee. We there also referred to the class of cases supporting *Walstab v. Spottiswoode*, (10 Jur. 460, 498; 4 Railw. Cas. 321; and see 10 Jur. 253), establishing the doctrine, that, where the railway scheme has been wholly abandoned, the deposit may, as a general rule, be recovered, on the ground of a failure of consideration. We commented also upon the case of *Wilson v. Lord Curzon*, (ante, pp. 11, 47), in which it was held, that a registered promoter of a railway company cannot recover against any of the committee, simply considered as such, for services rendered by him during the period of his being so registered.

In all of these cases the committee-men have been considered in relation to members in present or in futuro of their own company; but, to complete the view of their position, it is necessary also to observe their liability to third parties, or strangers, not in any manner connected with the company. This question

may be said to be now settled by the leading cases of *Reynell v. Lewis* (10 Jur. 1097; 4 Railw. Cas. 351) and *Wyld v. Hopkins*, (10 Jur. 1100; 4 Railw. Cas. 359). It will, however, probably be yet reopened, as, although the decisions in them have been recognised and adopted in every subsequent trial at Nisi Prius, where a similar state of facts has been involved, yet in several instances a bill of exceptions was tendered to the ruling of the judge, in accordance with those decisions, and writs of error upon such exceptions are now pending.

It is well known, that, at first, the tide of opinion seemed to set in strongly against provisional committeemen in their “sea of troubles,” and they were given up, without pity, as a sacrifice to ruined speculators and credulous tradesmen. The Court of Exchequer, however, like one of the Homeric deities, interposed at the critical moment on behalf of the unfortunate and the oppressed. They declared, in the two cases to which we last referred, that a provisional committeeman, as such, is not liable to every one for everything connected with the scheme “committed” or entrusted to their superintendence; that he is simply to be regarded as any other person, not as a partner, nor a quasi partner, but liable only for his own acts or for such acts as are proved to have been authorised by him. They held it was not sufficient merely to shew that a consent had been given to act on the committee, or to be published to the world as having so consented, but that he must be shewn to have made the contract, sued upon, personally or by an agent duly constituted for that purpose; that it was a question of fact for the jury, who, with due assistance from the judge, were to apply the legal principles affecting the relation of principal and agent. They also decided that where the defendant has authorised his name to be inserted in a particular prospectus, and that has been so publicly circulated with his consent,

that a jury would presume that the plaintiff knew of it, or if the plaintiff has had it shewn to him at or before the time of making the contract, and has in either case acted upon it in making the contract, the question of the defendant's liability will depend on the contents of the prospectus, and the inference which a reasonable man ought to draw from them.

It is said, in a recent work, wherein this subject is treated in a clear and able manner\*, "The proper question for a jury will substantially be, first, whether the defendant authorised the insertion of his name in the list of the provisional committee; and secondly, whether he authorised the managing committee, or their agents to pledge his credit for the debts of the concern. If the first of these questions be answered in the affirmative, but no evidence be given to shew a delegation of authority by the defendant, ultra the fact of his consent, the second of the above questions will, it is conceived, become one of law merely, and the verdict will have to be entered for the defendant; unless, indeed, where the plaintiff relies upon the terms of the prospectus as shewing a delegation of authority by the provisional committee as a body;" the construction of which document will be for the judge.

Since these decisions the judges have, in many instances, nonsuited the plaintiff, where the only proof affecting the defendant has been his consent to become and to be published as a member of the provisional committee.

The same rule, we conceive, will prevail where the action is against a member of the managing, as of the provisional, committee.

The decision in *Reynell v. Lewis* and *Wyld v. Hopkins* proceeds upon a clear and intelligible principle, and possesses the advantage of applying, to a comparatively new state of things, the well-known and established rules of law regulating the relation of principal and agent. It is a decision of extensive application, not only as affecting committees of railway companies, but also those of charitable institutions, clubs, or any other of the Protean forms, by whatever name distinguished, in which association appears at the present day.

In the language of the Court of Exchequer, "the schemes may be various—to establish an hospital or place of emigration, to which persons are to subscribe merely from charitable motives, or partly from these motives, partly from others; or a proprietary school, or literary institution, or assembly-room, in which they are to be beneficially interested as shareholders—or to obtain an act for a bridge, drainage, railroad, or canal; but whatever the object may be, it seems to us to make little or no difference in the position of the person agreeing to act as a committee-man."

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Fitzherbert Macdonald, Gent., of the city of Salisbury, to be one of the Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women, in and for the city of Salisbury and county of Wilts.

### Articles.

*The Law of Qualification and Registration of Parliamentary Electors, &c.* By DAVID POWER, Esq., Barrister. [Sweet, 1847.]

Mr. Power has in this little work done that which requires much prudence and self-denial. He has kept in view that readers of law books seek for information useful to themselves in practice, rather than for manifestations of the genius of the writer, and that, therefore, they would much rather have a careful collection of decisions, judiciously selected and arranged, so as to afford ready information, than brilliant and learned dissertations, tending principally to shew how very acute a man the writer is. We incline to think that such a course is more prudent in a legal writer, as well as less egotistical, than that of the writer who sacrifices space and the time of his readers to exhibit his own ability. For, after all, the benefit that a young lawyer derives from writing consists, not so much in convincing a passing reader that he is a very clever man, as in connecting his name habitually with the idea of practical usefulness, making, as it were, his name familiar to the ears of the Profession, as that of a man whose book is referred to for practice. The step between continually using a man's book, and consulting himself is not very great, and hence it will be found that the men who have risen into practice through their works, have been generally those who have pruned them as much as possible of all but that which is certain and strictly useful, and have sacrificed the desire of personally shining to that of being guides to their readers in practice.

The plan of Mr. Power's little work is simply to collect into a methodical form the essence of the decisions of the Court of Common Pleas since the 6 Vict. c. 18, upon the questions that have been brought before it from the revision courts; and this plan he has very well and carefully executed. The first part contains the cases bearing upon the qualification of electors; the second the cases upon registration, and all its accessories and consequences, including those having reference to the powers and duties of revising barristers; the right of appealing, and the mode of framing appeals, and the jurisdiction of parliamentary committees. The chapter on appeals will be found peculiarly useful to the revising barrister.

Some of the cases cited by Mr. Power afford curious illustration of the struggles that will be made by men to elude by cunning juggling the plain intention of the Legislature; for instance, with reference to what is "residence,"—a subject that for more purposes than one has often puzzled the Courts, the case of *Wickborn*, App., and *Thomas*, Resp., is almost ludicrous in its circumstances. Mr. Power thus abridges the case (see p. 40) from the report in 1 B. & Ar. 259, and 8 Scott, N. S., 781:—

"The claimant," he says, "was a wine merchant residing and carrying on his business at Gloucester, which is more than seven miles from the borough of Tewkesbury, where he had for many years occupied a house, (in which he carried on his business), and also bonding vaults for the bulk of the stock. He was a married man, and kept one domestic servant at his establishment at Gloucester. With the object of qualifying himself to vote for the borough of Tewkesbury, the claimant had, since the year 1841, paid to Mr. Sproule, a friend of his, and also agent for one of the sitting members for the borough, the sum of 9*l.* a week for the use of a furnished bed-room in Mr. Sproule's house, situate within the said borough, and as a closet, about six feet by three, without a window, of which closet the complainant kept the key, and between January and July, 1844, (the year of registration), he had kept some wine samples in it. During

\* Broom's Parties to Actions, 2nd ed., p. 299.

'the same period he had slept in the bed-room twelve times, and during the year, ending July, 1844, between fifteen and twenty times, on the occasion of his coming to Tewkesbury on business; but had never taken his meals at Mr. Sproule's, except on some occasions, when invited to dine as a friend. Mr. Sproule never let lodgings to any other person, and made the above arrangement with the claimant, for the purpose of assisting him to qualify as a voter for the borough.

'The revising barrister decided, that the claimant had not resided within the borough of Tewkesbury, within the meaning of the stat. 2 Will. 4, c. 45, so as to entitle him to be placed upon the list of voters for the borough; and it was held by the Court of Common Pleas, that he was right in the conclusion he came to.

"The Court," he continues, "seem to have based their decision on that case, upon the ground that it did not appear that there was any *bonâ fide animus revertendi* on the part of the claimant with respect to the bed-room at Tewkesbury; and this, upon all the facts of the case, although chiefly because the claimant had a residence and domicile at Gloucester in which his wife and family lived, and because the bed-room was taken for the purpose of obtaining a vote, although neither of these circumstances would, of itself, avoid a residence valid in other respects."

Certainly, if the Legislature had any meaning in the 27th section of the Reform Act, it was, that a person should have that sort of substantial residence in or within the prescribed distance of the place for which he claims to vote, from which may be inferred some of that personal connexion in interest with it, which may be supposed to unite a man to the place where he has his home; and though it may be very difficult to define what is, and what is not, technically *residence*, it is impossible not to feel, that, in the case cited, the Court has seized and effectuated the substantial intention of the act.

In pages 13, 14, and 15 will be found the important cases that have been decided upon the question of conveyances made to multiply voices,—cases which have decided (as we had anticipated in *THE JURIST*, vol. 9, p. 281) that *bonâ fide* purchases of lands taken in such form as to multiply voices, and taken for the express purpose of acquiring votes, are lawful. (*Riley*, App., and *Crosley*, Resp., 1 B. & Ar. 682; 2 C. B. 146; Power, 15).

The nature of Mr. Power's work and our limits, preclude any more lengthened extracts from it, as its merit consists, as we have said, not in any original dissertations of the author, but in a judicious arrangement of the cases, and an able concentration into small compass of their material contents. We think that Mr. Power's little book will be found useful to those who may be concerned in any way in the business of the Registration Court, and with this we conclude our notice of it.

### London Gazettes.

TUESDAY, JULY 20.

#### BANKRUPTS.

**DIEDRICK CARSTEN HERMANN LOMER**, London-street, London, merchant, dealer and chapman, Aug. 2 at 2, and Sept. 3 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Marden & Co., Mincing-lane.—Fiat dated July 15.

**HENRY SMITH**, Botley, near Southampton, chair maker, dealer and chapman, July 29 at half-past 12, and Aug. 28 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Fitch, Southampton-street.—Fiat dated July 16.

**JOSEPH GARDNER**, Nottingham, baker and flour seller, dealer and chapman, July 30 and Aug. 27 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Coope, Nottingham.—Fiat dated July 7.

**JAMES DODGE**, Cumberland-row, Walworth-road, Newington, Surrey, ironmonger, lamp maker, and gas fitter, dealer and chapman, July 29 at 11, and Aug. 28 at half-past 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Cooper, Old Cavendish-street.—Fiat dated July 16.

**HENRY MONSON**, East Manchester-square, Middlesex, builder, dealer and chapman, July 29 at 1, and Aug. 30 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Newbon & Evans, Doctors-commons.—Fiat dated July 15.

**HENRY WOODHOUSE** and **THOMAS THEAKSTONE WOODHOUSE**, Aldermanbury, London, warehousemen, dealers and chapmen, July 29 at 3, and Aug. 20 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Davis, Coventry; Lloyd, 36, Milk-street, London.—Fiat dated July 20.

**ROBERT JOHN DAY**, Halstead, Essex, wine and spirit merchant, dealer and chapman, Aug. 6 at 2, and Aug. 31 at half-past 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilkinson & Rasch, 2, Nicholas-lane, King William-street.—Fiat dated July 10.

**JOHN PRICE**, Dolly's Chop-house, Queen's Head-passage, Newgate-street, London; the Portland Hotel, Great Portland-street, Middlesex; and Plaistow, Essex, innkeeper and farmer, dealer and chapman, Aug. 6 at 1, and Aug. 31 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Brisley, 4, Pancras-lane, City.—Fiat dated July 15.

**ABRAHAM SMITH**, Leicester, worsted spinner, July 30 and Aug. 27 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Sculthorpe, Leicester.—Fiat dated July 10.

**SARAH BOWRING**, widow, Pendleton, near Manchester, plumber and glazier, Aug. 4 and Sept. 1 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-sq., London.—Fiat dated July 14.

**JOSEPH NEWMAN**, Frampton Cotterell, Gloucestershire, carpenter and builder, Aug. 3 and 31 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Naah, Bristol.—Fiat dated July 15.

**JOHN HAY**, Bath, Somersetshire, surgeon dentist, Aug. 5 and 30 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Wellings, Bath; Jones & Co., Crosby-square, London.—Fiat dated July 17.

**WILLIAM SCOTT**, Liverpool, hardware dealer and chapman, Aug. 3 and 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Fletcher & Co., Liverpool; Cotterill, Throgmorton-street, London.—Fiat dated July 14.

**LUKE NORMINGTON**, Lester Dyke, Bradford, Yorkshire, worsted spinner and manufacturer, dealer and chapman, Aug. 5 and 25 at 1, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Barr & Co., Leeds; Fiday, Temple, London.—Fiat dated July 15.

#### MEETINGS.

*Christ. Green*, St. Saviour, Southwark, Surrey, wharfinger, July 31 at 11, Court of Bankruptcy, London, last ex.—*B. Bromley*, Great Bromley, Essex, dealer in cattle, Aug. 4 at 1, Court of Bankruptcy, London, last ex.—*John Welsh*, Carlisle, Cumberland, tailor, Aug. 6 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Thos. Carter*, Reading, Berkshire, jeweller, July 28 at 1, Court of Bankruptcy, London, aud. ac.—*Charles Vyes*, Ludgate-street, London, straw-bonnet maker, Aug. 13 at 11, Court of Bankruptcy, London, aud. ac.—*Harris Watson*, Wilson-street, Finsbury, Middlesex, stove grate manufacturer, Aug. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Abel Quarterman*, Oxford, breeches maker, Aug. 11 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Henry Burgess*, Skinner-street, Somers'-town, Middlesex, and Great Tower-street, London, grocer, Aug. 10 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Charles Paddon*, Milner-place, Lower-marsh, Lambeth, and Charlotte-terrace, New-cut, both in Surrey, clothes salesman, Aug. 11 at 11, Court of Bankruptcy, London, aud. ac.—*John Sudd*, Brynmawr, Brecon, shopkeeper, Aug. 12 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*George Barton* and *John Barton*, Manchester, copper roller manufacturers, July 28 at 11, District Court of Bankruptcy, Manchester, aud. ac.; July 29 at 11, div.—*J. Partridge*, Cheltenham, Gloucestershire, coal merchant, Aug.

13 at half-past 12, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

**James Bell**, Finch-lane, Cornhill, London, news-vender, Aug. 12 at 12, Court of Bankruptcy, London.—**R. Hibbins**, Ketton, Rutlandshire, stone mason, Aug. 10 at 12, Court of Bankruptcy, London.—**Jacques Louis Bourdon** and **Peter Joseph Meugens**, Finch-street, Whitechapel, Middlesex, sugar refiners, Aug. 10 at 2, Court of Bankruptcy, London.—**John Judd**, Brynmawr, Brecon, shopkeeper, Aug. 12 at 12, District Court of Bankruptcy, Bristol.—**Wm. Jane Geach**, St. Columb Major, Cornwall, auctioneer, Aug. 10 at 11, District Court of Bankruptcy, Exeter.—**Tullius Priest Fay**, Liverpool, surgeon dentist, Aug. 10 at 12, District Court of Bankruptcy, Liverpool.—**Robert Still**, Liverpool, merchant, Aug. 10 at 11, District Court of Bankruptcy, Liverpool.—**James Robinson**, Manchester, perfumer, Aug. 11 at 12, District Court of Bankruptcy, Manchester.—**James Butlerworth**, Rochdale, Lancashire, cotton manufacturer, Aug. 12 at 12, District Court of Bankruptcy, Manchester.—**Robert Lund**, Blackburn, Lancashire, cotton spinner, Aug. 11 at 12, District Court of Bankruptcy, Manchester.—**Th. Tuplin Cooke**, Manchester, bill vender, Aug. 10 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 10.

**Mordecai Parker**, Grimsby, Lincolnshire, grocer.—**David Rich. Thomas**, Carmarthen, draper.—**John Williams**, Aber-gavenny, Monmouthshire, carpenter.—**Chas. Goodwin**, Great Guildford-street, Southwark, Surrey, plaster manufacturer.—**Thos. George Webb**, Wood-street, Cheapside, London, and Manchester, lace manufacturer.

#### FIAT ANNULLED.

**John Measfield**, Liverpool, hotel keeper.

#### SCOTCH SEQUESTRATIONS.

**Thomas Ross**, Quenzleburu and Craiganet, Stirling, farmer.—**James Clark**, Glasgow, power-loom cloth manufacturer.

#### DECLARATION OF INSOLVENCY.

**William Wilde**, Dukinfield, Stockport, Cheshire, shop-keeper.

#### INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Wm. Thomas Baker**, Southgate, Middlesex, out of business, Aug. 5 at half-past 11, Court of Bankruptcy, London.—**James Sansom**, High-street, Old Brentford, Middlesex, grocer, Aug. 5 at half-past 11, Court of Bankruptcy, London.—**William Russell Grover**, Bromley, Middlesex, out of business, Aug. 5 at 12, Court of Bankruptcy, London.—**Wm. Johnson**, Croydon, Surrey, auctioneer, Aug. 5 at 12, Court of Bankruptcy, London.—**John Ingle**, Whittlesea, Cambridgeshire, foreman to a miller, Aug. 5 at half-past 12, Court of Bankruptcy, London.—**Edgar Samuel Balls**, Beccles, Suffolk, licensed victualler, Aug. 5 at 11, Court of Bankruptcy, London.—**Charles Maynard**, Landport, Portsea, Southampton, shoemaker, Aug. 5 at 2, Court of Bankruptcy, London.—**Wm. Fvulger**, Northrepps, near Cromer, Norfolk, carrier, July 27 at half-past 11, Court of Bankruptcy, London.—**James Austin**, Bovingdon, Hertfordshire, butcher, July 28 at 2, Court of Bankruptcy, London.—**H. Field**, Luton, Bedfordshire, bonnet presser, July 27 at half-past 11, Court of Bankruptcy, London.—**Samuel Gurney Read** the younger, Great Yarmouth, Norfolk, licensed victualler, July 27 at 12, Court of Bankruptcy, London.—**D. Mendes**, Middlesex-street, Whitechapel, Middlesex, cab proprietor, July 28 at 2, Court of Bankruptcy, London.—**D. Abijah Spilleit**, Chatham, Kent, shipwright, July 27 at 11, Court of Bankruptcy, London.—**Wm. Onion**, Ely, Cambridgeshire, waterman, July 27 at half-past 11, Court of Bankruptcy, London.—**James Moon**, Millman-street, Bedford-row, Holborn, Middlesex, surveyor, Aug. 12 at 11, Court of Bankruptcy, London.—**Ann Cole**, Bristol, out of business, Aug. 12 at 11, District Court of Bankruptcy, Bristol.—**John Davies**, Liverpool, attorney at law, Aug. 3 at 11,

District Court of Bankruptcy, Liverpool.—**James Brown**, Hollywell, Flintshire, tallow chandler, July 28 at half-past 11, District Court of Bankruptcy, Liverpool.—**Wm. Parker**, Lambrigg, Kendal, Westmorland, publican, July 27 at 12, District Court of Bankruptcy, Liverpool.—**Wm. Hawthorn**, Liverpool, shopkeeper, July 28 at 11, District Court of Bankruptcy, Liverpool.—**John Clewlow**, Stafford, innkeeper, Aug. 5 at 1, District Court of Bankruptcy, Birmingham.—**Chas. Bushell**, Birmingham, coal dealer, Aug. 3 at 11, District Court of Bankruptcy, Birmingham.—**Geo. Davis**, Walcot, Bath, Somersetshire, painter, Aug. 10 at 11, District Court of Bankruptcy, Bristol.—**Charles Lanning** the younger, Kington Magna, Dorsetshire, butter dealer, July 29 at 1, District Court of Bankruptcy, Exeter.—**Thomas Oldridge**, Monkton, Devonshire, blacksmith, Aug. 3 at 11, District Court of Bankruptcy, Exeter.—**Wm. Spry**, Penzance, Cornwall, potter, July 28 at 11, District Court of Bankruptcy, Exeter.—**Isaac Green**, Wells, Somersetshire, beer retailer, July 29 at 11, District Court of Bankruptcy, Bristol.—**George Moore**, Kirkdale, Walton, Lancashire, blacksmith, July 27 at half-past 11, District Court of Bankruptcy, Liverpool.—**Wm. Moore**, Kirkdale, Lancashire, blacksmith, July 27 at half-past 11, District Court of Bankruptcy, Liverpool.—**Abalom Grey**, Paulton, Somersetshire, out of business, Aug. 12 at 11, District Court of Bankruptcy, Bristol.

Saturday, July 17.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

**Eliza M' Millan**, Alverstoke, Southampton, widow, No. 35,776 C.; **Samuel Sturgis**, gentleman, new assignee, in place of John Coster, removed.—**Wm. Carn**, West Hareley, near Guildford, Surrey, carrier, No. 58,545 T.; **Geo. Thos. Standage**, assignee.—**Henry Porter**, Grove-street, Liverpool, Lancashire, estate agent, No. 67,844 C.; **Thomas Walker**, assignee.—**Henry Waller** the younger, Ipswich, Suffolk, corn chandler, No. 68,057 C.; **Charles Andrews**, assignee.—**John Musgrave**, Normananton, near Wakefield, Yorkshire, innkeeper, No. 68,184 C.; **Thomas Styring**, assignee.—**David Fox**, Tong, near Bradford, Yorkshire, stuff manufacturer, No. 68,201 C.; **William Waud**, assignee.—**John Fox**, Tong, near Bradford, Yorkshire, stuff manufacturer, No. 68,202 C.; **W. Waud**, assignee.—**John Lewis** the younger, Rhayader, Radnorshire, wool carder, No. 68,269 C.; **Thomas M. Davies**, assignee.

Saturday, July 17.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

**George C. Symons**, Ebenezer-place, West India-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—**James Carter Paffard**, Drury-lane, Middlesex, linen draper: in the Queen's Prison.—**Geo. H. Hewitt**, Richard's-place, Webber-street, Blackfriars-road, Surrey, engineer: in the Gaol of Surrey.—**Wm. James Day**, Loughborough-street, Upper Kennington-lane, Surrey, owner of a printing establishment: in the Gaol of Surrey.—**John Ryan**, Portland-road, Regent's-park, Middlesex, chemist: in the Queen's Prison.—**Robert Fox**, Elizabeth-place, Westminster-road, Surrey, beershop keeper: in the Queen's Prison.—**John Fish**, Trelick-terrace, Vauxhall-road, Pimlico, Middlesex, painter: in the Debtors Prison for London and Middlesex.—**Wm. Moyes**, Bozier's-court, Tottenham-court-road, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—**Benjamin Kaye**, Kirkburton, near Huddersfield, Yorkshire, fancy manufacturer: in York Castle.—**Thomas Johnson**, Pudsey, near Leeds, Yorkshire, out of business: in York Castle.—**Wm. Frankland**, North Walsham, Norfolk, tailor: in the Gaol of Norwich.—**John Latham**, Manchester, attorney at law: in the Gaol of Lancaster.—**Thos. Parson Raggell**, Gloucester, clerk in the goods' department of the Great Western Railway Company, at Gloucester: in the Gaol of Gloucester.—**Michael Rowell**, Lowestoft, Suffolk, meal seller: in the Gaol of Norwich.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Wednesday, July 28, at 9.

Adjourned.

**Robert Bean** the younger, Portland-road, New-road, Middlesex, not in any business.

Aug. 4, at the same hour and place.

*John Andrews*, Queen-street, Finsbury, Middlesex, out of business.—*John Lewis Abbot* the elder, Brecknock-street, Camden-town, Middlesex, debt collector.—*William Thomas Cupit*, Triangle, Southampton-street, Camberwell, Surrey, out of business.—*Wm. W. Burnett*, Lower Chapman-street, Cannon-street-road, St. George's-in-the-East, Middlesex, mariner.—*William Job White*, Great Queen-street, Lincoln's-inn-fields, and New North-street, Red Lion-square, Middlesex, letter-press printer.—*Wm. Sparrow*, Judd-street, New-road, St. Pancras, Middlesex, out of business.—*Thos. Rishworth*, Earl's-place, Kennington, Middlesex, general commission agent.—*Robert Fairchild*, Caroline-place, Marlborough-road, Chelsea, Middlesex, out of business.—*James Young*, Lower Union-place, Somers'-town, Middlesex, baker.—*J. Taylor*, Duke-street, Ficcadilly, Middlesex, tailor.

Court-house, SALISBURY, Wiltshire, Aug. 4 at 10.

*James Mead Price*, Warminster, out of business.—*Henry Barton*, Devizes, grocer.—*Caroline Peake*, Devizes, widow.

Court-house, SOUTHAMPTON, Aug. 5 at 10.

*John Dymc*, Milbrook, builder.—*James Hayden*, Southampton, boot maker.

Court-house, CHESTER, (County), Aug. 3 at 10.

*Squire Sutton*, Stockport, out of business.—*Andrew Kerins*, Macclesfield, grocer.—*Thomas Burgess*, Stockport, general dealer.—*Samuel Booth*, Kelsall, joiner.—*Joseph Kay*, St. Martin's Ash, serjeant of the Royal Cheshire Militia.—*John Newton*, Macclesfield, commission agent.—*Samuel Davies*, Meadow-bank, near Winsford, in no business.—*R. Wood*, Smallwood, near Sandbach, shoemaker.—*James Birchenall*, Macclesfield, druggist.—*Wm. Evans*, Liscard, painter.—*T. Bayley*, Congleton, coach builder.—*Arthur Acheson Dobbs*, Parkfield, Birkenhead, commission agent.—*George Hibbard*, Orton, near Birkenhead, general broker.—*Thomas Godfrey*, Liverpool, ship broker.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Wm. Staples Martin*, Old Change, London, merchant, July 24, at Hunter's, 17, Bloomsbury-street: 3s. 3½d. in the pound (in addition to 2s. 3d.).

#### MEETING.

*Louisa Bowes Morgan*, Knightsford-house, New Church, Carmarthenshire, spinster, Aug. 7 at 12, Boar's Head Inn, Carmarthen, sp. affairs.

FRIDAY, JULY 23.

#### BANKRUPTS.

**WILLIAM HAMMER and JOHN HAMMER**, Whitechapel-road, Middlesex, coach makers, July 30 at half-past 11, and September 3 at 12, Court of Bankruptcy, London: Off. Ass. Canner; Sols. Parnell & Co., New Broad-street.—Fiat dated July 22.

**EDWIN CHARLES POWELL**, Hanover-place, Neckinger-road, Bermondsey, Surrey, baker, dealer and chapman, July 30 and Sept. 3 at 11, Court of Bankruptcy, London: Off. Ass. Canner; Sol. Buchanan, Basinghall-street.—Fiat dated July 21.

**GEORGE BROWN**, Southampton, builder, carpenter, dealer and chapman, July 30 at half-past 12, and Sept. 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Newman, Southampton; Braikneridge, Bartlett's-buildings.—Fiat dated July 22.

**STEPHEN KEEN**, Hillingdon, Middlesex, brick maker, dealer and chapman, July 30 at half-past 12, and Sept. 3 at half-past 11, Court of Bankruptcy, London: Off. Ass. Canner; Sols. Newbon & Evans, Doctors'-commons.—Fiat dated July 9.

**JOHN SMITH**, Croydon, Surrey, plumber, glazier, and painter, dealer and chapman, Aug. 3 at 3, and Sept. 4 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Haniland & Co., Bouverie-street, London.—Fiat dated July 21.

**FREDERICK CORNELL**, Halsted, Essex, ironmonger, dealer and chapman, Aug. 6 at half-past 2, and Sept. 7 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hindmarsh & Son, Crescent, Jewin-street, Cripplegate.—Fiat dated July 21.

**HENRY TAMLYN**, Totton, Eling, Hants, coal merchant, dealer and chapman, Aug. 4 at 11, and Sept. 7 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Randall, Southampton; Tilson & Co., Coleman-street.—Fiat dated July 13.

**CHARLES HOUGHTON**, Dudley-grove, Paddington, Middlesex, ironmonger, Aug. 6 at 3, and Sept. 7 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Brady & Son, Staple-inn.—Fiat dated July 21.

**THOMAS HUTCHINS PINDER**, Southampton and Cheltenham, also of Gloucester, tailor and draper, hatter and shoe dealer, dealer and chapman, Aug. 7 and Sept. 8 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Sole & Turner, 68, Aldermanbury; Hardwick & Davidson, Basinghall-street.—Fiat dated July 21.

**THOMAS PERRY**, Elizabeth-place, Westminster-road, Surrey, builder, dealer and chapman, Aug. 7 at 1, and Sept. 8 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Collins & Rigley, 5, Crescent-place, Bridge-street, Blackfriars.—Fiat dated July 21.

**THOMAS MARRIOTT**, Moor-street, Seven-dials, Middlesex, licensed victualler, dealer and chapman, Aug. 4 at 3, and Sept. 8 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Cattlin, Ely-place, London.—Fiat dated July 19.

**JOHN DONALDSON**, Wigton, Cumberland, common brewer, dealer and chapman, Aug. 5 at half-past 10, and Sept. 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Ingledew, Newcastle-upon-Tyne; Lazenby, Wigton; Willis, 11, Staple-inn, London.—Fiat dated July 8.

**CHRISTOPHER MARTIN**, Darlington, Durham, plumber and glazier, Aug. 5 at half-past 12, and Sept. 16 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Newburn, Darlington; Harle, Newcastle-upon-Tyne.—Fiat dated July 15.

**HENRY WANSTALL**, Durham, grocer and tea dealer, Aug. 5 and Sept. 16 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hodge, Newcastle-upon-Tyne; Moor, Durham; Crosby & Compton, Old Jewry, London.—Fiat dated July 16.

**RICHARD RICH**, Bodmin, Cornwall, currier and leather cutter, Aug. 5 and Sept. 2 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Wallis, Bodmin; Turner, Exeter; Stogdon, Southernhay, Exeter.—Fiat dated July 7.

**GEORGE WINNALL**, Worcester, coach builder, Aug. 4 and 31 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Finch, Worcester; Mottram & Knowles, Birmingham.—Fiat dated July 19.

**RICHARD WATKINS and SAMUEL WATKINS**, Manchester, tailors and drapers, (carrying on business under the firm of Watkins & Son), Aug. 3 and 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Clave & Welch, Manchester; Wood & Fraser, Dean-street, Soho, London.—Fiat dated July 13.

**GEORGE WILSON**, Salford, Lancashire, ironfounder, dealer and chapman, Aug. 5 and 27 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, 10, Charlottes-street, Bedford-square, London.—Fiat dated July 14.

**JOHN CORKER WHITTAKER**, Manchester, licensed victualler, dealer and chapman, Aug. 6 and 27 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Fogg, Manchester; Wathen, 18 A, Basinghall-street, London.—Fiat dated July 15.

**WILLIAM FRANCIS WESTALL**, Manchester, hotel keeper, wine and spirit merchant, dealer and chapman, Aug. 3 and 27 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Bagshaw & Co., Manchester; Johnson & Co., Temple.—Fiat dated July 17.

**JOHN JEWRY**, jun., Cardiff, Glamorganshire, boot and shoemaker, Aug. 5 and Sept. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Sabine, Bristol; Trehern & Co., Barge-yard-chambers, London.—Fiat dated July 19.

**GEORGE COOMBS**, Bedminster, Bristol, carpenter and builder, Aug. 6 and Sept. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Sabine, Bristol; Trehern & Co., Barge-yard-chambers, London.—Fiat dated July 13.

**ROBERT KIPPAX**, Colne, cotton spinner, and **JAMES KIPPAX**, Barnley, Lancashire, steam loom overlooker and cotton spinner, (carrying on business together at Primet-bridge, near Colne aforesaid, as cotton spinners and manufacturers of cotton cloth by power, dealers and chapmen, Aug. 3 and 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Alcock & Dixon, Burnley; Cragg & Jeyes, 22, Bedford-row.—Fiat dated July 1.

**THOMAS YATES**, Liverpool, joiner and builder, Aug. 6 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casemore; Sols. Snowball, Liverpool; Johnson & Co., Temple, London.—Fiat dated July 14.

**JOSEPH SMITH**, Kendal, Westmoreland, commission agent, dealer and chapman, Aug. 5 at 12, and Aug. 31 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Hodgson, Bradford; Bond & Barwick, Leeds; Taylor, Nicholas-lane, London.—Fiat dated July 17.

## MEETINGS.

*Thomas Wright*, Derby, cheese factor, Aug. 6 at 11, Exchange-rooms, Nottingham, pr. d.—*Henry Charles Broome*, Lawrence Pountney-hill, London, grocer, Aug. 7 at 12, Court of Bankruptcy, London, last ex.—*Wm. Trench*, Winton, Durham, grocer, Aug. 6 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Wm. Townley*, Little James-street, Bedford-row, Holborn, Middlesex, coach maker, Aug. 13 at 11, Court of Bankruptcy, London, and. ac.—*Thos. George Webb*, Wood-street, Cheapside, London, and Manchester, lace manufacturer, Aug. 13 at half-past 11, Court of Bankruptcy, London, and. ac.—*Thomas Wallis*, Oxford-street, Middlesex, woollen draper, Aug. 13 at 1, Court of Bankruptcy, London, and. ac.—*Wm. S. Brown* the elder and *Wm. S. Brown* the younger, Broad-street, Ratcliff, Middlesex, sail makers, Aug. 13 at 11, Court of Bankruptcy, London, and. ac.—*Edw. Keeler*, Canterbury, dealer in glass, Aug. 13 at 11, Court of Bankruptcy, London, and. ac.—*Wm. Pearce*, Southborough, Kent, dealer and chapman, Aug. 13 at 1, Court of Bankruptcy, London, and. ac.—*Philip Blackmore*, Little James-street, Bedford-row, Middlesex, saddler, Aug. 14 at 12, Court of Bankruptcy, London, and. ac.—*Edward Smith*, Dursley, Gloucestershire, apothecary, Aug. 16 at 11, District Court of Bankruptcy, Bristol, and. ac.—*Richard Kitson*, Cleckheaton, Yorkshire, tow spinner, Aug. 19 at 12, District Court of Bankruptcy, Leeds, and. ac.—*Charles Paddon*, Milner-place, Lower-marsh, Lambeth, and Charlotte-terrace, New-cut, Surrey, clothes salesman, Aug. 13 at 11, Court of Bankruptcy, London, div.—*J. Barwise*, St. Martin's-lane, Middlesex, watchmaker, Aug. 13 at 2, Court of Bankruptcy, London, div.—*Abel Quarterman*, Oxford, breeches maker, Aug. 14 at 11, Court of Bankruptcy, London, div.—*Henry Sidney Brazier*, Oxford, tailor, Aug. 14 at 12, Court of Bankruptcy, London, div.—*Thomas Bourne*, Liverpool, corn factor, Aug. 13 at 12, District Court of Bankruptcy, Liverpool, div.—*Thomas Bointon*, Pickering, Yorkshire, money scrivener, Aug. 19 at 12, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*John Shea*, Aldermanbury, London, woollen warehouseman, Aug. 14 at 12, Court of Bankruptcy, London.—*Wm. Smith Brown* the elder and *Wm. Smith Brown* the younger, Broad-street, Ratcliff, Middlesex, sail makers, Aug. 13 at 11, Court of Bankruptcy, London.—*George Burbidge*, Moor-gate-street, London, auctioneer, Aug. 14 at 11, Court of Bankruptcy, London.—*Henry Morant*, Connaught-terrace, Edgeware-road, Middlesex, fishmonger, Aug. 13 at 12, Court of Bankruptcy, London.—*Charles Vyse*, Ludgate-street, London, straw bonnet maker, Aug. 13 at 11, Court of Bankruptcy, London.—*James Collins* and *John Collins*, Bath, Somersetshire, jewellers, Aug. 17 at 11, District Court of Bankruptcy, Bristol.—*Thomas Herbert*, Brynmaur, Llanelly, Breconshire, grocer, Aug. 13 at 11, District Court of Bankruptcy, Bristol.—*John Burrell*, Wakefield, Yorkshire, surgeon, Aug. 17 at 1, District Court of Bankruptcy, Leeds.—*J. Harland*, Marrick, York-shire, banker, Aug. 17 at 2, District Court of Bankruptcy, Leeds.—*George Frederick Howe*, Chester-place, Kensington, Surrey, merchant, Aug. 13 at 12, Court of Bankruptcy, London.—*James Parker*, Clapham, Surrey, corn

chandler, Aug. 13 at half-past 12, Court of Bankruptcy, London.—*W. H. Noyes*, Longparish, Southampton, relieving officer of the poor for the Longparish District of the Andover Union, Aug. 13 at 12, Court of Bankruptcy, London.—*E. Jones* the younger, Watling-street, London, and Fickford-mills, Hertfordshire, paper manufacturer, Aug. 13 at half-past 2, Court of Bankruptcy, London.—*Philip Blackmore*, Little James-street, Bedford-row, Middlesex, saddler, Aug. 14 at 12, Court of Bankruptcy, London.—*Wm. Beinsbridge*, Corrie-place, Old Kent-road, Surrey, and Lombard-street, Chelsea, Middlesex, grocer, Aug. 13 at 1, Court of Bankruptcy, London.—*Anthony Norvall*, Liverpool, painter, Aug. 13 at 11, District Court of Bankruptcy, Liverpool.—*Richard Wilkin*, Liverpool, agent, Aug. 13 at half-past 11, District Court of Bankruptcy, Liverpool.—*Charles H. Perry*, Liverpool, baker, Aug. 13 at 11, District Court of Bankruptcy, Liverpool.—*John Spray*, Carlton, Gedling, Nottinghamshire, framesmith, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*Thos. Shipman* the younger and *Benj. Shipman*, Nottingham, lace manufacturers, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*James Lee*, Four Oaks, near Sutton Coldfield, Warwickshire, cabinet case maker, Aug. 14 at 12, District Court of Bankruptcy, Birmingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 13.*

*Jas. Henry Mackey*, St. Helen's-place, Bishopsgate-street, London, merchant.—*James Longmors Wilks*, Worcester, tailor.—*Hugh Hill Pacey*, Exeter, builder.—*Wm. Skeler*, Salisbury, Wiltshire, licensed victualler.—*Wm. Thomas*, Treforest, near Cardiff, Glamorganshire, draper.—*John Green*, Park-terrace, Maise-hill, Greenwich, Kent, lodging-house keeper.—*James Tyler*, Worcester, hop merchant.—*Thos. Barraclough*, Halifax, Yorkshire, woollen-cloth manufacturer.

## PARTNERSHIP DISSOLVED.

*Charles Minors Collett*, *George Laurie*, and *Thos. Ay. Attree*, Chancery-lane, Middlesex, attorneys and solicitors, (so far as regards the said Charles Minors Collett).

## SCOTCH SEQUESTRATIONS.

*John Boyd*, Glasgow, dealer in shares.—*Geo. Taylor*, deceased, Aberdeen, porter merchant.—*G. & J. Ireland*, Dundee, merchants.—*Vance & Co.*, Glasgow, and Belfast, Antrim, Ireland, mullin manufacturers.

## INSOLVENT DEBTORS

*Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*George Tuck*, Albany-road, Camberwell, Surrey, clerk to a commission-agent, July 30 at 1, Court of Bankruptcy, London.—*Benj. Rawlance*, Southampton, carpenter, July 30 at 1, Court of Bankruptcy, London.—*Geo. Grimbie*, Richard-st., Limehouse-house-fields, Middlesex, baker, July 30 at 1, Court of Bankruptcy, London.—*Robert Hobden*, Brighton, Sussex, bath keeper, Aug. 12 at 1, Court of Bankruptcy, London.—*Chas. Herring* the elder, Commercial-place, Old Kent-road, Surrey, writer, July 30 at 2, Court of Bankruptcy, London.—*Jas. Upperton*, Harrow-road, Paddington, Middlesex, out of business, July 30 at 2, Court of Bankruptcy, London.—*Jas. Wooster*, Chepping Wycomb, Buckinghamshire, chair maker, July 29 at 11, Court of Bankruptcy, London.—*John Wrensted*, Union-street, Boston-street, Hackney-road, Middlesex, general commission-agent, Aug. 5 at half-past 12, Court of Bankruptcy, London.—*Richard Jennings*, West Ham, Essex, brewer, Aug. 12 at 11, Court of Bankruptcy, London.—*Fred. King*, Brighton, Sussex, perfumer, Aug. 12 at 11, Court of Bankruptcy, London.—*Thos. Pickett*, Reading, Berkshire, working braider, Aug. 12 at 11, Court of Bankruptcy, London.—*Robert Lyggett*, Earsham, Norfolk, blacksmith, Aug. 12 at 11, Court of Bankruptcy, London.—*Jas. Hillyard*, China-walk, Chelsea, Middlesex, retailer of beer, Aug. 12 at half-past 11, Court of Bankruptcy, London.—*Hewry Beedle* the younger, Adelaide-terrace, Ludbury-road, Kensington, Middlesex, plasterer, July 30 at 1, Court of Bankruptcy, London.—*Ed. Adams*, Dean-st., Fetter-lane, London, hair merchant, July 30 at 1, Court of Bankruptcy, London.—*Tom Chas. Waddy*, Albany-road, Barnsbury-park, Islington, Middlesex, salesman to an upholsterer, July 27 at 2, Court of Bankruptcy, London.—*W. Robinson*, Glinton, Northamptonshire, carpenter, July 30 at

2, Court of Bankruptcy, London.—*John Tapp White*, Tyson-st., Church-st., Bethnal-green, Middlesex, baker, July 30 at 1, Court of Bankruptcy, London.—*Jas. Nunn*, Cambridge, baker, July 29 at 2, Court of Bankruptcy, London.—*Mich. Riely*, Rosemary-lane, Whitechapel, Middlesex, dealer in eggs, July 30 at 2, Court of Bankruptcy, London.—*James Slap Gerthson*, Norwich, surgeon, July 29 at 2, Court of Bankruptcy, London.—*Chas. Tumbrose*, Luton, Bedfordshire, straw-plait bleacher, July 29 at 12, Court of Bankruptcy, London.—*George Marshall the elder*, Hornsey, Middlesex, carpenter, July 27 at half-past 12, Court of Bankruptcy, London.—*Jos. Wise*, Warminster, Wiltshire, coach maker, July 29 at 11, Court of Bankruptcy, London.—*Robert Furniss Long*, Royal-hill, Greenwich, Kent, collector, July 29 at 11, Court of Bankruptcy, London.—*Francis Raleigh Grant Smith*, Harwood-st., Camden-town, St. Pancras, Middlesex, clerk in a government office, July 28 at 2, Court of Bankruptcy, London.—*Thos. Eades*, Thundersley, Essex, carrier, July 29 at 12, Court of Bankruptcy, London.—*Wm. Alfred Waddilove*, Margaret-street, Cavendish-square, Middlesex, one of the third class clerks in the Comptroller's Victualling Department, Admiralty Office, Somerset-house, July 29 at 11, Court of Bankruptcy, London.—*Jas. Crouch*, Exeter, hair dresser, Aug. 3 at 11, District Court of Bankruptcy, Exeter.—*Thos. Taylor* the younger, East Chimcock, near Yeovil, Somersetshire, twine spinner, Aug. 3 at 11, District Court of Bankruptcy, Exeter.—*Joshua Brown*, Whitefield, Pilkington, Prestwich cum Oldham, Lancashire, schoolmaster, July 29 at 12, District Court of Bankruptcy, Manchester.—*Abraham Bayley*, Manchester, baker, July 29 at 11, District Court of Bankruptcy, Manchester.—*James Howarth*, Little Bolton, Lancashire, baker, Aug. 3 at 12, District Court of Bankruptcy, Manchester.—*George Archer*, Liverpool, assistant to a butcher, Aug. 4 at 11, District Court of Bankruptcy, Liverpool.—*Patrick Dowdall*, Chester-gate, Macclesfield, Cheshire, confectioner, Aug. 13 at 12, District Court of Bankruptcy, Manchester.—*Wm. Porter*, Walton, Lancashire, plumber, Aug. 4 at 12, District Court of Bankruptcy, Liverpool.—*John Neville*, Pontefract, Yorkshire, grocer, July 27 at 11, District Court of Bankruptcy, Leeds.—*John Smorthit*, Fearley, near Masham, Yorkshire, out of business, July 29 at 11, District Court of Bankruptcy, Leeds.—*Thos. Higley*, Leeds, Yorkshire, commission agent, July 29 at 11, District Court of Bankruptcy, Leeds.—*Hen. Halsey*, Northowram, Halifax, Yorkshire, shopkeeper, July 27 at 11, District Court of Bankruptcy, Leeds.—*Jos. Bird* the younger, Wednesbury, Staffordshire, miner, July 29 at 12, District Court of Bankruptcy, Birmingham.—*Henry Reasonley*, Stainland, Halifax, Yorkshire, woollen manufacturer, July 29 at 11, District Court of Bankruptcy, Leeds.—*Rich. Thorpe*, Eberstone, near Scarborough, Yorkshire, joiner, July 27 at 11, District Court of Bankruptcy, Leeds.—*William Robson*, York, cab driver, July 27 at 11, District Court of Bankruptcy, Leeds.—*Rich. Durnell*, Evesham, Worcestershire, surgeon, July 31 at 11, District Court of Bankruptcy, Birmingham.—*George Cole*, Birmingham, out of business, July 31 at 12, District Court of Bankruptcy, Birmingham.

Wednesday, July 21.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Geo. Betts*, Edward-st., Hampstead-road, Middlesex, medical student: in the Debtors Prison for London and Middlesex.—*John Carter*, Alfred-terrace, Queen's-road, Grange-road, Bermondsey, Surrey, shopman: in the Debtors Prison for London and Middlesex.—*John Hill*, Lower Whitecross-st., Cripplegate, London, undertaker: in the Debtors Prison for London and Middlesex.—*John Dallor*, jun., Scot's-yard, Bush-lane, Cannon-street, London, and Eagle-terrace, City-road, Middlesex, wine merchant: in the Queen's Prison.—*Christ. Musgrave*, Charles-st., Westbourne-terrace, Middlesex, clerk in the General Registry Office, Somerset House: in the Queen's Prison.—*Joseph Welford*, Palace-row, New-road, St. Pancras, Middlesex, auctioneer: in the Queen's Prison.—*Chas. Wise*, Perry-st., Somers-town, St. Pancras, Middlesex, engraver: in the Queen's Prison.—*Daniel Crew*, High-st., Southwark, Surrey, commission agent for the sale of corn: in the Gaol of Surrey.—*Rich. Gaskin*, Dean-street, Fetter-lane, London, boot maker: in the Debtors Prison for London and Middlesex.—*Rich. L. Brewer*, Fenchurch-street,

London, tailor: in the Debtors Prison for London and Middlesex.—*Thos. Williams*, Chester, hair dresser: in the Gaol of Chester.—*Thos. B. Corbett*, Bristol, ship's agent: in the Gaol of Bristol.—*John D. Scott*, Gloucester, brick maker: in the Gaol of Gloucester.—*John Doddsley*, Nottingham, out of business: in the Gaol of Nottingham.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Monday, Aug. 9, at 9.

*Thos. Gee*, Blackfriars-road, Surrey, straw bonnet manufacturer.—*Jas. Knight*, Sarrey-grove, Old Kent-road, Surrey, out of business.—*Thos. James*, Union-passage, Larkhall-lane, Clapham, Surrey, architect.—*Wm. Gibbons*, London-wall, London, boot maker.—*Wm. Brown*, Golden-lane, St. Luke's, Middlesex, carpenter.—*Chas. Hamond*, Three Colt-street, Limehouse, and High-st., Poplar, Middlesex, dealer in British wines.—*Wm. Curman*, Wallington-place, Wandsworth-road, Vauxhall, Surrey, milkman.—*Henry Thomas Lambert*, Chester-terrace, Chester-sq., Fimlico, Middlesex, out of business.—*Edwin Procter*, Princes-st., Cavendish-sq., Middlesex, out of business.—*Rich. H. Claver*, Redhill, near Reigate, Surrey, schoolmaster.

Court-house, EXETER, Devonshire, July 30 at 10.

*Jas. Croden*, Halse, Somersetshire, boot maker.—*John M. Humphry*, Houlton, bicant baker.

Court-house, HERTFORD, (County), Aug. 6, at 10.

*Jas. Pickford*, Hertford, in no employment.—*John Baron*, Hatton, baker.

Court-house, WINCHESTER, Southampton, Aug. 6, at 10.

*Aug. Reese*, Fortsea, surgeon.—*Jas. N. J. Walkis*, Landport, grocer.—*John L. Curroll*, Winchester, tobacconist.—*John D. Leggett*, Landport, newspaper agent.—*B. Green*, Landport, butcher.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Thos. Driskell*, Stonehouse, Devonshire, clerk in Plymouth Dock-yard: 6s. 10d. in the pound, (making 20s. in the pound).—*Wm. Gilder*, Welchpool, Montgomeryshire, captain of the Montgomeryshire militia: 4s. 3½d. in the pound.—*John Sutton*, Marlborough-sq., Chelsea, Middlesex, lieutenant in the army: 5½d. in the pound.—*Fran. M. Turner*, Girtton, Nottinghamshire, half-pay officer of the 7th royal fusiliers: 6s. 4d. in the pound.—*Michael Parker*, Claines, Worcestershire, lieutenant of the militia: 4s. 2d. in the pound.—*Sam. Collins*, Rathbone-pl., Oxford-st., Middlesex, ironmonger: 1s. 1½d. in the pound.—*Duncan Douglass*, Charlotte-st., Whitechapel, Middlesex, baker: 3½d. in the pound.—*John Edwards*, Bishop's Castle, Shropshire, beer seller: 8d. in the pound.—*Wm. F. Wodson*, Cheltenham, Gloucestershire, confectioner: 3s. 9d. in the pound.—*John Dean*, Princes-st., Gate-st., Lincoln's-inn-fields, Middlesex, out of business: 5s. 5d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Thomas William Whitehead, (and not Henry William Whitehead, ante, p. 286), of Rochdale, Lancashire; Edmund Edmonds, of Newent, Gloucestershire.

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# The Jurist

No. 551—VOL. XI.

JULY 31, 1847.

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\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ H. PELLY HINDS, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act. . . .	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARRITT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer . . . .	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, JULY 31, 1847.

WHATEVER may have been the result of the session just expired, with regard to its political legislation, a subject with which we have nothing to do; its career as to legal legislation has been marked principally by two measures,—the Bankruptcy and Insolvency Act and the Trustee Act,—as to the first of which we more than once expressed our opinion while it was before the House, and on both of which we shall now proceed to make a few comments.

And, first, as to the Bankruptcy and Insolvency Act, which, whether useful or useless, is the law under which we must now proceed in matters of bankruptcy jurisdiction. It appears that the whole jurisdiction of the Court of Review is transferred, bodily as it were, to the Vice-Chancellor who shall be appointed for that purpose; the offices of the chief judges and of the other judges of the Court of Review being abolished. But though the court and the offices of its judges are abolished, the persons who now hold office and act in the Court of Review, other, it must be presumed, than the judges, will continue to hold the same and to do the duties thereof in the same way as heretofore; that is, we conclude, it is meant to be said, that the judicial staff of registrars and other officers who now do duty in the Court of Review, will continue their functions in bankruptcy under the direction of the Vice-Chancellor to whom the business in bankruptcy shall be transferred.

We conclude that there will be little, if any, difference in the mode of proceeding in the business hitherto transacted by the Court of Review, beyond a change in the style of the petitions, and such changes of form as are consequent upon that change. A petition will, under the act, we apprehend, be presented, not to the Lord Chancellor, but to the appointed Vice-Chancellor, as the transfer of jurisdiction is in terms to such Vice-

Chancellor as shall be appointed; and it will, we conceive, be properly intitled "in bankruptcy" simply, instead of "in the Court of Review." At present, it will be recollected, that affidavits in bankruptcy are still made in the third person, whereas affidavits in chancery are, under the 126th Order of May, 1845, to be taken in the first person. We apprehend, that, notwithstanding the transfer of the jurisdiction to the Court of Chancery, affidavits in bankruptcy will still continue to be taken in the third person, under the 3rd section of the 10 & 11 Vict. c. 102, by which it is enacted, "That all laws, orders, and authorities touching the practice and manner of proceeding in the said Court of Review, and appealing to and from the said Court, shall continue in force and be applicable to the jurisdiction of the said Vice-Chancellor so appointed."

In truth, so far as regards the bankruptcy business hitherto transacted in the Court of Review, which is the only part of the act we shall at present comment upon, it would seem that the act intends to make no alteration whatever in the nature of the business to be transacted, or in the mode of transacting it, except as we have already observed, in so far as the style of the Court will be altered.

The effect of the Trustees Act will be much wider, and, as we conceive, will be productive of extensive benefit and convenience to a very large class of persons. Hitherto, as it is well known, no trust monies could be administered under the direction of the Court of Chancery, without the entire process of a Chancery suit; we except, of course, the single instance of legacies payable into court under the 36 Geo. 3, c. 52, which, however, can hardly be called, in practice, an administration of trust monies. But in reference to those vast masses of property which are settled or bequeathed in trust, upon trusts which, however originally simple, so continually become, by the change of



circumstances, onerous to the trustees, or unfit to be left in the hands of the trustees, there is no access to the protection and guidance of the Court of Chancery, except through the tedious and expensive machinery of bill and answer, probably evidence, one or more references to the Master, &c.

The new act is, in its most material provisions, extremely short. It is enacted, first, "That all trustees, executors, administrators, or other persons, having in their hands any monies belonging to any trust whatsoever, or the major part of them, shall be at liberty, on filing an affidavit shortly describing the instrument creating the trust, according to the best of their knowledge and belief, to pay the same, with the privity of the Accountant-General of the High Court of Chancery, into the Bank of England, to the account of such Accountant-General in the matter of the particular trust (describing the same by the names of the parties, as accurately as may be, for the purpose of distinguishing it), in trust to attend the orders of the said court; and that all trustees or other persons having any annuities or stock standing in their name in the books of the Governor and Company of the Bank of England or of the East India Company, or South Sea Company, or any government or parliamentary securities standing in their names, or in the names of any deceased persons of whom they shall be personal representatives, upon any trusts whatsoever, or the major part of them, shall be at liberty to transfer or deposit such stocks or securities into or in the name of the said Accountant-General, with his privity, in the matter of the particular trust, (describing the same as aforesaid), in trust to attend the orders of the said court; and in every such case the receipt of one of the cashiers of the said bank for the money so paid, or, in the case of stocks or securities, the certificate of the proper officer, of the transfer or deposit of such stocks or securities, shall be a sufficient discharge to such trustees or other persons for the money so paid, or the stocks or securities so transferred or deposited."

Secondly, "that such orders as shall seem fit shall be from time to time made by the High Court of Chancery in respect of the trust monies, stocks, or securities so paid in, transferred, and deposited as aforesaid, and for the investment and payment of any such monies, or of any dividends or interest on any such stocks or securities, and for the transfer and delivery out of any such stocks and securities, and for the administration of any such trusts generally, upon a petition to be presented in a summary way to the Lord Chancellor or the Master of the Rolls, without bill, by such party or parties as to the Court shall appear to be competent and necessary in that behalf, and service of such petition shall be made upon such person or persons as the Court shall see fit and direct; and every order made upon any such petition shall have the same authority and effect, and shall be enforced and subject to rehearing and appeal, in the same manner as if the same had been made in a suit regularly instituted in the court; and if it shall appear that any such trust funds cannot be safely distributed without the institution of one or more suit or suits, the Lord Chancellor or Master of the Rolls may direct any such suit or suits to be instituted."

The effect of these clauses would seem to be, that wherever there are trust funds, (consisting of money, funds, or stock of the kind described), and wherever the parties desire the protection of the Court, the trustees may secure such funds in court by a simple payment or transfer; and that any questions relating to the administration of the trusts may be disposed of on petition, unless the Court shall require a suit. Of course the act does not apply to any case where the cestui que trust claims in invitum against the trustees, as for a breach of trust. But multitudes of cases which can now only be disposed of by suit, will be dealt with upon petition. At present, the general rule is, if there is any question upon the construction of the instrument of trust, there must be a bill. Henceforth, we apprehend, the course will be to go as far as possible in deciding questions on petition, and that it will only be in extreme cases that a suit will be directed. The cases of *Stiffe v. Everitt* (1 My. & C. 37) and *Story v. Tonge*, (7 Beav. 91) may, perhaps, be referred to, by way of illustration. In those cases the Court refused to decide on petition; such cases might, we conceive, under the 10 & 11 Vict. c. 96, be decided on petition.

### Correspondence.

#### PATENT—NOVELTY OF INVENTION.

TO THE EDITOR OF "THE JURIST."

50, Chancery-lane, July 26th, 1847.

Sir,—In your notice of my work on the Specification of a Patent, you state it to be perfectly immaterial as to the legal effect of user upon a subsequent patent, that the method of practising the invention should be publicly known, provided the invention be used, and its produce sold. You speak of this as "perfectly settled law," and quote *Wood v. Zimmer* and *Tennant's case* in support of this view. Now, all I propose to say at present is, that this broad assertion is not borne out by these cases.

In *Wood v. Zimmer* the patentee had himself previously sold the produce of the invention, and on this ground his subsequent patent was declared void. Baron Parke, alluding to this case in *Morgan v. Smead*, said, "If the inventor could sell his invention, keeping the secret to himself, and, when it was likely to be discovered by another, take out a patent, he might have, practically, a monopoly for a much longer period than fourteen years." "The law so laid down" (said the same judge) "appears to be founded in reason." But this does not go the length of affirming your proposition, that a public sale, under any circumstances, "is sufficient to invalidate a subsequent patent." It does not reach the point, that, in any conceivable case, the question as to the mode of practising the invention is "perfectly immaterial."

Then, again, as regards *Tennant's case*, the material fact is, that Tennant derived from another the invention alleged to be his own, which fact alone was destructive of his patent right. And there is ample room for questioning whether the evidence adduced, irrespective of that fact, would have negatived his claim on the ground of previous public user, since it only proved that one firm (consisting of three persons) and their two servants knew how to use the invention, and they kept it a secret, the rest of the trade not being able, for aught that appeared in evidence, to discover the process. It may be doubted whether this

could be called public knowledge "sufficient to invalidate a subsequent patent."

In Webster's Reports of Patent Cases, (p. 245), the point is thus adverted to in a note. After mentioning the propriety of the nonsuit, on the ground of the invention having been acquired from another, the author says, "On the other ground of nonsuit, the secret user before the patent, considerable difficulty exists. *The authority of Tennant's case, in respect of this objection, must not be too implicitly relied on.*"

Instead of offering any observations of my own, I will now simply refer you, without comment, to a long note at pp. 718—720 of the same work, in which, at p. 720, the author says, "It would appear, on principle and on reason, that the knowledge of an invention which is to vitiate letters patent must be such knowledge, or such means of knowledge, as will teach others to practise the invention."

And, again, I will refer you to the remark of Lord Chief Justice Gibbs, in *Wood v. Zimmer*, on the question of novelty, quoted by Hindmarsh, (p. 113). "Some things are obvious as soon as they are made public. Of others the scientific world may possess itself by analysis. *Some inventions almost baffle discovery.* But, to entitle a man to a patent, the invention must be new to the world," (that is, to the persons addressed in the specification).

It may be suggested, from this language, that the term "inventor" in a practical sense, is not necessarily to be withheld from the man who merely removes the existing impediment to public knowledge of the art of practising an invention, by making public that which before was secret; since he may, in this manner, be said to furnish an adequate legal consideration for the grant of letters-patent.

I trust, Sir, it will thus appear that the two cases referred to, are not to be taken as conclusive of the point in support of which they have been cited.

I am, Sir,  
Your obedient servant,  
WILLIAM SPENCE.

If the important question at issue between us and Mr. Spence were settled in accordance with that gentleman's argument, the policy of the Statute of Monopolies would be evaded, and judges and juries would have a most difficult task imposed upon them. Mr. Spence's position is, that no public sale or use of an invention prior to the sealing of the letters-patent will invalidate the grant, unless the public use is such as might enable competent witnesses to understand the true practical nature of the invention. "Competent witnesses" are persons conversant with the branch of manufacture most nearly allied to the given invention, and their competency consists in practical knowledge,—not in sagacity or acuteness. The most "competent" witness might say, without derogation, "Davius sum, non Œdipus." But a Davus could not discover the secret of a thimble-rig. The witness being selected solely for his knowledge, his power of penetration may be a maximum or a minimum:—by what standard is the jury to be guided? We knew an accomplished analyst who was puzzled by many of the conundrums in the shape of "questions in simple equations" which schoolboys ordinarily resolve with ease. The Rosetta Stone "published" the secret of the hieroglyphics to Champollion and Young,—were they merely competent witnesses? Mr. Spence's doctrine would impose upon juries the task of resolving a question as indeterminate as the length of the Chancellor's foot. We think it is not sanctioned by the authorities.

In *Wood v. Zimmer*, (Holt, 58), the patentees had in their specification withheld some useful information, and they had sold the product before the grant of the patent, but not so as to enable any one to guess at the

nature of the process. The patent was held void on both grounds. Gibbs, C. J., said, "With respect to the second objection, the question is somewhat new. Some things are obvious as soon as they are made public; of others, the scientific world may possess itself by analysis. *Some inventions almost baffle discovery.* But to entitle a man to a patent, the invention must be new to the world. The public sale of that which is afterwards made the subject of a patent, *though sold by the inventor only, makes the patent void.*" Here, so far from relying on the peculiarity of the prior sale having been by the inventor himself, the judge expressly decided the point in spite of that circumstance. His words imply that had the sale been by a stranger, the case would have been stronger against the patent. The proposition on which we insist, is here stated in all its generality. The observations cited from *Morgan v. Seaward* were intended to explain why prior use by the patentee himself should not form an exception to the rule. In *Tennant's case*, the prior secret user had been by third parties, and was expressly made a ground of nonsuit by Lord Ellenborough, with whose authority that of Mr. Webster certainly is not to be put into competition. The decisions in *Wood v. Zimmer* and *Tennant's case* have never been judicially questioned. B.

## London Gazettes.

TUESDAY, JULY 27.

### BANKRUPTS.

- GILBERT DUPLAN, Regent's-place, Westminster, Middlesex, tea dealer and grocer, Aug. 3 at 11, and Sept. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Hill & Matthews, St. Mary-axe.—Fiat dated July 19.
- JOHN KIRKLAND, New-street, Covent-garden, Middlesex, grocer, Aug. 3 at half-past 11, and Sept. 6 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Scargill, Hatton-court, Threadneedle-street.—Fiat dated July 24.
- THOMAS PRIESTLEY, Bedford, grocer, Aug. 3 at 12, and Sept. 6 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Wilde & Co., College-hill.—Fiat dated July 26.
- GEORGE WESTRIP, St. Peter-street, Newington, Surrey, cab master, dealer and chapman, Aug. 6 at half-past 11, and Sept. 6 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Nind, Nicholas-lane, Lombard-st.—Fiat dated July 23.
- JOHN STUBBING ARCHER, Paternoster-row, London, tallow chandler and melter, dealer and chapman, Aug. 7 at 3, and Sept. 14 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Dickson & Overbury, Frederick's-place, Old Jewry.—Fiat dated July 23.
- CHARLES BURT, Lower Mitcham, Surrey, chemist, Aug. 9 at 11, and Sept. 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Gooday, South-square, Gray's-inn.—Fiat dated July 26.
- FREDERICK WIGGINS, Union-street, Bridge-st., Blackfriars, London, horse contractor, dealer and chapman, Aug. 9 and Sept. 14 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Shuttleworth, 2, Field-court, Gray's-inn.—Fiat dated July 26.
- WILLIAM JACKSON, Tranmere, Cheshire, joiner and builder, Aug. 6 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Payne, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated July 19.
- JOHN HENRY DENNER, Nottingham, pawnbroker, dealer and chapman, Aug. 6 and Sept. 24 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated July 19.
- FREDERICK CHARLES HUSENBETH, Bristol, wine and spirit merchant, Aug. 9 at 12, and Sept. 7 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acreman; Sols. Callender, Bristol; Wiglesworth & Co., 5, Gray's-inn-square, London.—Fiat dated July 23.

**HENRY EVANS**, Heanor, Derbyshire, builder, wheelwright, brick maker, dealer and chapman, Aug. 6 at 10, and Sept. 24 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Rickards & Son, Alfreton; Bromley & Co., South-square, Gray's-inn, London.—Fiat dated July 23.

**DAVID WATKINS**, Abergavenny, Monmouthshire, shoemaker, hat dealer, and saddler, dealer and chapman, Aug. 13 at 11, and Sept. 10 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Hinton, Bristol.—Fiat dated July 14.

**JOHN GALE**, Live Oaks Farm, Chapel-hill, and Chepstow, Monmouthshire, wine and spirit merchant, Aug. 10 and Sept. 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ray & Co., Bristol.—Fiat dated July 17.

**GEORGE HENWOOD**, Leeds, Yorkshire, carver and gilder, dealer and chapman, Aug. 14 and Sept. 4 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfield; Sols. Cariss, Leeds; Williamson & Co., Great James-street, London.—Fiat dated July 22.

#### MEETINGS.

*J. Robinson* and *Thos. Twilley*, Leeds, York, share brokers, Aug. 17 at 11, District Court of Bankruptcy, Leeds, pr. d.—*W. Cooper*, Kidderminster, Worcester, carpet manufacturer, Aug. 10 at 11, District Court of Bankruptcy, Birmingham, ch. ass.—*J. C. Morris*, Curtain-road, Shoreditch, Middlesex, cabinet maker, Aug. 6 at 2, Court of Bankruptcy, London, last ex.—*F. Kesteven*, Camden-st., Camden-town, Middlesex, Aug. 14 at 11, Court of Bankruptcy, London, last ex.—*Th. Cox*, Manchester, wine and spirit merchant, Aug. 9 at 12, District Court of Bankruptcy, Manchester, last ex.—*Edward Ward*, Medbourn, Leicester, corn dealer, Aug. 21 at 12, District Court of Bankruptcy, Birmingham, last ex.—*J. Hitchins*, Chichester-place, Gray's-inn-road, and Upper Whitecross-st., Middlesex, leather seller, Aug. 18 at 12, Court of Bankruptcy, London, aud. ac.—*C. H. Perry*, Liverpool, baker, Aug. 17 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 20 at 11, div.—*J. B. Morris*, Kingston-upon-Hull, boot and shoe maker, Aug. 18 at 11, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Aug. 25 at 11, div.—*Richard Henry Hartley*, Halifax, York, stock broker, Aug. 17 at 10, District Court of Bankruptcy, Leeds, aud. ac.; Aug. 19 at 10, div.—*G. H. Lupton*, Leeds, York, flax spinner, Aug. 26 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Taylor*, Huddersfield, York, commission agent, Aug. 17 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Aug. 19 at 11, div.—*R. Bosustow*, Redruth, Cornwall, grocer, Aug. 18 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Aug. 19 at 11, div.—*Wm. Cameron*, Newcastle-upon-Tyne, confectioner, Aug. 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Aug. 19 at 11, fin. div.—*J. M. Vaughan*, Bristol, builder, Aug. 19 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*W. R. Vaughan*, Bristol, builder, Aug. 19 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.—*J. Vowles*, Compton Bishop, Somerset, teazle dealer, Aug. 23 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*C. B. Reynolds*, Devizes, Wilts, tailor, Aug. 23 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.—*C. Brooks*, Vine-yard, Lant-st., Surrey, carman, Aug. 17 at half-past 2, Court of Bankruptcy, London, div.—*Thomas Tomkinson*, Leek, Stafford, tanner, Aug. 19 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and fin. div.—*Wm. Wilks Blackett*, *R. Thackray*, and *R. Tennant*, Manchester, cloth merchants, Aug. 19 at 11, District Court of Bankruptcy, Leeds, div.—

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Sidney Nelson*, New Bond-street, Middlesex, music seller, Aug. 18 at half-past 12, Court of Bankruptcy, London.—*S. Bradley*, Mark-lane, London, corn factor, Aug. 18 at 11, Court of Bankruptcy, London.—*J. Humphrey*, North Walsham, Norfolk, grocer, Aug. 18 at 1, Court of Bankruptcy, London.—*Ch. Brooks*, Vine-yard, Lant-st., Surrey, carman, Aug. 18 at 12, Court of Bankruptcy, London.—*James Caleb Whittenbury*, Blackheath-hill, Greenwich, Kent, builder, Aug. 18 at half-past 1, Court of Bankruptcy, London.—*G. Horne* and *A. M. Burghes*, Cheapside, London, booksellers, Aug. 18 at 11, Court of Bankruptcy, London.—*J. Prosser*, Piccadilly,

Middlesex, goldsmith, Aug. 18 at 11, Court of Bankruptcy, London.—*R. Bosustow*, Redruth, Cornwall, grocer, Aug. 17 at 11, District Court of Bankruptcy, Exeter.—*John Harvey Lisheard*, Cornwall, assayer, Aug. 17 at 11, District Court of Bankruptcy, Exeter.—*F. Williams*, Harnshead, Woolston, Stafford, grocer, Aug. 19 at 12, District Court of Bankruptcy, Birmingham.—*Arthur Bentley*, Bury, Lancaster, iron founder, Aug. 24 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 17.*

*Thos. Wright*, Birkenhead, Cheshire, ironmonger.—*Erson G. Muddock*, Clerkenwell-green, Middlesex, glass cater.—*Rob. Law*, Bristol, ironmonger.—*Wm. Sargison*, Bury, Lancashire, joiner.—*Jos. Wilkinson*, Birkenhead, Cheshire, builder.—*Antonio H. Lafaryus*, Gould-sq., Crutched-frian, London, ship owner.—*Hen. Pace*, St. Michael's-alley, Cornhill, London, general merchant.

#### FIATS ANNULLED.

*Edw. Menard* and *John Hudson*, Sunderland, Seaham, and Hartlepool, Durham, and Newcastle-upon-Tyne, merchants.—*Wm. Bull*, Little Love-lane, Wood-street, London, stock manufacturer.

#### PARTNERSHIP DISSOLVED.

*Chas. H. Smith*, Duke-st., Manchester-sq., and *John H. Jones*, Queen's-road, St. John's-wood, Middlesex, sturms and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Horatio Nelson* and *Alex. Wilkie*, Edinburgh, booksellers.—*Jas. Steel*, Stockbridge, Edinburgh, spirit dealer.—*Lewis Victor Flatow*, Edinburgh, merchant.—*Wm. Boyd*, Glasgow, horse dealer.—*Allan Stewart*, Glasgow, ship chandler.—*Alex. Speirs*, Glasgow, manufacturer.—*John Low*, dec., Elton, writer.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*David Southon* the elder, Shalford, Surrey, carrier, July 30 at 1, Court of Bankruptcy, London.—*Bloomfield Sewell*, Bungay, Suffolk, auctioneer's clerk, July 30 at 12, Court of Bankruptcy, London.—*Wm. Hen. Showring*, Great Cambridge-street, Hackney-road, Middlesex, health rug manufacturer, July 30 at 12, Court of Bankruptcy, London.—*Woolf Cohen*, Portsea, Hampshire, out of business, July 30 at half-past 1, Court of Bankruptcy, London.—*Jas. Cole*, Sineathwick, near Birmingham, Staffordshire, clerk or agent to a railway contractor, Aug. 12 at 2, Court of Bankruptcy, London.—*John Slater*, Thaxted, Essex, excise officer, Aug. 12 at 1, Court of Bankruptcy, London.—*Thos. Sertain*, Southsea, Portsea, Southampton, baker, Aug. 12 at 11, Court of Bankruptcy, London.—*Rob. Wm. Reeves* the younger, Healy's-place, Old Kent-road, Surrey, boot maker, Aug. 12 at 11, Court of Bankruptcy, London.—*John C. Grindley*, Eastcote-lane North, Pimlico, Middlesex, out of business, Aug. 12 at 11, Court of Bankruptcy, London.—*Chas. Carnell*, Coxford, near Southampton, Hampshire, cordwainer, Aug. 12 at 1, Court of Bankruptcy, London.—*Henry Slater*, Petworth, Sussex, butcher, Aug. 12 at 1, Court of Bankruptcy, London.—*John Worraker*, Burnham, Essex, carrier, Aug. 12 at 12, Court of Bankruptcy, London.—*Benjamin Broadbridge* the younger, Brighton-place, North Brixton, Surrey, surveyor, Aug. 12 at half-past 11, Court of Bankruptcy, London.—*John W. Bartlett*, St. Giles, Oxford, baker, Aug. 12 at half-past 11, Court of Bankruptcy, London.—*John Mackrow*, St. Ann's-place, Limehouse, Middlesex, cooper, July 30 at half-past 1, Court of Bankruptcy, London.—*Jas. Dawson*, York-st., Westminster, Middlesex, coach builder, July 30 at 1, Court of Bankruptcy, London.—*Jos. Hartley*, High-st., Notting-hill, St. Mary Abbott's, Kensington, Middlesex, tailor, July 30 at 1, Court of Bankruptcy, London.—*Edw. Cogdon*, Old-st., St. Luke's, Middlesex, tailor, July 30 at 12, Court of Bankruptcy, London.—*Samuel Res*, Liverpool, plumber, Aug. 6 at 11, District Court of Bankruptcy, Liverpool.—*George Whitmore*, Sherborne, Dorsetshire, farmer, Aug. 19 at 1, District Court of Bankruptcy, Exeter.—*George R. Nicholls*, Appledore, Northam, Devonshire, painter and glazier, Aug. 5 at 1, District Court of Bankruptcy, Exeter.—

*George Watson*, Aldbrough, Holderness, Yorkshire, brewer; Aug. 4 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Robert Cotworth*, Kingston-upon-Hull, joiner, Aug. 4 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Robert Cant*, Hulme, Manchester, joiner, Aug. 6 at 12, District Court of Bankruptcy, Manchester.—*John Brooklesby*, Derby, licensed victualler, Aug. 6 at 10, District Court of Bankruptcy, Nottingham.—*David Jones*, Meliden, Flintshire, publican, Aug. 4 at 11, District Court of Bankruptcy, Liverpool.—*John Edmund McCabe*, Liverpool, cordwainer, Aug. 4 at half-past 11, District Court of Bankruptcy, Liverpool.—*Morris Parry*, Criocieth, near Tremadoc, Carnarvonshire, clerk in holy orders, Aug. 3 at 11, District Court of Bankruptcy, Liverpool.

Saturday, July 24.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Joseph Henry Keeble*, Upper Belgrave-place, Fimlico, Middlesex, architect, No. 68,221 C.; *Thomas Horner*, assignee.—*Ed. Osborn*, Wood Newton, near Wansford, Northamptonshire, baker, No. 68,226 C.; *Thomas Jelley*, assignee.—*Jas. Greenwood*, Beoston Royds, Yorkshire, cloth manufacturer, No. 68,237 C.; *David Newton*, assignee.—*William Dinwain*, Durham, joiner, No. 68,253 C.; *Wm. Henry Welford*, assignee.—*Jonathan Elstob*, Houghton-le-Spring, Durham, joiner, No. 68,288 C.; *Ralph Wylam*, assignee.

Saturday, July 24.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Charles Brake*, Canterbury-place, Walworth, Surrey, licensed preacher: in the Queen's Prison.—*Henry Bourchier*, Halsey-terrace, Cadogan-st., Sloane-st., Chelsea, Middlesex, rear admiral, Royal Navy: in the Queen's Prison.—*J. Alex. Ramage*, Clarence-st., Rotherhithe, Surrey, out of employment: in the Gaol of Surrey.—*Hen. Griffiths*, Neath, Glamorganshire, woollen draper: in the Gaol of Cardiff.—*Ed. Harding*, Liverpool, bookkeeper: in the Gaol of Liverpool.—*John Stockham*, Bristol, marble mason: in the Gaol of Bristol.—*Wm. Whitaker*, Hallhead, Wiltshire, near Blackburn, Lancashire, farmer: in the Gaol of Lancaster.—*Wm. Nissey*, Bootle-lane, Kirkdale, Liverpool, shopman to tailors: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Tuesday, Aug. 10, at 9.

*Wm. Collins*, Great Castle-st., Regent-st., Middlesex, coffee-house keeper.—*John Coman Savory*, Brewer-st., St. Pancras, Middlesex, baker.—*Joseph Knight*, Brown-street, Bryanstone-square, Middlesex, waiter.—*William Elsworth*, Old Bailey, London, out of business.—*Wm. Pennock*, Old Bailey, London, out of business.—*George Howell Symons*, Ebenezer-place, East India-road, Middlesex, out of business.—*Wm. Jas. Day*, Loughborough-street, Upper Kennington-lane, Surrey, overseer in a printing establishment.—*William Boulton Pickering*, Trinity-square, Southwark, Surrey, out of business.—*Henry Hart Davis*, Bury-st., St. James, Middlesex, general agent.—*Henry Lawrence Tobias Tschudy Von Uster*, Bloomsbury-square, Middlesex, professor of the German language and literature at the College of Civil Engineers, Putney, Surrey.

Adjourned.

*Daniel Gibson*, Hill-street, Montpelier-square, Brompton, Middlesex, not in any business.—*Ed. Wright*, Thayer-street, Manchester-square, Middlesex, house agent.

FRIDAY, JULY 30.

BANKRUPTS.

*HENRY JOHN BELLARS*, Whittlesea, Cambridgeshire, money scrivener, Aug. 9 at half-past 1, and Sept. 10 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Jaques & Co., 8, Ely-place, Holborn.—Fiat dated July 27.  
*JAMES RICHARDSON*, Union-street, Spitalfields, Middlesex, glass, china, and earthenware dealer, Aug. 14 at 1, and Sept. 15 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Tayler, Church-street, Spitalfields.—Fiat dated July 29.

*ROBERT HAYLOCK*, Cambridge, chemist and druggist, and share broker, dealer and chapman, Aug. 14 at 11, and Sept. 14 at 3, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilkin & Co., 8, Farnival's-inn, Holborn.—Fiat dated July 24.

*WILLIAM CHILD*, Sun-street, Bishopsgate-street, London, shoe mercer, dealer and chapman, Aug. 14 at 12, and Sept. 15 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Randal, 14, Tokenhouse-yard, Lothbury.—Fiat dated July 29.

*THOMAS PARSONS*, Maidstone, Kent, licensed victualler and butcher, dealer and chapman, Aug. 9 and Sept. 14 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Chidley, Guildhall-chambers, Basinghall-street.—Fiat dated July 27.

*TIMOTHY LEEK*, Woodbridge, Suffolk, basket maker, Aug. 9 at 2, and Sept. 14 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Wood & Son, Woodbridge, Suffolk; Wright & Kingsford, 23, Essex-st., Strand.—Fiat dated July 16.

*JOSEPH SMITH*, Ashton in Mackerfield, Lancashire, cotton spinner, dealer and chapman, Aug. 10 at 11, and Sept. 3 at 1, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Minhall, Liverpool; Vincent, Temple, London.—Fiat dated July 21.

*WILLIAM HULME* and *THOMAS BRAGGARD*, Liverpool, rope manufacturers, dealers and chapmen, Aug. 13 and Sept. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Dodge, Liverpool; Bridger & Co., London-wall, London.—Fiat dated July 20.

*MICHAEL M'ARDLE*, Liverpool, grocer, Aug. 13 and Sept. 3 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Norris, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated July 17.

*RE JESSE MILLS*, (trading under the name of Jesse Mills), Didmarton, Gloucestershire, draper, silk mercer, grocer, and hop merchant, dealer and chapman, Aug. 13 and Sept. 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Brittan, Bristol.—Fiat dated July 17.

MARRIAGES.

*William Palfrey* the elder, Tysson-place, Kingsland-road, Middlesex, builder, Aug. 10 at 12, Court of Bankruptcy, London, last ex.—*Edward Marshall*, Clifton-street, Sun-street, Finsbury, Middlesex, pewterer, Aug. 10 at half-past 2, Court of Bankruptcy, London, last ex.—*Fergus Macqueen*, Leadenhall-street, London, merchant, Aug. 23 at 1, Court of Bankruptcy, London, last ex.—*Wm. Fugler*, Lawrence-lane, Chapside, London, Manchester warehouseman, Aug. 20 at 11, Court of Bankruptcy, London, and. ac.—*Jas. Mathew*, Carshalton, Surrey, linen draper, Aug. 24 at 1, Court of Bankruptcy, London, and. ac.—*Geo. Baker*, Ludgate-hill, London, grocer, Aug. 24 at 12, Court of Bankruptcy, London, and. ac.—*T. Winfield*, Bristol, potter, Aug. 26 at half-past 11, District Court of Bankruptcy, Bristol, and. ac.—*Daniel White*, Bristol, potter, Aug. 26 at 11, District Court of Bankruptcy, Bristol, and. ac.—*R. E. Huntley*, Newcastle-upon-Tyne, wine merchant, Aug. 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Carr Petrie*, Bedlington, Durham, miller, Aug. 26 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*John Jedd*, Stenwardine-in-the-Fields, Baschurch, Shropshire, grocer, Aug. 21 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Hugh Parker*, Offley Shore, John Brewen, and John Rodgers, Sheffield, Yorkshire, bankers, Aug. 20 at 11, District Court of Bankruptcy, Sheffield, and. ac.; Aug. 27 at 11, div. sep. est. of *H. Parker*, John Brewen, and John Rodgers.—*Thos. Walks*, Oxford-street, Middlesex, woollen draper, Aug. 23 at 11, Court of Bankruptcy, London, div.

CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Edw. Palmer*, Great Surrey-st., Blackfriars-road, Surrey, agricultural agent, Aug. 20 at half-past 12, Court of Bankruptcy, London.—*Wm. Sims*, Great Queen-st., Lincoln's-inn-fields, Middlesex, coach maker, Aug. 21 at half-past 1, Court of Bankruptcy, London.—*Jas. Rumsey*, Lansdowne-villas, Fulham-road, Middlesex, drysalter, Aug. 20 at 2, Court of Bankruptcy, London.—*John Evans*, Pump-row, Old-street-road, Middlesex, paper stainer, Aug. 20 at half-past 11, Court of Bankruptcy, London.—*John Morris*, Crown-

street, Finsbury, and Old-st., St. Luke's, Middlesex, leather seller, Aug. 20 at 12, Court of Bankruptcy, London.—*Jan. Mathew*, Croydon, Surrey, linen draper, Aug. 24 at 1, Court of Bankruptcy, London.—*Thos. Evans*, Bath and Bristol, stock broker, Aug. 24 at 11, District Court of Bankruptcy, Bristol.—*Fred. Berner*, West Kirby and Birkenhead, Cheshire, tea dealer, Aug. 27 at 11, District Court of Bankruptcy, Liverpool.—*John Walford*, Stamford, Lincolnshire, innkeeper, Aug. 27 at 11, District Court of Bankruptcy, Nottingham.—*Chas. Samson*, Chorlton-upon-Medlock, Lancashire, brewer, Aug. 27 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 20.

*Hen. W. Blackburn*, Bradford, Yorkshire, out of business.—*Peter Burns* the younger, Liverpool, bookseller.—*Samuel Grooms*, Whitechurch, Shropshire, auctioneer.— *Jas. Andrews*, Binstead, Isle of Wight, Hampshire, miller.—*W. H. Bonds*, Creek-road, Deptford, Kent, licensed victualler.—*Fred. H. Cawston*, Earl's Colne, Essex, plumber.—*Wm. Elliott*, Petworth, Sussex, corn merchant.—*Edw. Smith*, Regent-street, Middlesex, auctioneer.—*Richard Rymer*, Manchester, hotel keeper.—*Louise Roelants*, Argyle-st., Regent-st., Middlesex, milliner.

#### SCOTCH SEQUESTRATIONS.

*Alexander Browns*, dec., Abertay-cottage, near Broughty-ferry, Forfarshire.—*Jas. F. Henderson*, Edinburgh, dealer in shares.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Jos. Davis*, New Gravel-lane, Shadwell, Middlesex, clothes dealer, Aug. 12 at half-past 11, Court of Bankruptcy, London.—*Rob. Reynolds*, Horsham St. Faith's, Norfolk, butcher, Aug. 12 at half-past 12, Court of Bankruptcy, London.—*Jas. Turvell*, Ilkethall, near Bungay, Suffolk, jobbing carpenter, Aug. 12 at 12, Court of Bankruptcy, London.—*Wm. Weedon*, Well-st., Oxford-st., Middlesex, upholsterer, Aug. 12 at half-past 12, Court of Bankruptcy, London.—*Geo. W. Rogers*, Dempsey-st., Commercial-road, Middlesex, out of business, Aug. 12 at 11, Court of Bankruptcy, London.—*John Lynn*, Great Chart-street, East-road, City-road, Shore-ditch, Middlesex, plasterer, Aug. 17 at 11, Court of Bankruptcy, London.—*Daniel Smith*, Thornham, Kent, market gardener, Aug. 17 at 11, Court of Bankruptcy, London.—*John Tyce*, Denes of Great Yarmouth, Norfolk, bricklayer, Aug. 11 at 2, Court of Bankruptcy, London.—*Edm. Johnson* the elder, Gosberton, Lincolnshire, out of business, Aug. 11 at 2, Court of Bankruptcy, London.—*Jas. P. Bright*, Strand, Middlesex, and Northampton-place, Old Kent-road, Surrey, photographic artist, Aug. 5 at 2, Court of Bankruptcy, London.—*William Parker*, Battersea, Surrey, and Field-court, Gray's-inn, Middlesex, attorney at law, Aug. 11 at 2, Court of Bankruptcy, London.—*John Hayeroff*, Southville, Wandsworth-road, Surrey, railway plate layer, Aug. 12 at 2, Court of Bankruptcy, London.—*Wm. S. Barrow*, Claremont-pl., Wandsworth-road, Clapham, Surrey, out of business, Aug. 11 at 2, Court of Bankruptcy, London.—*Francis Smart*, Grafham, Sussex, labourer, Aug. 11 at 2, Court of Bankruptcy, London.—*Chas. Pashley*, Rayleigh, Essex, plumber, Aug. 12 at 1, Court of Bankruptcy, London.—*Wm. Brooker*, Colchester, Essex, shoemaker, Aug. 12 at 11, Court of Bankruptcy, London.—*Saml. Hardy* the younger, Little Baddow, Essex, baker, Aug. 12 at 1, Court of Bankruptcy, London.—*John Spencer Syer*, Ipswich, Suffolk, maltster, Aug. 12 at 2, Court of Bankruptcy, London.—*Jacob Marchant*, York-st., Camden-town, Middlesex, cabriolet proprietor, Aug. 17 at 12, Court of Bankruptcy, London.—*Wm. Lyndon Francis*, Cambridge-place, Middlesex-road, Kingsland, Middlesex, surgeon, Aug. 17 at half-past 12, Court of Bankruptcy, London.—*F. Waghorn*, Water-lane, Tower-st., London, out of business, Aug. 17 at half-past 11, Court of Bankruptcy, London.—*J. Denyer*, Thames-st., St. James, Pool, Dorsetshire, tailor, Aug. 11 at 2, Court of Bankruptcy, London.—*John Brimacombe*, Devonport, Devonshire, butcher, Aug. 10 at 11, District Court of Bankruptcy, Exeter.—*George Goard*, Brixthelmstone, Brighton, Sussex, tapper, Aug. 17 at 12, Court of Bankruptcy, London.—*Robert Johnson*, East Dereham, Norfolk, saddler, Aug. 17 at half-past 12, Court of

Bankruptcy, London.—*A. C. Ross*, Queen's-terrace, Bagnigge-wells-road, Middlesex, out of business, Aug. 12 at 2, Court of Bankruptcy, London.—*Thomas Watson*, Wellingborough, Northamptonshire, victualler, Aug. 12 at 2, Court of Bankruptcy, London.—*Robert Baker*, Stoke Newington-green, Middlesex, labourer, Aug. 12 at 2, Court of Bankruptcy, London.—*Saml. Price* the elder, Kingswinford, Staffordshire, buttry collier, Aug. 5 at 12, District Court of Bankruptcy, Birmingham.—*Charles Shepherd*, Aston, Warwickshire, miniature painter, Aug. 10 at 12, District Court of Bankruptcy, Birmingham.—*Saml. Butler*, Hoveringham, Nottinghamshire, bailiff, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*George Sidwell* the younger, Coventry, Warwickshire, out of business, Aug. 5 at 12, District Court of Bankruptcy, Birmingham.—*Joe. Turner Ellerby*, Dudley, Worcestershire, schoolmaster, Aug. 5 at 12, District Court of Bankruptcy, Birmingham.—*Peter Jones*, Liverpool, joiner, Aug. 11 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Derrick*, Long Ashton, Somersetshire, beer retailer, Aug. 5 at half-past 11, District Court of Bankruptcy, Bristol.—*John Tenswick*, Crosoombe, Somersetshire, out of business, Aug. 5 at 12, District Court of Bankruptcy, Bristol.—*Edwin Parker*, Liverpool, ginger beer manufacturer, Aug. 11 at 11, District Court of Bankruptcy, Liverpool.—*James Cator*, Nottingham, baker, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*John Hughes*, Fronhanog, Llandeulan, Carnarvonshire, miller, Aug. 11 at 12, District Court of Bankruptcy, Liverpool.—*Ed. Furdell*, Market Deeping, Lincolnshire, tailor, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*John Bailey* the elder, Hanging Heaton, near Dewsbury, Yorkshire, shoemaker, Aug. 10 at 11, District Court of Bankruptcy, Leeds.—*T. Wright*, Skeoby, near Richmond, Yorkshire, carpenter, Aug. 10 at 11, District Court of Bankruptcy, Leeds.—*John Wilson*, Glasedale, Yorkshire, cattle salesman, Aug. 10 at 11, District Court of Bankruptcy, Leeds.—*John Potter*, Earlsheaton, near Dewsbury, Yorkshire, blanket manufacturer, Aug. 10 at 11, District Court of Bankruptcy, Leeds.—*Matthew Richardson*, Hangingheaton, near Dewsbury, Yorkshire, labourer, Aug. 10 at 11, District Court of Bankruptcy, Leeds.—*Thos. Bell*, Melbourne, near Pocklington, Yorkshire, shoemaker, Aug. 11 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Thos. Bond*, Kingston-upon-Hull, labourer, Aug. 11 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*George Simpson*, Kingston-upon-Hull, joiner, Aug. 11 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Joe. Kibbourn*, Batley Carr, Yorkshire, weaver, Aug. 5 at 11, District Court of Bankruptcy, Leeds.—*Thos. Biven*, Birmingham, baker, Aug. 5 at 12, District Court of Bankruptcy, Birmingham.—*Ed. Bailey*, Hanging Heaton, near Dewsbury, Yorkshire, weaver, Aug. 5 at 11, District Court of Bankruptcy, Leeds.—*Henry Copley*, Sheffield, hair dresser, Aug. 6 at 10, District Court of Bankruptcy, Sheffield.—*John Remshir*, Hatfield, Yorkshire, machine maker, Aug. 6 at 10, District Court of Bankruptcy, Sheffield.—*Arthur Cullif*, Sheffield, white metal smith, Aug. 6 at 10, District Court of Bankruptcy, Sheffield.—*John Chatswyn*, Balsall-heath, Worcestershire, plumber, Aug. 10 at 10, District Court of Bankruptcy, Birmingham.—*John Belfield*, Ashton-under-Lyne, Lancashire, beer seller, Aug. 10 at 12, District Court of Bankruptcy Manchester.—*Wm. Wilde*, Dukensfield, Stockport, Cheshire, shopkeeper, Aug. 11 at 12, District Court of Bankruptcy, Manchester.—*Joshua Russell*, Chorlton-upon-Medlock, within Manchester, attorney at law, Aug. 11 at 12, District Court of Bankruptcy, Manchester.—*Erasmus Webster*, Chapel-in-le-Frith, Derbyshire, attorney at law, Aug. 10 at 12, District Court of Bankruptcy, Manchester.—*Nicholas Bond*, Little Bolton, Lancashire, counterpane manufacturer, Aug. 10 at 12, District Court of Bankruptcy, Manchester.—*Elisabeth Francis*, Liverpool, publican, Aug. 11 at 11, District Court of Bankruptcy, Liverpool.—*John Marsham Deacon*, Trowbridge, Wiltshire, plumber, Aug. 20 at half-past 11, District Court of Bankruptcy, Bristol.

Wednesday, July 28.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Pyc*, Bollingbroke-road, Battersea, Surrey, furnace at saw mills: in the Gaol of Surrey.—*T. Lowe*, Upper Mitcham,

Surrey, watch maker: in the Gaol of Surrey.—*G. Quambeck*, Old-street, St. Luke, Middlesex, grocer: in the Queen's Prison.—*C. Robinson*, Merton, Surrey, seameller and japanner of leather: in the Queen's Prison.—*A. Oppenheim*, Upper Stamford-street, Waterloo-road, Surrey, commission agent: in the Queen's Prison.—*J. Peter*, Oakley-sq., St. Pancras, Middlesex, builder: in the Queen's Prison.—*John F. Chittenden*, the younger, Temple-street, Queen's-road, Dalston, Middlesex, surgeon: in the Queen's Prison.—*Wm. Baker*, Munster-sq., Regent's-park, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*E. Walker*, Wapping High-street, Wapping, Middlesex, shopman to a grocer: in the Debtors Prison for London and Middlesex.—*Edw. Barton*, Old Ford road, Middlesex, gentleman: in the Debtors Prison for London and Middlesex.—*T. Jarvis*, Wittlebury-st., Easton-sq., and Melton-street, Easton-sq., Middlesex, milkman: in the Debtors Prison for London and Middlesex.—*W. H. Joyner*, Shirley, near Croydon, Surrey, wood dealer: in the Gaol of Surrey.

(On Creditor's Petition).

*C. H. Payne*, Albany-st., Middlesex, barrister-at-law: in the Queen's Prison.

(On their own Petitions).

*B. Potter*, Earlsheston, near Dewsbury, Yorkshire, blanket manufacturer: in York Castle.—*John King*, Henley-upon-Thames, Oxfordshire, coach painter: in the Gaol of Oxford.—*Joe. Crambshaw*, Water Barn, near New Church, Lancashire, grocer: in the Gaol of Lancaster.—*H. W. Hubbard*, Norwich, baker: in the Gaol of Norwich.—*H. D. Mead*, Hulme, Manchester, stock broker: in the Gaol of Lancaster.—*Henry Stretwell Fildes*, Hulme, Manchester, commission agent: in the Gaol of Lancaster.—*Peter Driver*, Bradford, Yorkshire, auctioneer, appraiser, and commission agent: in York Castle.

The following Prisoner is ordered to be brought before the Court, in Portugal-st., on Monday, August 9, at 9.

Adjourned.

*H. Stevens*, Rotherfield-street, Islington, Middlesex, house agent.

MEETING.

*Alex. Rhodes*, Cranage, near Middlewich, Chester, farmer, Aug. 14 at 12, S. and C. Boydell's, Queen-square, Bloomsbury, London, sp. aff.

The Queen has been pleased to appoint William Darnell Davis, Esq., to be Chief Justice, and William Snagg, Esq., to be her Majesty's Attorney-General for the Island of Grenada.

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LONDON, AUGUST 7, 1847.

## THE COUNTY COURTS.

A QUESTION has been raised, but not decided, in the superior courts, with respect to the construction of the County Courts Act, which goes to the very root of the existence of those courts, viz. whether the act does not imperatively require a separate judge to be appointed to each district, and whether, therefore, the judges, appointed as they have been to a circuit of several districts, have, in fact, jurisdiction.

In an able article on the county courts in a cotemporary journal\*, the writer contends, with considerable force, that the objection is valid. If it is, of course all the judgments that have been pronounced by the pretended county courts judges have been so much useless breath, and a healing act will be required next year to establish their validity. But we confess, that, with every disposition to legal refinement, we conceive the objection in question to be rather unsubstantial. The language of the act is, that "there shall be a judge for each district to be created under this act." And the Queen has power to create districts, a power which she has exercised, under the act.

The whole question, as one of construction, turns on the use of the words, "a judge for each district." Do these words mean that each district shall have a separate judge, or do they not merely mean that no district shall be without a judge? Do they mean, that to every district there shall be a distinct judicial man, or only that each shall have a judge, but that one man may be several judges? If the Legislature had meant the former, it may be thought that the words, *a separate judge for each district*, or equivalent words, would have been used. The words actually used are surely

satisfied by appointing a judge to make a circuit through a group of districts; because, if there be no district without a judge belonging to it, there will be a *judge* for each district, though not exclusively for each district.

Taking this view of the construction of the act, all the expressions referring to a district in the singular, which occur in the act, and on which our respected cotemporary relies, to support the objection to the jurisdiction of the county courts, are reconciled with the 3rd clause; when, for instance, it is declared that "the county court may be holden simultaneously in all or any of such districts," that needs not necessarily be understood to mean that there *must* be a separate judge to every district. There must be a county court to each district undoubtedly, and there may be a separate judge to each such court; and if there are several judges, then the several courts *may* be held simultaneously: but it is not to be inferred, because the act provides for the acting of several judges simultaneously, if there shall be several, that, therefore, it imperatively requires that there shall be several.

Again, the provision that no judge shall practise as a barrister within *the district* for which his *court* is holden, is quite consistent with his having several districts under his charge, if we look at the judge not as Mr. A. or Mr. B., but as the judge of a particular county court for the time being. In this view, one man may be several judges,—a state of things of which we have numerous instances in our jurisdiction, and of which a notable instance was, we might say still is, the union in one person of the offices of a judge of the Court of Chancery and a judge of the Court of Bankruptcy. No one ever thought that there was not de facto a chief judge of the Court of Review, because the same person who held that important office, was, at another time, a judge of the Court of Chancery; and yet this is the

\* Law Magazine, August, 1847.

sort of argument which must be used to shew that the present judges of the county courts are not well appointed, if it is to be held, that, because there is not a separate man for the bench of each county court district, there is not a judge for each district.

So much for the technical argument. Let us now look at the substantial objects of the act, and the argument of convenience. The division of the country into districts of moderate extent, for the purpose of county court jurisdiction, is manifestly convenient, in order that each space of country of moderate extent may possess the offices of the court, to which suitors may resort at all times for the transaction of the business preliminary to trial. But it would be of little use to have a judge perpetually accessible, for whose judicial exertions there might not be occupation during a quarter of his time. It may, therefore, and in the common course of things must, be the case, that a separate county court in each district, with its official machinery, will be essential to the beneficial working of the act; but that, on the contrary, a district small enough to meet the wants of the suitors, with reference to the office business of the court, would be a great deal too small to give employment to any one individual as judge. The reading, therefore, that we give to the 3rd section is that which is consistent with the general scope and objects of the act.

We cannot, on this occasion, leave the subject of the county courts, nor shall we probably on any occasion leave it, without urging on the consideration of the Profession the necessity of there being some appeal from those courts. The conflict of decision is already frightful, and must increase, unless there be some superior authority to restrain and regulate the exercise of individual judgment. The mode of appeal to the Common Pleas adopted for the Courts of the Revising Barristers has been found to work excellently; and there seems no reason why it should not apply equally well to the county courts; there can, at any rate, be no great difficulty in devising a method of appealing from the county courts; and without an appeal in some form, it is manifest that these courts will soon incur the loss of all uniformity of law and practice, and with it, the loss of public respect.

#### ATTENDANT TERMS. STATUTE OF LIMITATIONS.

Lord Brougham's act for the abolition of attendant terms, left many of those grotesque retainers of the law in a state of syncope, liable to actual or suppositious resuscitation, (the pleaders have not agreed which), for the succour, in his extremity, of the master whose livery they last wore. But the Court of Queen's Bench has recently laid hold of the Statute of Limitations in order to give the coup de grace to some of these *sermes au bois dormans*. In the case of *Doe v. Jacobs v. Phillips*, decided in last Hilary Term, (16 Law Journ., N. S., Q. B., 269), an action of ejectment was brought upon a satisfied term of years, of which the last assignment had been made in 1767 to a person under whom the lessor of the plaintiff claimed by virtue of limited letters of administration obtained for the

purpose of the action. It is not stated in the report, but must be assumed, that the parties in whose favour the term was assigned, had been in possession from the date of the assignment to within twenty years next before the commencement of the action, and that the defendants were not entitled to the protection of the term. The Court held, that the lessor's title was barred by the Statute of Limitations, (3 & 4 Will. 4, c. 74). Lord Denman, C. J., said, "Under sect. 3 the right would seem to have first accrued in the present instance, when the person through whom the lessor of the plaintiff claims became entitled to possession by virtue of the assignment. If, on the other hand, you make the defendants tenants at will to the lessor of the plaintiff, there has been no demand of possession, and so no right is shewn to recover." Coleridge, J., said, "As soon as it is conceded that the termor has a right to recover without any proceeding preliminary to bringing the action, we must look to see what effect sects. 2 and 3 have upon that right, and I clearly think that the effect is to bar it."

Even if the doctrine of this case were applicable only to satisfied terms of years, it would be very important, because the title to many estates now depends solely on the protection derivable (or which, but for *Doe v. Phillips*, would be derivable) from attendant terms. But the principle of the decision extends to all outstanding legal estates whatever, whether in fee or for years, satisfied or unsatisfied. We think that the decision is most unquestionably erroneous, and, if it is to be sustained, pregnant with the most mischievous consequences. Before we examine the grounds of the doctrine of the Court of Queen's Bench, we will put two cases for the purpose of illustrating its operation.

In December, 1836, an estate was mortgaged in fee to A., who has never been in possession, or received any acknowledgment of his title, and has since been paid off, but has not reconveyed the estate. The mortgage remains in possession until 1843, when he dies, leaving B., his heir, an infant. C. obtains possession, and settling up a plausible title, sells in 1845 to D., who pays his money without notice, and obtains possession. According to *Doe v. Phillips*, the infant, getting in the legal estate, would have had a remedy until December, 1846, but not afterwards, although the whole period of actual dispossession had been only two or three years.

Again, suppose that A., the owner of the fee, makes in 1834 a mortgage by demise, sells to B. in 1835 without giving him notice of the mortgage, and in the same year sells again to C. without notice of B.'s title. B. gets the legal fee and possession; C. pays off the mortgage and obtains an assignment of the term to a trustee. The fraud being discovered, the trustee in 1836 brings ejectment against B., who is turned out, and the land is delivered to C., who remains in possession until 1847, without taking the precaution of sending a written acknowledgment of title to his trustee. In 1847 B. brings ejectment, and, on the authority of *Doe v. Phillips*, turns out C., after twenty years undisturbed possession! For, according to the Court of Queen's Bench, C. was in possession adversely to his trustee, and such possession at the end of twenty years not only barred the trustee's remedy, but extinguished his estate, (3 & 4 Will. 4, c. 27, s. 34). Until the expiration of the twenty years, B., the revivander in fee, could not recover, by reason of the term; his right first accrued in 1846, when the term became extinguished by adverse possession. Thus, the effect of the doctrine in *Doe v. Phillips* is to make the possession of another trust a bar to his trustee for the benefit of an adverse claimant. If this is law, courts of equity must extend their jurisdiction. But we think it is clearly not law.

By the general enactment in sect. 2 of the stat. 3 & 4

Will. 4, c. 27, no action shall be brought to recover land after twenty years from the time when the right to bring such action first accrued. Sect. 3, by way of explanation, gives instances of the first accrual of a right of action under various circumstances. Of these there is only one material to the present discussion:—

“When the person claiming such land or rent, or some person through whom he claims, shall, in respect of the estate or interest claimed, have been in possession or in receipt of the profits of such land, or in receipt of such rent, and shall, while entitled thereto, have been dispossessed, or have discontinued such possession or receipt, then such right shall be deemed to have first accrued at the time of such dispossession or discontinuance of possession, or at the last time at which any such profits or rent were or was so received.”

The possession of *cestui que trust* is the possession of his trustee, for *cestui que trust*, being in possession consistently with the trust, is tenant at the will of the trustee, (4 *Barr. Abr.* 198; *Hard.* 400), and cannot be turned out without a previous demand of possession. (*Right v. Beard*, 13 *East*, 210; *Doc v. Jackson*, 1 *B. & C.* 448; *Res v. Street*, 4 *Nev. & M.* 42). The will or assent of the trustee is implied in the first instance from the nature of the relation between the parties, and on the death either of trustee or of *cestui que trust*, or on a change by any other means of the ownership of either the legal or the equitable estate, the same implication would be made. It follows, that, until the trustee has expressly put an end to the tenancy, his right of action does not accrue.

The 7th section of the Statute of Limitations provides, that, for the purposes of the act, every tenancy at will shall be deemed to have determined, at the latest, within a year after its commencement, except in the case of a mortgagor or *cestui que trust*.

In *Doc v. Phillips* the trustee had done no act to put an end to the tenancy of his *cestui que trust*; and if the action was brought against the *cestui que trust*, that, and that only, was the proper answer to it; but if, as we assume, the action was brought against a person in possession not entitled to the benefit of the term, the plaintiff ought to have succeeded, unless the defendant could shew that no *cestui que trust* had been in possession so as to preserve the trustee's title within the last twenty years, and this was not shewn.

G. S.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 256).

Although, as we have already seen, the Court will award a mandamus to compel the making of rates for the relief of the poor, they will not grant it “to make an equal rate,” without the parties first appealing against it, it being within the jurisdiction of justices of the peace to judge whether a rate is equal, or whether proper persons are put into it. If it be unequal, or if persons who ought to be inserted are omitted, it is a matter of appeal, and within the jurisdiction of the sessions. (*Res v. The Guardians of the Poor of Canterbury*, 4 *Burr.* 2290; *Res v. Barnstable*, 1 *Bott, P. L.*, pl. 88; 1 *Barnard*, 137; *S. C.*, *Res v. Freshford*, *Andr.* 24; 1 *Nol., P. L.*, 62). And where an application for a mandamus to the churchwardens and overseers was made to insert the names of particular persons in a poor-rate, upon an affidavit that their right of voting for members of parliament depended upon it, and that they were omitted in the poor-rate, it was insisted that the case was provided for by 17 *Geo. 2, c. 33*, whereby an appeal lay to the sessions for persons left out of the rates, and that it was not proper for the Court to interpose by mandamus. See, *C. J.*, said,

“As to the authority of granting a mandamus, there is no difference made by 17 *Geo. 2, c. 33*. It has been determined that this Court can grant a mandamus to make a rate if none be already made; but not to make an equal rate, if it be unequal on the face of it. (*Res v. Barnstable, Res v. Freshford, Res v. The Guardians of the Poor of Canterbury*, ubi sup.). We can do no more than order the overseers to execute the authority given them by the act. We never issue a mandamus to grant administrations to particular persons, or to give a particular judgment where it is discretionary in the inferior jurisdiction what judgment to give, or to whom they will grant administration. If the sessions refuse to receive the appeal, we can grant a mandamus to compel them to do it.” The Court, therefore, refused the writ. (*Res v. The Officers of Wexley*, 1 *Bott, P. L.*, pl. 124; *S. C.*, 2 *Str.* 1259). Nor will a mandamus be granted to collect a rate; (*Res v. Norwich Overseers*, 1 *Nol., P. L.*, 28; *Harr. Index*, “Mandamus to Parish Officers,” 3818): nor will the Court grant a mandamus to make a rate to reimburse churchwardens such sums as they had expended, or might thereafter expend, on the parish church; (*Res v. Havorth*, 12 *East*, 556); nor will the Court grant a mandamus to make a church-rate, the subject-matter being purely of an ecclesiastical jurisdiction. (*Res v. St. Peter's, Thetford*, 5 *T. R.* 364). And where an application was made for a mandamus to restore a vestry-clerk, the Court refused the application; Lord Kenyon, *C. J.*, said, “No instance but one has been mentioned in which a similar application was made to this Court; and we have no satisfactory account of that case. This is not a fixed permanent office for which a mandamus will lie. It depends altogether on the will of the inhabitants, who may elect a different clerk at each vestry. Neither is any salary annexed to this situation; if the fees are to be paid out of the poor-rates, there is an end to all prescriptive right to it. With regard to the supposed agreement made by the parishioners that this should be an annual office, it could not be obligatory longer than the parties chose to fulfil it; for it might be revoked at the next vestry. This is an office merely of a private nature; and if a mandamus were to be granted to restore to the office of vestry-clerk, I should soon expect to hear of an application for a mandamus to restore to the office of a toll-gate-keeper of a turnpike-road. As to any other mandamus, if the party be inclined, after the fate of this rule, to apply for a mandamus to be directed to those who have the custody of the parish books, to compel them to deliver such books to him, he must make a separate application for that purpose; but the present rule must be discharged.” (*Res v. The Churchwardens of Croydon*, 5 *T. R.* 713; and see 4 *M. & S.* 324). Nor will the Court grant a mandamus to a board of guardians, to admit a person as their clerk, who complained that the person filling the office had been unduly elected by the votes of guardians, who were themselves not properly elected. (*Reg. v. The Dolegelly Union*, 3 *N. & P.* 542; *S. C.*, 8 *Adol. & Ell.* 561). Where a person was appointed sexton of a parish by the minister, in whom the right to appoint *prima facie* was, and the churchwardens had refused to call a vestry-meeting of the parishioners (who also claimed the appointment) to elect one; and it appeared that there was another method of trying the right; the Court refused to grant a mandamus to the minister and churchwardens to call the vestry-meeting. (*Res v. The Minister and Churchwardens of Stoke Damerel*, 5 *Adol. & Ell.* 584). Nor will a mandamus be granted to the churchwardens to deliver a vestry-book to the vestry-clerk; (*Anon.*, 2 *Chit.* 255): nor will a mandamus lie to compel the vicar, churchwardens, and parishioners of a parish to meet for the purpose of electing an organist to the parish church, although within the time of living memory there has always been an organist, who has been

paid a stipend out of the church-rates. Pattenon, J., said, on looking at the authorities, "I cannot find any which go the length of saying that I can issue such a writ for the election of an organist. The utmost that Lord Stowell decided in the case of *The Churchwardens of St. John's, Margate, v. The Parishioners, Vicar, and Inhabitants of the Same* (1 Hagg. C. R. 198) was, that he would grant a faculty for erecting an organ, because the majority of the parishioners might direct a rate for keeping it up and paying the organist. That is the utmost extent to which that case goes, and I cannot find that the other authorities carry it any further. I, therefore, think it impossible that a mandamus should go to the inhabitants generally to elect an organist." (*Ex parte Le Crew*, 2 D. & L. 571). Nor does a mandamus lie to restore the clerk and treasurer of the guardians of the poor. (*Re v. The Guardians of St. Nicholas, Rochester*, 4 M. & S. 324). Nor will a mandamus be granted to inspect parish books at the instance of a parishioner, for the purpose of gaining information which might prove useful to him, with a view to support his claim to an estate in the parish. (*Re v. Smallpiece*, 2 Chit. 288. See *Re v. Cleve*, 4 B. & C. 899; S. C., 7 D. & R. 393). Nor will the Court grant a mandamus to overseers, commanding them to allow inspection of the warrant of their appointment, upon the application of a rated inhabitant, suggesting defects in it. (*Reg. v. Harrison*, 2 New Sess. Cas. 490; S. C., 10 Jur. 981).

Although, as we have already seen, the Court will grant a mandamus to justices to make a warrant of distress for a poor-rate, they, nevertheless, will not grant the application without the parties have been previously summoned; therefore, on application to the Court for a mandamus for this purpose, Lord Kenyon said, "The payment of a poor-rate, unless it be set aside, must be enforced; and if the magistrates will not issue a summons to the person who refuses to pay the rate, this Court will grant a mandamus to compel them to do it; but a summons must precede a warrant of distress, which is in the nature of an execution. On the summons the party may shew a sufficient reason to the magistrate why a warrant of distress should not issue. It is an invariable maxim in our law, that no man shall be punished before he has had an opportunity of being heard, whereas if a warrant of distress were to be issued without any previous summons, the party would have no opportunity of shewing cause why execution should not issue against him. (*Re v. Bruce*, 6 T. R. 198; S. C., Bott, P. L., pl. 269; overruling *Re v. The Justices of Middlesex*, 1 Wils. 133. See also *Harper v. Carr*, 7 T. R. 270; S. C., 1 Bott, P. L., pl. 271).

(To be continued).

## London Gazettes.

TUESDAY, AUGUST 3.

### BANKRUPTS.

**EDWARD WHITBREAD**, Brett-terrace, Hampstead-road, and Stuclej-terrace, Camden-town, Middlesex, baker, Aug. 14 at 3, and Sept. 15 at half-past 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Smith, 5, New-inn, Strand.—Fiat dated July 31.

**JOSEPH PATTENDEN**, Leonard-street, Shoreditch Middlesex, general dealer and chapman, Aug. 17 at 12, and Sept. 15 at 3, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Jenkinson & Co., 29, Lombard-street.—Fiat dated Aug. 3.

**JAMES STARKEY**, Horseferry-road, Westminster, Middlesex, builder, dealer and chapman, Aug. 17 at 11, and Sept. 15 at 8, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Richardson & Co., 28, Golden-square.—Fiat dated July 20.

**THOMAS WILLIAM TURNER DOWERS**, Took's-court, Currier-street, Chancery-lane, Middlesex, law stationer, dealer and chapman, Aug. 14 at 2, and Sept. 15 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Petherick, 4, Furnival's-inn.—Fiat dated July 29.

**BENJAMIN GAGE**, Gosport, Southampton, victualler, tavern keeper, dealer and chapman, Aug. 14 at half-past 2, and Sept. 15 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Low & Son, Portsea; Low, 65, Chancery-lane.—Fiat dated July 31.

**JAMES BISHOP**, Little Russell-street, Gilbert-street, and Bury-street, Bloomsbury, Middlesex, wheelwright, Aug. 12 at half-past 1, and Sept. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Ford, Bloomsbury-square.—Fiat dated July 31.

**GEORGE EVANS**, Tottenham-court-road, Middlesex, and Winchester, Hampshire, draper, dealer and chapman, Aug. 9 at 2, and Sept. 17 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Sole & Co., Aldermanbury, London.—Fiat dated July 28.

**ISAAC ROBINSON**, Kendal, Westmoreland, out of business, Aug. 17 and Sept. 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Smith, Newnham; Blake, Blackfriars-road, London.—Fiat dated July 20.

**WILLIAM GOOD**, East Stonehouse, Devonshire, brewer, Aug. 12 and Sept. 9 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Elliot, Plymouth; Moore, Exeter; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated July 17.

**CHARLES WASHINGTON MAYNE**, Leeds, Yorkshire, tobacco manufacturer, dealer and chapman, Aug. 19 and Sept. 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Snowden & Preston, Leeds; Lambert, Raymond-buildings, Gray's-inn, London.—Fiat dated July 12.

**WILLIAM LEVETT**, Leicester, tailor, woollen draper and hatter, dealer and chapman, Aug. 13 and Sept. 24 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Sculthorpe, Leicester.—Fiat dated July 27.

**RICHARD WILLIAMS GARDINER**, Hereford, cattle dealer, horse dealer, dealer and chapman, Aug. 17 and Sept. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Underwood, Hereford; Mottram & Knowles, Birmingham.—Fiat dated July 17.

**EDWARD FIELD**, Stratford-upon-Avon, Warwickshire, mercer and draper, dealer and chapman, Aug. 19 and Sept. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Jones, Alcester.—Fiat dated July 29.

**WILLIAM KNIGHT**, Manchester, stock and share broker, dealer and chapman, Aug. 16 and Sept. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sol. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated July 29.

**WILLIAM CLAYTON**, Lanceliffe, Yorkshire, **WILLIAM CLAYTON**, Loetock, Walton-le-Dale, Lancashire, and **WILLIAM WILSON**, Preston, Lancashire, bankers, carrying on the business of bankers at Preston aforesaid, and the said William Clayton, of Lanceliffe, also carrying on the business of a cotton spinner, at Lanceliffe and Settle, Yorkshire, in co-partnership with Edward Clayton and George Robert Clayton), Aug. 18 and Sept. 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Catterall, Preston; Gregory & Co., Bedford-row, London.—Fiat dated July 28.

### MEETINGS.

*E. Christian*, Liverpool, ship smith, Aug. 17 at 12, District Court of Bankruptcy, Liverpool, last ex.—*John Prosser*, Piccadilly, and Park-side, Knightsbridge, Middlesex, goldsmith, Aug. 27 at 12, Court of Bankruptcy, London, aud. ac.—*A. D. Dangerfield*, Salisbury-sq., Fleet-street, London, Friar, Aug. 25 at 11, Court of Bankruptcy, London, aud. ac.—*T. Lavers*, Southampton, grocer, Aug. 25 at 12, Court of Bankruptcy, London, aud. ac.—*H. Lovatt* and *W. H. L. Corran*, Liverpool, merchants, Aug. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*S. Littler*, Liverpool, draper, Aug. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Aug. 25 at 11, div.—*Wm. Inckley*, Drayton, Leicestershire, corn dealer, Aug. 25 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*G. Hornsby*, Amble, Northumberland, builder, Aug. 26 at 1, District Court of Bankruptcy, Newcas-

Up-on-Tyne, and. ac.—*Miles Griffith* and *Philip Pearson*, New Bond-street, Middlesex, tailors, Aug. 27 at 1, Court of Bankruptcy, London, div.—*S. Tittle*, Norwich, tailor, Aug. 25 at half-past 11, Court of Bankruptcy, London, div.—*Th. Morley*, Oxford-st., Middlesex, jeweller, Aug. 24 at 1, Court of Bankruptcy, London, div.—*S. A. Goddard*, and *R. Hull*, Birmingham, merchants, Aug. 25 at 12, District Court of Bankruptcy, Birmingham, fin. div.—*John Riky*, Liverpool, merchant, Aug. 24 at 12, District Court of Bankruptcy, Liverpool, div.—*J. Davis*, Tewkesbury, Gloucestershire, hosier, Aug. 27 at 11, District Court of Bankruptcy, Bristol, and. ac.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*A. D. Dangerfield*, Salisbury-sq., Fleet-st., London, printer, Aug. 25 at 12, Court of Bankruptcy, London.—*John Loston*, Cheahunt, Hertfordshire, linen draper, Aug. 25 at 1, Court of Bankruptcy, London.—*Denis Watson*, Clitheroe, Lancashire, grocer, Sept. 1 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 24.

*C. M. J. Hopkins*, Portman-st., Portman-sq., Middlesex, tailor.—*Wm. Cartwright*, Salford, Lancashire, Dyer.—*Wm. Davis*, Preston, Lancashire, timber merchant.—*F. G. Wilson*, Fagbourne, near Reading, Berkshire, draper.—*H. Worthington*, Eccleshill, Lancashire, cotton manufacturer.—*D. Wood*, Devonshire-street, Mile-end, Middlesex, Birmingham warehouseman.—*Wm. Twesley*, Little James-st., Bedford-row, Holborn, Middlesex, coach maker.—*B. Adlington*, Liverpool, tailor.—*Joseph Pickett*, Everett-st., Brunswick-square, Middlesex, cowkeeper.—*John Berry*, Church-street, Paddington, Middlesex, draper.—*W. Atkin*, Stockton-upon-Tees, Durham, grocer.—*Joseph Jarman*, Prospect-pl., Mile-end-road, Middlesex, linen draper.—*Ch. Jungmichel*, Austin Friars, London, merchant.—*W. Berker*, Tottington High-road, Lancashire, cotton-spinner.—*J. T. Groves*, Millbrook, Southampton, seed crusher.

## FIAT ANNULLÉD.

*J. L. Shepherd*, Basinghall-street, London, tavern keeper.

## SCOTCH SEQUESTRATIONS.

*James Johnston*, Glasgow, merchant.—*W. Christie & Son*, Dundee, merchants.—*J. Weir & Co.*, Calton, Glasgow, bakers.—*Malcolm M'Leas*, Dundee, manufacturer.—*Catharine Dick*, Edinburgh, farrier.—*A. J. Warden*, Dundee, merchant.—*A. M. Pringle*, Edinburgh, trader.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Pollard*, Globe-place, Chelsea, Middlesex, grocer, Aug. 12 at 1, Court of Bankruptcy, London.—*Sam. Monkton*, Ramsey-street, near Abbey-street, Bethnal-green, Middlesex, dealer in fat, Aug. 11 at 2, Court of Bankruptcy, London.—*John Jones Colbeck*, Puckeridge, Standon, Hertfordshire, shoemaker, Aug. 12 at half-past 12, Court of Bankruptcy, London.—*Gilbert Macqueen*, Shawfield-st., King's-road, Chelsea, Middlesex, secretary to the Pelletan Light Company, Aug. 12 at half-past 12, Court of Bankruptcy, London.—*Thos. Filmer*, Canterbury, Kent, mess master to the commissioned officers of 39th Infantry, Aug. 12 at 12, Court of Bankruptcy, London.—*John May*, Godalming, Surrey, butcher, Aug. 12 at 12, Court of Bankruptcy, London.—*John Ashton*, White Hart st., Kennington, Lambeth, Surrey, Aug. 12 at 12, Court of Bankruptcy, London.—*Hen. Dingley Cockburn*, Brownlow-st., Holborn, Middlesex, clerk in the Ordnance Department of the Tower of London, Aug. 19 at 12, Court of Bankruptcy, London.—*Sarah Bell*, Three Colt-lane, Cambridge-road, Bethnal-green, Middlesex, widow, Aug. 19 at 12, Court of Bankruptcy, London.—*J. Mills* the elder, Fashion-st., St. John, Horselydown, Surrey, corn dealer, Aug. 19 at half-past 11, Court of Bankruptcy, London.—*Thos. Bishop*, Lamb's-buildings, Bunhill-row, St. Luke's, Middlesex, plumber, Aug. 19 at half-past 11, Court of Bankruptcy, London.—*Jes. Williams*, Cowley, Hillingdon, Middlesex, coal merchant, Aug. 19 at half-past 11, Court of

Bankruptcy, London.—*Thos. Hoggarth*, Church-st., Lambeth, Surrey, commercial traveller, Aug. 19 at 11, Court of Bankruptcy, London.—*Chas. Green*, Well-st., Jewin-street, Cripplegate, London, bookbinder, Aug. 12 at 2, Court of Bankruptcy, London.—*Robert Horston*, Chancery-lane, Middlesex, accountant, Aug. 19 at 11, Court of Bankruptcy, London.—*Henry George Cramer*, Hollen-st., Soho, Middlesex, assistant to an engineer, Aug. 19 at 11, Court of Bankruptcy, London.—*Henry Wm. Taylor*, Southampton; butcher, Aug. 19 at 11, Court of Bankruptcy, London.—*Joachim de Prati*, Margaret-st., Cavendish-square, Middlesex, Aug. 19 at 11, Court of Bankruptcy, London.—*John Woodcock*, Richmond, Surrey, letter-press printer, Aug. 19 at 11, Court of Bankruptcy, London.—*Chas. Page*, High-street, Camdentown, Middlesex, coffee-shop keeper, Aug. 17 at half-past 12, Court of Bankruptcy, London.—*Ed. Cogle Priest*, Nether Stowey, near Bridgwater, Somersetshire, master painter, Aug. 18 at 11, District Court of Bankruptcy, Exeter.—*Felton Matthews*, Highworth, Wiltshire, carpenter, Aug. 10 at 12, District Court of Bankruptcy, Bristol.—*Robert Hoskins Margerum*, Combe Down, Monckton Combe, Somersetshire, licensed brewer, Aug. 12 at 11, District Court of Bankruptcy, Bristol.—*Thomas Hutchinson*, Newcastle-upon-Tyne, Windsor chair maker, Aug. 26 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Ed. Palmer*, Bath, toy merchant, Aug. 23 at 11, District Court of Bankruptcy, Bristol.—*David Arr*, Penrhyw, Abercorn, Glamorganshire, beer retailer, Aug. 12 at half-past 11, District Court of Bankruptcy, Bristol.—*Jas. Pickford*, Hyde, Cheshire, pork butcher, Aug. 17 at 12, District Court of Bankruptcy, Manchester.—*T. Ferriss*, Bootle, near Liverpool, book keeper, Aug. 11 at half-past 11, District Court of Bankruptcy, Liverpool.—*Robert Giles*, Liverpool, butcher, Aug. 11 at 11, District Court of Bankruptcy, Liverpool.—*John Butterworth*, Royton-road, near Oldham, Lancashire, painter, Aug. 13 at 12, District Court of Bankruptcy, Manchester.—*Ashton Lees*, North-moor, Oldham, Lancashire, shopkeeper, Aug. 17 at 12, District Court of Bankruptcy, Manchester.—*Jos. Thomas*, Lower Tranner, Bebbington, Cheshire, grocer, Aug. 11 at 11, District Court of Bankruptcy, Liverpool.—*Elis. Deacon*, Birmingham, and Ibbstock, Leicestershire, out of business, Aug. 7 at 11, District Court of Bankruptcy, Birmingham.—*Cardew Truscott*, Redditch, Worcestershire, clerk to a needle maker, Aug. 7 at 11, District Court of Bankruptcy, Birmingham.

Saturday, July 31.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*John Solomon*, Minorics, London, out of business, No. 58,890 T.; *Peter Popplawell*, assignee.—*James Scott Boyce*, Thornhill-place, Caledonia-road, Islington, Middlesex, meat salesman, No. 58,985 T.; *Rich. Chas. Mullett*, assignee.—*Chas. Husk*, Sandwich-street, Burton-crescent, St. Pancras, Middlesex, meat salesman, No. 58,986 T.; *Rich. C. Mullett*, assignee.—*Chas. Ogle*, Westgate, Newcastle-upon-Tyne, auctioneer, No. 68,082 C.; *Jas. Wallace*, assignee.—*John Breakenridge*, Everton, near Liverpool, tailor, No. 68,093 C.; *Hen. D. Norman*, assignee.—*Thomas Lees* the younger, Levenshulme, near Manchester, banker's clerk, No. 68,170 C.; *Thos. Evans* and *Wm. Thompson*, assignees.—*And. Craig*, Temple Sowerby, near Appleby, Westmoreland, ship owner, No. 68,191 C.; *James Wells* and *Wm. Byers*, assignees.—*Isaac Morgan*, Blanford, Monmouthshire, licensed victualler, No. 68,297 C.; *Geo. Masters*, assignee.—*William Fasackerley*, Preston, Lancashire, out of business, No. 68,275 C.; *Thos. Breakell* and *Rob. Hunt*, assignees.—*Joseph Storey*, Wark, Northumberland, land agent, No. 68,311 C.; *Ralph Fairlamb*, assignee.—*Rob. Gorst*, Salford, Manchester, colour manufacturer, No. 68,374 C.; *Wm. Ford*, assignee.—*James Mann*, Bingham, Nottinghamshire, draper, No. 68,383 C.; *John Swann*, assignee.

Saturday, July 31.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Jos. Adolphus*, Leadenhall-street, London, surgeon: in the Debtors Prison for London and Middlesex.—*Wm. Hochley*,

**Butehead-st., Hoxton, Middlesex, organ:** in the Debtors Prison for London and Middlesex.—**Geo. Groves, Princess-street, Lisson-grove, Middlesex, baker:** in the Debtors Prison for London and Middlesex.—**John Webster, Lower George-street, Steno-square, Chelsea, Middlesex, hat maker:** in the Debtors Prison for London and Middlesex.—**Wm. C. Lingo, Red Lion-square, and Middle-yard, Great Queen-st., Lincoln's-inn-fields, Middlesex, coach body maker:** in the Debtors Prison for London and Middlesex.—**Jas. Han. Clarke, Castle-street, Berough, Southwark, Surrey, hatter:** in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

**Jas. Barroff, High-street, Hoxton Old-town, Middlesex, builder:** in the Debtors Prison for London and Middlesex.

(On their own Petitions).

**Edw. Williams, Manchester, general warehouseman:** in Lancaster Castle.—**Mary Lester, Ashby, Aston-nigh-Birmingham, engineer:** in the Gaol of Coventry.—**Thos. Lester, Ashby, Aston-nigh-Birmingham, engineer:** in the Gaol of Coventry.—**Jos. Pugh, Tredgar Iron-works, Monmouthshire, grocer:** in the Gaol of Monmouth.

FRIDAY, August 6.

### BANKRUPTS.

**JOHN SAYER and WILLIAM SAYER, High-st., Portland-town, St. Mary-le-bone, Middlesex, oil and colour men, Aug. 13 at half-past 11, and Sept. 10 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Tucker & Co., Sun-chambers, Bread-street.—Fiat dated July 31.**

**JOHN ALEXANDER ANDREWS, Liverpool-ter., Liverpool-road, Middlesex, carrier, out of business, Aug. 17 at 11, and Oct. 1 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Coads & Co., Bedford-row.—Fiat dated July 27.**

**EDWARD RIDLEY, Leicester, linen draper and mercer, dealer and chapman, Aug. 13 at half-past 12, and Oct. 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Jones, Sise-lane.—Fiat dated July 29.**

**THOMAS MANNOUCH, Faversham, Kent, corn dealer, town cart, and carrier, dealer and chapman, Aug. 13 at 2, and Oct. 1 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Bathurst, Faversham; Bower & Co., Chancery-lane.—Fiat dated Aug. 4.**

**EDWARD PALMER, Brighton, Sussex, common brewer and coal merchant, Aug. 17 at 2, and Oct. 1 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Vyner, Lincoln's-inn-fields.—Fiat dated Aug. 4.**

**WILLIAM MOODY, High-street, Aldgate, London, tailor and draper, Aug. 17 and Sept. 24 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Haynes, Symond's-inn.—Fiat dated Aug. 4.**

**JAMES LABY and THOMAS JAMES LABY, Barking, Essex, coal and provision merchants, dealers and chapmen, Aug. 20 at 11, and Sept. 24 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wilkinson & Rasch, Nicholas-lane, Lombard-street.—Fiat dated Aug. 3.**

**THOMAS BYERS, Upper Lisson-street, Lisson-grove, St. Mary-le-bone, Middlesex, licensed victualler, Aug. 20 at 12, and Sept. 24 at half-past 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Boulton, Northampton-sq.—Fiat dated Aug. 3.**

**MARY DAVIS, Bristol, spirit dealer, Aug. 17 and Sept. 17 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Castle, Bristol.—Fiat dated July 27.**

**JOHN KING, Helmsley, Yorkshire, surgeon, apothecary, dealer and chapman, Aug. 19 and Sept. 7 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Jackman, York; Harle & Clarke, Leeds; Rushworth, Staple-inn, London.—Fiat dated Aug. 3.**

**THOMAS PEARSON, Birmingham, cut nail manufacturer, dealer and chapman, Aug. 19 and Sept. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Knowles, Birmingham.—Fiat dated July 27.**

**JOHN BAKER, Bristol, grocer, Aug. 17 and Sept. 16 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Ayra, jun., Bristol; Beckett, Chancery-lane, London.—Fiat dated Aug. 3.**

**JOHNSON WORTHY, Hartlepool, Durham, building, dealer and chapman, Aug. 16 at half-past 10, and Sept. 11 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Fawcett, Newcastle-upon-Tyne; Turnbull, Hartlepool; Maggeon & Co., 2, King's-mead, Bedford-row, London.—Fiat dated July 28.**

### MEETINGS.

**John Marriott Blackford, Albion-wharf, Blackfriars, Surrey, cement manufacturer, Aug. 27 at 11, Court of Bankruptcy, London, sud. ac.; Aug. 28 at 11, div.—Ed. Palmer, Great Surrey-st., Blackfriars-road, Surrey, agricultural agent, Aug. 27 at half-past 11, Court of Bankruptcy, London, sud. ac.—A. Colyer, Stoke Hammond, Bakinghamshire, cooper, Aug. 30 at half-past 11, Court of Bankruptcy, London, sud. ac.—Chas. Hall, Uxbridge, Middlesex, grocer, Aug. 28 at 11, Court of Bankruptcy, London, sud. ac.—Wm. Green, Cheltenham, Gloucestershire, coach maker, Aug. 30 at 12, District Court of Bankruptcy, Bristol, sud. ac.—George Cornelius Burns, Devizes, Wiltshire, upholsterer, Aug. 30 at 11, District Court of Bankruptcy, Bristol, sud. ac.—Thomas Davies, Liverpool, merchant, Aug. 27 at 11, District Court of Bankruptcy, Liverpool, sud. ac.; Aug. 30 at 11, div.—W. Fugler, Lawrence-lane, Chapside, London, Manchester warehouseman, Aug. 27 at 11, Court of Bankruptcy, London, div.—Geo. Pringle, Tollesbury, Essex, skinner, Sept. 1 at 11, Court of Bankruptcy, London, fin. div.—Eug. Osborn, Sheffield, Yorkshire, table-knife manufacturer, Aug. 27 at 10, District Court of Bankruptcy, Sheffield, first and fin. div.**

### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Charles Rogers, Southsea, Hampshire, grocer, Aug. 27 at 12, Court of Bankruptcy, London.—Richard Orr, Chalfont, Gloucestershire, stone mason, Aug. 31 at 11, District Court of Bankruptcy, Bristol.—Thos. Jagger, Birkenhead, Cheshire, victualler, Aug. 27 at 11, District Court of Bankruptcy, Liverpool.—Jos. Shepherd and Benj. Shepherd, Exeter, wine merchants, Sept. 2 at 1, District Court of Bankruptcy, Exeter.—Chas. Twigg, Birmingham, button maker, Aug. 31 at 12, District Court of Bankruptcy, Birmingham.—William Kay, Wm. Atkinson, and Ed. Fletcher, Bury, Lancashire, brass founders, Aug. 31 at 12, District Court of Bankruptcy, Manchester.**

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Aug. 21.

**Henry Webb, Stafford, porter dealer.—Richard Burdickshaw, Sheffield, Yorkshire, share broker.—Joseph Goss, Colchester, Essex, draper.—Hugh Phillips, Tenthill-street, Westminster, Middlesex, linen draper.—James Whitty, Lynn, Norfolk, grocer.—James Chadwick, Heywood, Lancashire, cotton spinner.—Robert Lee, Bottoms, near Moseley, Lancashire, cotton spinner.—Samuel Cunningham, Minerva-st., Hackney-road, Middlesex, proprietor of saw mills.**

### FIATS ANNULLED.

**Wm. Rhodes, Song-mills, near Delp, Saddleworth, Yorkshire, woollen cloth manufacturer.—London and Birmingham Extension and Northampton, Deventry, Leamington, and Warwick Railway Company, Old Jewry-chambers, London.**

### SCOTCH SEQUESTRATIONS.

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### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Thomas Burridge, Greenfield, near Amthill, Bedfordshire, lace dealer, Aug. 19 at 1, Court of Bankruptcy, London.—James Law Tippet, Colchester, Essex, carpenter, Aug. 19 at half-past 1, Court of Bankruptcy, London.—W. Barber, Queen's-row, Cambridge-road, Bethnal-green, Middlesex,**

the cooper, Aug. 19 at 1, Court of Bankruptcy, London.—*Debitors' Prison, Fender's-end, Bedford, Middlesex, agricultural labourer, Aug. 26 at half-past 1, Court of Bankruptcy, London.*—*Wm. Anson, Buckland, Portsea, Southampton, shipwright, Aug. 19 at half-past 1, Court of Bankruptcy, London.*—*James Appleton, New Hampton, Middlesex, tinman, Aug. 19 at half-past 1, Court of Bankruptcy, London.*—*John Atlay, Little Baddow, Essex, windwright, Aug. 23 at half-past 1, Court of Bankruptcy, London.*—*J. S. Dumas, Shaftbury, Dorsetshire, shopman to a draper, Aug. 19 at half-past 1, Court of Bankruptcy, London.*—*John Symons, Cleveland-square, Cleveland-street, Finsbury-square, Middlesex, coach body maker, Aug. 26 at 2, Court of Bankruptcy, London.*—*Benjamin Jacques, Nottingham, hatter, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.*—*Robert Howe, Robinson-square, Jamaica-st., Middlesex, ivory-stable keeper, Aug. 19 at 2, Court of Bankruptcy, London.*—*Prof. Beale, Abing-square, City-road, Middlesex, tailor, Aug. 15 at 3, Court of Bankruptcy, London.*—*John Whitmore Partridge, Charles-street, Queen's Km, Fulham-road, Middlesex, maffar, Aug. 23 at half-past 1, Court of Bankruptcy, London.*—*John McBurney, Liverpool, grocer, Aug. 21 at 11, District Court of Bankruptcy, Liverpool.*—*James Bruce, Levenson, Lincolnshire, gardener, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.*—*John Elliott, Hambonstone, Leicestershire, gunwork knitter, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.*—*James Hall, Whitwick, Leicestershire, brickmaker, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.*—*J. Selwood, Leicester, bookkeeper, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.*—*John Gibbon, Glaston, Freetown, Lancashire, clerk at St. Thomas's Church, Freetown, Aug. 25 at 11, District Court of Bankruptcy, Manchester.*—*Archibald McPhail, Huncote, near Aconington, Lancashire, tailor, Aug. 17 at 12, District Court of Bankruptcy, Manchester.*—*Joseph Bennett, Bockminster, Bristol, licensed victualler, Aug. 26 at half-past 11, District Court of Bankruptcy, Bristol.*—*How Gay, Chalfont, Gloucestershire, out of business, Aug. 20 at 12, District Court of Bankruptcy, Bristol.*—*Samuel Carter, Liverpool, collector for coal merchants, Aug. 19 at half-past 11, District Court of Bankruptcy, Liverpool.*—*George Rose, Wellbrook, Sedgley, Staffordshire, surveyor, Aug. 14 at 12, District Court of Bankruptcy, Birmingham.*—*John Hancock, Liverpool, hair dresser, Aug. 18 at 11, District Court of Bankruptcy, Liverpool.*—*Wm. Hussey, Tenthack-park, Lancashire, shopman to a provision dealer, Aug. 16 at 11, District Court of Bankruptcy, Liverpool.*—*Thomas Mason, Richmond, Yorkshire, inkkeeper, Aug. 17 at 11, District Court of Bankruptcy, Kingston-upon-Hull.*—*P. A. Telford, Wainfleet, Lincolnshire, stationer, Aug. 18 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.*—*Wm. Dickinson, Kingston-upon-Hull, lodging-house keeper, Aug. 18 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.*—*John Scrimgeour, Driffield, Yorkshire, porter, Aug. 18 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.*—*Chas. Smith, Thornhill, near Downby, Yorkshire, labourer, Aug. 17 at 11, District Court of Bankruptcy, Leeds.*—*James Taylor and James Taylor, Wombourne-common, Bedford, Yorkshire, out of business, Aug. 17 at 11, District Court of Bankruptcy, Leeds.*—*John Newell, Burnaby, Yorkshire, carpet waver, Aug. 17 at 11, District Court of Bankruptcy, Leeds.*

**Wednesday, Aug. 1.**

Orders have been made, voting in the President's Assignee the Estates and Effects of the following Persons—  
(On their own Petitions).

*Chas. H. Croft, Laurence Pountney-lane, Cannon-street, London, surgeon: in the Queen's Prison.*—*Edw. Mirrins, Fish-street-hill, London, and Isle of Thanet, Kent, licensed victualler: in the Debtors' Prison for London and Middlesex.*—*Geo. Dixon, White-st., Kensington-lane, Lambeth, Surrey, chocolate manufacturer: in the Gaol of Surrey.*—*A. Wood, East-road, City-road, Middlesex, retailer of beer: in the Debtors' Prison for London and Middlesex.*—*Charles Cook, Manchester-street, Soho, Middlesex, out of business: in the Debtors' Prison for London and Middlesex.*—*John Middleton, Basinghall-road, Thames-bank, Middlesex, maulster: in the Queen's Prison.*—*Wm. B. Brasted, St. Alban's-street, Kensington, Surrey, general shopkeeper: in the Debtors' Prison for London and Middlesex.*—*John Lucas, Brunswick-st., Dept-*

*ford, Kent, omnibus proprietor: in the Queen's Prison.*—*Chas. D. Hoebell, Liverpool, organist: in the Gaol of Lancaster.*—*Peter Worsley, Liverpool, coach maker: in the Gaol of Liverpool.*—*Mary Lloyd, organist, Newport, Pembrokeshire, luncheon: in the Gaol of Haverfordwest.*—*Benj. W. Hancock, Kidsgrove, Wolsanton, Staffordshire, brick maker: in the Gaol of Stafford.*

**REVIEWS.**

*Jos. Storey, Wark, Northumberland, land agent, Aug. 21 at 12, Johnston's, Newcastle-upon-Tyne, sp. ad.*

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AUGUST 14, 1847.

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, AUGUST 14, 1847.

THE question under what circumstances the Court of Chancery will interfere to restrain parties from dealing with the personal estate of a testator or intestate, pending proceedings in the Ecclesiastical Court, respecting the grant of probate or of letters of administration, has received a very recent decision \* by the Lord Chancellor. The material facts in the case were very few; and the real and, in fact, only question before the Court was, whether probate having been granted of the will of the testator Ricketts, and there being a suit instituted in the Ecclesiastical Court for recall of probate, and a decree in that suit requiring the executor to bring in the probate, and to prove the will in solemn form, the Court of Chancery would, in the meantime, grant an injunction against the persons who, if there had been no such suit in the Ecclesiastical Court, were admitted to be the persons having the legal title to receive the testator's assets. The bill contained no direct allegation of fraud or misconduct against the defendant: but it did contain an allegation, that in the proceedings in the Ecclesiastical Court it was sworn by the plaintiffs that the probate had been obtained by means of fraudulent representations. It was contended by the plaintiff's counsel, that the decree of the Ecclesiastical Court for bringing in probate, submitted to by the defendant, operated as, at least, so far a curtailment of the legal right of the executors to receive and hold the testator's assets, that they were not, for all purposes, competent to deal with and protect the estate, and, therefore, that the Court had, and would exercise jurisdiction to protect it, by restraining them from acting, and by appointing a receiver, pending the decision, to whom the legal representation of the deceased should be ulti-

mately given. His Lordship, however, held, that, consistently with the doctrine of *Watkins v. Brent*, (1 My. & C. 97), to which he adhered, the mere pendency of litigation as to the right to legal representation of the testator, was not sufficient ground for the interference of the Court, where there was a legal hand fully qualified. That, in the principal case, the grant of probate had originally constituted complete executors, fully qualified to receive the testator's assets. That the decree for bringing in probate was of course, in a litigation in the Ecclesiastical Court, as to the grant of probate, and did not take away the legal title of the executors. That no special case was shewn as to the fund being in danger, or as to the executors requiring the aid of the Court to administer it; and, therefore, that the Court would not exercise its jurisdiction to interfere with them; and an appeal motion from the Master of the Rolls, for an injunction and receiver, was dismissed with costs †.

The leading case on this subject, and the case on which the judgment appears to have been principally grounded, was *Watkins v. Brent*, (cited supra). It will be observed that all the doctrine in that case, was laid down by way of dictum. The decision was, that the Court would interfere against the executor, on the ground that, by agreeing with the plaintiff that his right should be tried in the Ecclesiastical Court, he had treated himself as not complete executor. Slight circumstances, therefore, would, on the authority of that case, seem sufficient to induce the Court to depart from the rule, that, where there is a person constituted executor, the Court will not interfere merely on the ground of there being a litigation in the Ecclesiastical Court touching the right of representation.

It is to be observed, also, that the doctrine laid down

\* *Newton v. Ricketts*, Lord Chancellor on appeal, 5th August, 1847, M.S.

† We have above given merely the outline of the case. A report of it will shortly be printed in THE JURIST.

in *Watkins v. Brent*, to some extent, is not consistent with that of some of the earlier cases, a doctrine stated and admitted to be law in *Newton v. Ricketts*, viz. that if before probate has been granted, a suit is instituted for the purpose of litigating the right of representation, the Court of Chancery will interfere against the executor appointed by the will. Now, it is clear, that the executor derives his authority not from the probate but from the will. His legal title is as complete before as after probate; for, though probate is in a sense an adjudication upon the question whether the alleged will is a will or not, yet the will, if it be valid, does not take its force and validity from the probate. The probate is only evidence of the antecedent fact of validity, and gives no validity if there was none before. That this is so, is proved by the very circumstance, that probate may be recalled, which could not be, or if it could be, could have no effect, if probate of itself gave any force to a will. If this be so,—if an executor's legal title is quite independent of probate; then the cases in which an injunction has been granted to restrain an executor before probate from acting, on the mere ground of litigation of the representation, shew that the Court, in interfering, is not governed by the consideration of there being or not being a legal hand to receive the assets; because it is incontestable, that the executor appointed by the will is *prima facie*, and until a decree against the will, legally qualified to receive the assets before probate.

It is to be regretted that this point was scarcely more than touched upon in the argument in *Newton v. Ricketts*, and it is also to be regretted that the attention of the Court was not more strongly called to the possible effects of the probate having been actually brought into the Ecclesiastical Court,—a circumstance in which it appears to have been distinguishable from *Watkins v. Brent*\*. Now, although the legal title of the executor is not taken away by the mere impounding of the probate, it is impossible to say that the exercise of the legal power is in no way thereby injured or diminished. Many circumstances may arise in which the executor, deprived of the power of producing the probate, may be unable to protect the assets, and the estate may be injured; whereas a receiver, appointed by the Court of Chancery, makes proof of his title by the order of the Court, and is, therefore, independent of the production of the probate. In fact, the executor, deprived of probate, is deprived of the regular evidence of his title; and if, as in *Watkins v. Brent*, his consenting to let his title be disputed makes an executor not complete executor, surely the being deprived of the evidence of his title is a circumstance as strong, to take from him the completeness of his character of executor. To put an instance, it may be at least questionable whether a debtor to the estate would be bound to accept the receipt of a person calling himself executor, without production of the probate. Clearly, in an action by the executor, the only legitimate evidence of his title is the probate. (*Coe v. Masterman*, 2 Selw. N. P. 730).

\* It does not appear by the report of *Watkins v. Brent*, whether in that case the probate had been actually brought into the Ecclesiastical Court. If it had, nothing was said in argument on the subject, and the Court does not appear to have noticed the fact.

But there can be no doubt that the production by a receiver of the order appointing him, would justify the debtor in paying, and that, therefore, he would be bound to pay, on the receiver's receipt. Many other cases might be put in which an executor without the probate would be like a trustee without the trust-deed; the person having, indeed, the legal hand, but having it withered and powerless. On the whole, assuming that, in *Watkins v. Brent*, it was not the fact, or that, if it was, the Court was not apprised of the fact, that the probate was called in, it may be doubted whether the circumstance, that, in *Newton v. Ricketts* the probate was called in, was not one that brought it within the distinction on which the decision in *Watkins v. Brent* was based; and it is at least to be regretted that the point was not more strongly and prominently urged upon the attention of the Court in *Newton v. Ricketts*.

## PUBLIC GENERAL STATUTES.

10 & 11 VICTORIA.—SESSION 7.

### CAP. I.

An Act to suspend until the 1st Day of September, 1847, the Duties on the Importation of Corn. [26th January, 1847.]

### CAP. II.

An Act to allow until the 1st Day of September, 1847, the Importation of Corn from any Country in Foreign Ships. [26th January, 1847.]

### CAP. III.

An Act to suspend until the 1st Day of September, 1847, the Duties on the Importation of Buck Wheat, Buck Wheat Meal, Maize, or Indian Corn, Indian Corn Meal, and Rice. [23rd February, 1847.]

### CAP. IV.

An Act for abolishing Poundage on Chelsea Pensions. [23rd February, 1847.]

### CAP. V.

An Act to allow the Use of Sugar in the Brewing of Beer. [23rd February, 1847.]

### CAP. VI.

An Act to further encourage the Distillation of Spirits from Sugar in the United Kingdom. [23rd February, 1847.]

### CAP. VII.

An Act for the temporary Relief of destitute Persons in Ireland. [26th February, 1847.]

### CAP. VIII.

An Act to apply the Sum of eight Millions out of the Consolidated Fund to the Service of the Year 1847. [18th March, 1847.]

### CAP. IX.

An Act for raising the Sum of eight Millions by Way of Annuities. [18th March, 1847.]

### CAP. X.

An Act to render valid certain Proceedings for the Relief of Distress in Ireland, by Employment of the labouring Poor, and to indemnify those who have acted in such Proceedings. [18th March, 1847.]

### CAP. XI.

An Act to explain and amend the Act authorising the Advance of Money for the Improvement of Land by Drainage in Great Britain. [30th March, 1847.]

## CAP. XII.

An Act for punishing Mutiny and Desertion, and for the better Payment of the Army and their Quarters.

[23rd April, 1847.]

## CAP. XIII.

An Act for the Regulation of her Majesty's Royal Marine Forces while on Shore.

[23rd April, 1847.]

## CAP. XIV.

An Act for consolidating in one Act certain Provisions usually contained in Acts for constructing or regulating Markets and Fairs.

[23rd April, 1847.]

Sect. 1. Interpretations in this act.

2. Special act.

3. Interpretations in this and the special act.

*Citing the Act.*

4. Short title of this act.

5. Form in which portions of this act may be incorporated in other acts.

*Construction of Market or Fair.*

6. Construction of markets or fairs to be subject to the provisions of this act and one of the Lands Clauses Consolidation Acts, 1845.

7. Errors and omissions in special act, or schedules thereto, may be corrected by justices, &c., who shall certify the same. Certificates to be deposited.

8. Copies of alterations, &c. to be evidence.

9. Additional land may be taken for extraordinary purposes.

10. Undertakers subject to provisions of this and the special act, may execute the works herein named.

11. Undertakers to make satisfaction for damage done.

*Holding of Market, &c.*

12. Before the market or fair shall be opened notice to be given by undertakers.

13. Sales elsewhere than in markets prohibited under a penalty not exceeding 40s.

14. Market days.

15. Penalty for selling or exposing for sale unwholesome meat, &c. Penalty on obstructing inspector.

16. Penalty for obstructing market or fair keeper.

*Slaughter-houses.*

17. Power to erect slaughter-houses if authorised by the special act.

18. Nothing to protect undertakers from an indictment for nuisance.

19. Penalty on slaughtering cattle, &c. elsewhere than in an authorised slaughter-house.

20. Inspector may enter and inspect slaughter-houses.

*Weighting of Goods and Carts.*

21. Undertakers to provide proper weights and measures for weighing commodities sold at markets and fairs.

22. Articles to be weighed if requested by the buyer. Penalty for refusal.

23. Penalty on persons appointed refusing to weigh.

24. Undertakers to keep proper machines for weighing carts laden with goods.

25. Carts to be weighed at one of the machines erected by the undertakers.

26. Penalty on drivers for refusing to take carts to be weighed, &c.

27. Penalties on drivers of carts, &c. committing frauds in weighing.

28. Penalty on buyers or sellers for committing frauds in weighing.

29. Penalties for frauds committed by the machine keeper.

30. Penalty on other parties committing frauds as to weighing.

*Tolls.*

31. Tolls, &c. not to be demanded until market or fair completed.

32. Certificate of two justices to be evidence that market or fair is completed.

33. Stallages, &c. when to be paid.

34. Tolls to be paid to persons authorised before the same are weighed, &c.

35. Tolls in respect of cattle market when due.

36. Stallages, tolls, &c. may be varied from time to time.

37. Penalty on taking a greater toll than authorised by this or the special act.

38. Recovery of tolls by distress, &c.

39. Disputes respecting tolls, how to be settled.

40. Penalty for obstructing collector of rents, &c.

41. List of tolls, &c. to be set up and placed in conspicuous places.

*Bye Laws.*

42. Bye laws may be made for all or any of the purposes herein named. Bye laws may be repealed or altered from time to time.

43. Bye laws may be enforced by imposition of penalties.

44. No bye laws to come into operation until allowed in the manner prescribed and approved by Secretary of State.

45. Notice of allowance of bye laws to be given in one or more newspapers, &c.

46. A copy of proposed bye laws to be open for inspection.

47. Publication of bye laws.

48. Bye laws to be binding on all parties.

49. Proof of publication of bye laws.

*Accounts.*

50. Annual account to be made up by the undertakers, and transmitted to the clerk of the peace in England or Ireland, or to the sheriff clerk in Scotland, and to be open to inspection. Penalty on omission to prepare such account.

51. Tender of amends.

*Recovery of Damages and Penalties.*

52. Railways Clauses Consolidation Acts, 1845, as to damages, &c. to be incorporated with this and the special act.

53. In Ireland part of penalties to be paid to guardians of unions.

54. Nothing in this or the special act to affect the rights of the crown.

55. All things required to be done by two justices in England and Ireland may, in certain cases, be done by one, and in Scotland by the sheriff, &c.

56. Penalties, &c. imposed in respect of any offence committed within the Metropolitan police district to be paid to receiver, and applied under 2 & 3 Vict. c. 71.

57. Penalty for giving false evidence.

*Access to special Act.*

58. Copies of special act to be kept by undertakers at their office, and deposited with the clerks of the peace, &c., and be open to inspection.

59. Penalty on undertakers failing to keep or deposit such copies.

60. Act may be amended, &c.

## CAP. XV.

An Act for consolidating in one Act certain Provisions usually contained in Acts authorising the Making of Gas Works for supplying Towns with Gas.

[23rd April, 1847.]

## CAP. XVI.

An Act for consolidating in one Act certain Provisions usually contained in Acts, with respect to the Constitution and Regulation of Bodies of Commissioners appointed for carrying on Undertakings of a public Nature.

[23rd April, 1847.]

Sect. 1. Extent of act.

2. Interpretations in this act.

3. Interpretations in this and the special act.

4. Short title of this act.

5. Form in which portions of this Act may be incorporated with other acts.

*Commissioners.*

6. Joint owners or occupiers when qualified eligible as commissioners.

7. Same property not to give two qualifications.

8. No bankrupt or insolvent to be a commissioner.

9. No person holding office or concerned in a contract to be a commissioner.

10. Shareholders in companies established by act of Parliament not disqualified by reason of contracts.

11. Commissioner not incapable of acting as a justice.

12. Declaration to be made by commissioners before acting.

13. False declaration a misdemeanour.
14. Declaration to be taken at the first meeting.
15. Penalty on commissioner not being qualified acting.
16. Commissioners neglecting to act to cease to be one.

#### *Election and Rotation of Commissioners.*

17. One third of commissioners elected by ratepayers and owners to go out of office every three years.
18. Commissioners eligible to be re-elected.
19. Mode of supplying occasional vacancies.
20. Manner of making the rotation list.
21. Annual meeting for election of commissioners.
22. Returning officer at elections.
23. Returning officer to appoint poll clerks.
24. Scale of votes of owners and occupiers.
25. Electors to vote in ward where their property qualification is situate, but not to vote for more than one ward.
26. Commissioners may cause alphabetical list of voters to be made, and may defray the expense out of the rates.
27. Returning officer may summon rate collector, &c. to attend the election. Penalty on rate collector, &c. for neglect.
28. Mode of voting at elections.
29. Poll may be closed if no voting paper be tendered for one hour.
30. Returning officer to examine poll-books and declare the poll.
31. Voting papers to be open to inspection for six months after each election.
32. Manner of proceeding if any person is elected a commissioner in more than one ward.
33. If no election on day appointed, it may be made on a subsequent day.
34. Election not to be void for want of title in presiding officer.
35. Expenses of presiding officer to be paid out of rates levied.

#### *Meetings of Commissioners.*

36. First meeting of the commissioners.
37. Election of chairmen of meetings.
38. Manner of voting.
39. Quorum of commissioners.
40. Commissioners to hold annual and monthly meetings.
41. Meetings of commissioners may be adjourned from time of time.
42. Monthly meetings shall be held for transacting the ordinary business under this and the special act.
43. No extraordinary business shall be transacted at monthly meetings, unless notice be given.
44. No resolution of commissioners to be revoked at a subsequent meeting, unless under certain circumstances.
45. As to the holding of special meetings.
46. Notice to be given of things to be done by the commissioners by special order only.
47. How notices of meetings of commissioners are to be given.
48. Expenses of meetings.
49. Power to commissioners to appoint committees.
50. Quorum of committee.
51. Acts of the commissioners not to be invalidated by reason of vacancies.
52. Informalities in appointment of commissioners not to invalidate proceedings.
53. Commissioners may provide public offices, &c.
54. Commissioners to provide daily attendance at their office to receive notices, &c.
55. Proceedings to be entered in a book, and, when signed, shall be received in evidence. Such books to be open to inspection.

#### *Contracts.*

56. Power to commissioners to enter into contracts.
57. Notice to be given of contracts to the amount of 100l. or upwards.
58. Commissioners may compound for breach of contract.
59. As to the conveyance of lands by the commissioners. Receipt under seal to be a sufficient discharge.

#### *Legal Proceedings.*

60. Commissioners not to be personally liable for acts done in the capacity of a commissioner. Commissioners to be indemnified for acts done in the execution of their office.
61. Actions or suits to be brought in the name of any two commissioners or their clerk.

62. Executions to be levied on the goods belonging to commissioners by virtue of their office only.
63. Commissioners and clerks to be reimbursed all damages, &c.
64. How indictments to be preferred.

#### *Officers.*

65. Power to commissioners to appoint clerk and other officers, and remove them from time to time.
66. Offices of clerk and treasurer not to be held by the same person.
67. Officer taking fees other than those allowed to lose his office, and forfeit 50l.
68. Security to be taken from all officers intrusted with money.
69. Collectors to pay over monies within seven days to the treasurer.
70. Officers to account.
71. Summary recovery against parties failing to account.
72. Officers refusing to make out account and deliver up documents, &c. may be committed to prison.
73. Where officer about to abscond, a warrant may be issued in the first instance.
74. Proceedings against officers not to discharge sureties.

#### *Mortgages.*

75. Form of mortgage.
76. Register of mortgages to be kept and to be open to inspection.
77. Transfers of mortgages.
78. Register of transfers to be kept.
79. Interest on mortgages to be paid half-yearly.
80. Power to borrow money at a lower rate of interest to pay off securities at a higher rate.
81. Repayment of money borrowed at a time and place agreed upon.
82. Repayment of money borrowed when no time or place has been agreed upon.
83. Interest to cease on expiration of notice to pay off a mortgage debt.
84. Monies borrowed on security of rates to be paid off in a limited period.
85. Mode of paying off mortgages.
86. Arrears of interest, when to be enforced by appointment of a receiver. Arrears of principal and interest.
87. As to the appointment of receiver.
88. Account books to be open to the inspection of mortgages.

#### *Accounts.*

89. Accounts to be kept of receipts and disbursements, which shall be open for inspection. Penalty for refusal.
90. Statement of accounts to be prepared and to be open for inspection. Copies of such statement to be furnished.
91. Accounts to be examined and settled at the annual meeting.
92. Auditors to be appointed. Qualification of auditors.
93. Auditors to inspect accounts, and may appeal against part of the same, if they think fit.
94. The Court may order payment of the costs of the appeal.
95. Annual account to be made up and transmitted to the clerk of the peace in England or Ireland, or to the sheriff clerk in Scotland, and to be open to inspection.

#### *Bye Laws.*

96. Power to make bye laws for regulating the conduct of the officers, &c. of the commissioners.
97. Fines for breach of such bye laws.
98. Bye laws to be so framed as that penalties may be mitigated.

#### *Notices.*

99. Service of notices upon commissioners.
100. Notices by advertisement.
101. Authentication of notices and orders.
102. Proof of debts in bankruptcy.
103. Tender of amends.

#### *Recovery of Damages and Penalties.*

104. Railways Clauses Consolidation Acts, 1845, as to damages, &c., to be incorporated with this and the special act.
105. All things required to be done by two justices in England and Ireland may, in certain cases, be done by one, and in Scotland by the sheriff, &c.

106. Penalties, &c., imposed in respect of any offences committed within the metropolitan police district, to be paid to the receiver, and applied under 2 & 3 Vict. c. 71.

107. In Ireland part of penalties to be paid to guardians of unions.

108. Persons giving false evidence liable to penalties of perjury.

109. Nothing in this or the special act to affect the rights of the crown.

*Access to special Act.*

110. Copies of special act to be kept by commissioners at their office, and deposited with the clerks of the peace, &c., and be open to inspection.

111. Penalty on commissioners failing to keep or deposit such copies.

112. Act may be amended, &c.

CAP. XVII.

An Act for consolidating in one Act certain Provisions usually contained in Acts authorising the making of Waterworks for supplying Towns with Water. [23rd April, 1847.]

CAP. XVIII.

An Act to indemnify such Persons in the United Kingdom as have omitted to qualify themselves for Offices and Employments, and to extend the Time limited for those Purposes respectively until the 25th Day of March, 1848. [23rd April, 1847.]

CAP. XIX.

An Act for raising the Sum of Eighteen Millions Three Hundred and Ten Thousand Seven Hundred Pounds by Exchequer Bills, for the Service of the Year 1847. [23rd April, 1847.]

CAP. XX.

An Act to authorise the Application of certain Sums received on account of the Fees payable to the Office of Director in Chancery in Scotland, towards the Payment of Debts incurred in completing the General Register House at Edinburgh. [23rd April, 1847.]

CAP. XXI.

An Act to regulate the Stations of Soldiers during Parliamentary Elections. [23rd April, 1847.]

CAP. XXII.

An Act to amend and continue, until the 1st day of November, 1847, and to the End of the then next Session of Parliament, an Act for making Provision for the Treatment of poor Persons afflicted with Fever in Ireland. [27th April, 1847.]

CAP. XXIII.

An Act to alter certain Duties of Customs. [11th May, 1847.]

CAP. XXIV.

An Act to empower the Commissioners of her Majesty's Woods and Forests to purchase Land for the Purposes of a Harbour of Refuge and Breakwater in the Isle of Portland, in the County of Dorset. [11th May, 1847.]

CAP. XXV.

An Act to authorise the Inclosure of certain Lands, in pursuance of the second Report of the Inclosure Commissioners for England and Wales. [11th May, 1847.]

CAP. XXVI.

An Act for enabling the Commissioners of Public Works in Ireland to purchase Land for Prisons in Ireland. [11th May, 1847.]

CAP. XXVII.

An Act for consolidating in one Act certain Provisions usually contained in Acts authorising the making and improving of Harbours, Docks, and Piers. [11th May, 1847.]

CAP. XXVIII.

An Act to amend the Acts relating to County Buildings. [8th June, 1847.]

CAP. XXIX.

An Act to limit the Hours of Labour of young Persons and Females in Factories. [8th June, 1847.]

CAP. XXX.

An Act for extending the Period of Service of Boys in her Majesty's Navy. [8th June, 1847.]

CAP. XXXI.

An Act to make further Provision for the Relief of the destitute Poor in Ireland. [8th June, 1847.]

CAP. XXXII.

An Act to facilitate the Improvement of Landed Property in Ireland. [8th June, 1847.]

CAP. XXXIII.

An Act to amend the Laws relating to the Removal of poor Persons from England and Scotland. [21st June, 1847.]

Sect. 1. *Guardians, &c. in England may take Persons removable therefrom under the first-recited Act before two Justices, without Summons, &c.*

2. *Inspectors of the Poor in Scotland to take Persons removable therefrom, under secondly-recited Act, before Sheriff or two Justices, without previous Complaint, &c.*

3. *Persons taking Paupers before Justices to have Powers of Constables.*

4. *Interpretation of Act.*

5. *Act may be amended, &c.*

Whereas an Act was passed in the 8 & 9 Vict. [c. 117], for the removal from England of poor persons, who, though born in Scotland, Ireland, or the islands of Man, Scilly, Jersey, or Guernsey, and not settled in England, are chargeable to some parish in England; and by another Act, passed in the same year, [c. 83, s. 77], provision was made for the removal from Scotland of poor persons, who, though born in England, Ireland, or the Isle of Man, and not settled in Scotland, receive relief from some parish or combination in Scotland: And whereas it is expedient that certain provisions of the said acts should be amended: be it enacted, &c., that it shall be lawful for any guardian, relieving officer, or overseer of any parish or union in England, to take and convey before two justices of the peace, without summons or warrant, every poor person who shall become chargeable to any parish in England, and who he may have reason to believe is liable to be removed from England under the first-recited act; and the justices before whom any such person shall be so brought shall hear and examine and proceed in the same manner, in all respects, as if such person had been brought before them under and in the manner directed by that act.

2. That it shall be lawful for any inspector of the poor, or other officer appointed by the parochial board of any parish or combination in Scotland, to take and convey before the sheriff or any two justices of the peace of the county in which the parish or combination for which such inspector or officer acts, or any portion thereof is situated, without previous complaint or warrant in that behalf, every poor person who shall be in the course of receiving parochial relief in any parish or combination in Scotland, and who he may have reason to believe is liable to be removed from Scotland under the secondly-recited act; and the sheriff or justices before whom any such person shall be so brought shall make such examination, and proceed in the same manner in all respects as if such person had been brought before him or them under and in the manner directed by that act.

3. That every person who by this act is authorised to take and convey any poor person before any sheriff or justices shall, in the execution of this act, in that behalf have and exercise all the rights, privileges, powers, and immunities with which a constable is by law invested.

4. That, in the construction of this act, the singular number or masculine gender shall, except when the context excludes such construction, be understood to include, and shall be applied to several persons, matters, or things, as well as to one person, matter, or thing, and to females as well as males respectively; and that the words "justice of the peace" shall be understood to include and extend to a justice of the peace or magistrate of a county, county of a city, or county of a town, or of any city or town corporate.

5. That this act may be amended or repealed by any act to be passed in this session of Parliament.

#### CAP. XXXIV.

An Act for consolidating in one Act certain Provisions usually contained in Acts for paving, draining, cleansing, lighting, and improving Towns. [21st June, 1847.]

Sect. 1. Extent of act.

2. Interpretations in this act.

3. Interpretations in this and the special act.

#### *Citing the Act.*

4. Short title of this act.

5. Form in which portions of this act may be incorporated with other acts.

#### *Officers.*

6. Until an inspector is appointed under some general act, execution of works may be proceeded with without his approval.

7. Commissioners to appoint, subject to approval, a surveyor.

8. Surveyor, before entering upon office, to make the following declaration.

9. Commissioners shall appoint an inspector of nuisances.

10. Surveyor and inspector of nuisances.

11. Commissioners to provide offices for surveyor and inspector.

12. Power to appoint, subject to approval, an officer of health.

#### *Surveys and Plans.*

13. Commissioners to cause a map of the district within the limits of the special act to be made, and to be open to inspection.

14. Ordnance may furnish commissioners with maps, or cause surveys to be made.

15. Level lines to be marked on map, and bench marks to be made for denoting the same.

16. Commissioners may cause maps to be engraved, &c., and pay expenses out of rates.

17. Commissioners to cause plans to be prepared of alterations of new works or alterations of existing works.

18. Before giving notice of construction of works, plans to be prepared and deposited in the office of the commissioners.

#### *Lands.*

19. The taking of lands to be subject to the provisions of this act and the Lands Clauses Consolidation Act, 1845.

20. Errors and omissions in plans, &c., may be corrected by justices, who shall certify the same. Certificate to be deposited.

21. Commissioners to make compensation for damage done. If parties cannot agree as to compensation, the same to be determined in manner provided by 7 & 8 Vict. c. 18.

#### *Sewers.*

22. Management of sewers and other works vested in the commissioners.

23. Drainage districts to be formed, subject to approval of inspector.

24. Power to commissioners to construct sewers where none exist, making compensation to owners of property.

25. Commissioners may alter sewers from time to time.

26. Commissioners not to destroy existing sewers, &c., without providing others. Penalty for neglect.

27. Commissioners to cause estimates to be prepared and submitted to the inspector.

28. As to the expense of making new sewers. Where lands, &c., were sufficiently drained before making new sewer, occupier to have a reduction made in his rates.

29. As to the expense of maintaining sewers, &c.

30. Penalty for making unauthorised drains.

31. Vaults and cellars under streets not to be made without the consent of the commissioners.

32. Streets may be stopped for repairs.

33. All sewers, &c., to be covered with traps.

34. Sewers may be used by owners and occupiers of land beyond limits of town or district.

#### *House Drains.*

35. Commissioners empowered to construct drains from house, charging owner, &c., with the expenses.

36. No house to be hereafter built without drains being constructed.

37. Where houses are rebuilt, the level shall be sufficient to allow a drain to be constructed.

38. Notice of buildings and rebuildings to be given to the commissioners.

39. Commissioners may signify disapproval within fourteen days.

40. Houses built without notice, or contrary to the provisions of this or the special act, may be altered.

41. If commissioners fail to signify their approval, &c., within fourteen days, parties may proceed without.

42. Commissioners may require owners of houses to provide privies and ashpits for the same.

43. Penalty for neglecting to provide privy, &c.

44. Drains, privies, and cesspools to be kept in good order by owners. If owners neglect, commissioners may cause the same to be done, and charge the owners with the expense.

45. As to the inspection of drains, privies, and cesspools.

46. Penalty on persons making or altering drains, &c. contrary to the orders of the commissioners.

#### *Paving.*

47. Management of streets vested in the commissioners.

48. Commissioners to be surveyors of highways.

49. Commissioners liable to indictment for want of repair.

50. Road trustees not to collect tolls within limits of act.

51. Power for the commissioners to pave public streets.

52. Commissioners may place fences to footways.

53. Where public streets have not heretofore been paved, commissioners may cause them to be paved, at the expense of the occupiers of adjoining lands.

54. Future streets may be declared highways.

55. Commissioners, upon completion of two thirds of any street, may, upon application, require remaining one third to be completed by owners of houses.

56. Penalty on persons altering pavements without the consent of the commissioners.

#### *New Streets.*

57. Notice of intention to lay out new streets to be given to commissioners.

58. Levels to be fixed by the surveyor to the commissioners.

59. If the commissioners fail to fix the level, the party may proceed without.

60. Persons laying out streets without notice to be liable to the expenses of subsequent alterations of levels.

61. Situation of gas and water pipes to be altered at the expense of the commissioners.

62. If gas or water company neglect to make the alteration, the commissioners may cause the same to be done.

63. As to the width of new streets.

#### *Naming Streets.*

64. Houses to be numbered and streets named.

65. Numbers of houses to be renewed by occupiers.

#### *Improving Streets.*

66. Houses may be set forward for improving line of street.

67. Commissioners may purchase houses or ground for effecting additional improvements.

68. Houses projecting beyond line of street, when taken down to be set back.

69. Future projections of houses, &c. to be removed on notice.

70. Commissioners may cause existing projections to be removed, and compensation to be made.

71. Doors in future to be made to open inwards.

72. Doors opening outwards may be altered.

73. Coverings for cellar doors to be made by occupier. Penalty for neglect.

74. Waterspouts to be affixed to houses or buildings.

#### *Ruinous or dangerous Buildings.*

75. Ruinous or dangerous buildings to be taken down or secured by owners, &c. If owner, &c. neglect to repair, commissioners may cause the same to be done, charging owner, &c. with the expenses.

76. The expenses to be levied by distress on the owner.

77. If owner cannot be found, commissioners may take the house or ground, making compensation provided by 7 & 8 Vict. c. 18.

78. Commissioners may sell the materials, restoring to the owner surplus arising from the sale.

*Precautions during Repairs.*

79. Bars to be erected across streets while repairs or alterations are making, and lights placed at night.

80. Hoards to be set up during repairs.

81. Penalty for not lighting deposits of building materials or excavations.

82. Penalty for continuing deposits of building materials or excavations an unreasonable time.

83. Dangerous places to be repaired or inclosed.

*Objections to Works.*

84. Commissioners to give notice of new levels or sewers.

85. Meeting of commissioners to hear objections in the presence of the inspector.

86. Persons aggrieved by order of commissioners may appeal to quarter sessions.

*Cleansing Streets.*

87. Commissioners to cause streets to be cleansed, and dust and ashes to be removed from the houses.

88. Occupiers to cause footways to be swept. Penalty for neglect.

89. Commissioners may compound for sweeping footways.

90. Dust, &c. collected to be vested in the commissioners.

91. Commissioners may provide lands, &c. for deposit of soil and materials.

92. Dust boxes to be erected by commissioners.

93. Commissioners may cause public conveniences to be erected.

94. Commissioners to cause streets to be watered, and wells, pumps, &c., to be provided.

95. Commissioners to appoint scavengers.

96. Penalty for obstructing scavengers.

97. Penalty on persons other than scavengers removing dirt.

98. Penalty for conveying offensive matter at improper times.

*Nuisances.*

99. Stagnant pools of water and other annoyances to be removed.

100. Regulations to prevent accumulation of dung, &c.

101. On certificate of the officer of health, filth to be removed.

102. Houses to be whitewashed and purified, on certificate of officer of health, &c.

103. No interment in any grave without leaving two feet six inches clear of soil above the coffin.

104. Justices may order nuisances to be abated.

105. Penalty for disobedience of orders of justices.

106. Commissioners to order costs of prosecutions to be paid out of the rates.

107. Act not to affect nuisances at common law.

*Smoke.*

108. Fireplaces of factories, &c., to consume their own smoke.

*Fire.*

109. Party walls to be carried up through the roof. Walls of buildings and coverings of roofs to be made of incombustible materials.

*Ventilation.*

110. Regulating construction of buildings intended as places for public meetings. No person to begin to build until plan has been approved by commissioners.

111. If commissioners fail to signify their approval of plan within fourteen days, party may proceed to build.

112. Persons may appeal against determination of commissioners.

113. Cellars in courts not to be occupied as dwellings after letting prohibited.

114. No cellars under the height of seven feet from the floor to the ceiling to be let as dwellings.

115. Penalty on letting such cellars as dwelling-places.

*Lodging-houses.*

116. For the regulation and inspection of lodging-houses.

117. Commissioners to keep a register of lodging-house keepers, and make rules for promoting cleanliness and ventilation.

118. Penalty on lodging-house keepers not complying with the provisions of the act.

*Lighting.*

119. Commissioners may contract for lighting the streets.

120. For ascertaining price to be paid for gas in case of dispute.

*Water.*

121. Power to commissioners to construct public cisterns and pumps for supply of water to baths and washhouses, Commissioners not to construct such new works without approval.

122. Commissioners may contract for supply of water.

123. For ascertaining price to be paid for water in case of dispute.

124. Commissioners to cause fire-plugs, &c., to be provided and maintained.

*Slaughterhouses.*

125. Commissioners may license slaughterhouses, &c.

126. No new slaughterhouses in future to be erected without a license.

127. Existing slaughterhouses, &c., to be registered.

128. Commissioners may make bye-laws for regulation of slaughterhouses, &c.

129. Justice may suspend license of slaughterhouses, &c., in addition to penalty imposed.

130. Penalty for slaughtering cattle during suspension of license, &c.

131. Officers may enter and inspect slaughterhouses, &c.

*Special Order.*

132. As to certain matters authorised to be done by the commissioners by special order only.

133. Final resolution not to be carried into effect for one month, nor then if a majority of the ratepayers remonstrate against the same.

134. Commissioners may purchase slaughterhouses, &c.

135. And places for public recreation.

136. Public bathing-places and drying-grounds.

137. Proportion of baths for the working classes.

138. Charges for the use of baths.

139. Recovery of charges for the use of baths, &c.

140. Publication of bye-laws in regard to baths, &c.

141. Sale of baths, &c. on discontinuing them.

142. Application to be made to Parliament if additional powers necessary.

*Clocks.*

143. Power to commissioners to provide public clocks.

*Execution of Works by Commissioners.*

144. Commissioners empowered to enter upon lands for the purposes of this act.

145. Penalty on persons obstructing commissioners in their duty.

*Execution of Works by Owners.*

146. As to service of notice on owners and occupiers of buildings and lands.

147. Commissioners, in default of owner or occupier, may execute works and recover expenses.

148. Occupier, in default of owner, may execute works and deduct expenses from his rent.

149. How expenses are to be recovered from owner.

150. Power to levy charges on occupier, who may deduct the same from his rent.

151. Occupier not to be liable for more than the amount of rent due.

152. Commissioners may allow time for repayment by owners of improvement expenses.

153. Proceedings in case of tenants opposing the execution of this act.

154. Respecting existing contracts for building.

155. Respecting contracts for leases.

*Rates.*

156. As to the recovery of private improvement expenses.

157. Where new sewers are made commissioners may make special sewer-rates.

158. Commissioners to make a general sewer-rate distinct from other rates.

159. Commissioners may borrow money by mortgage of sewer-rates.



160. Sewer-rate to be of such amount as to pay off monies borrowed thereon in thirty years.

161. Cases where rates may be charged upon separate and distinct districts.

162. Rates to be levied on separate and distinct districts.

163. Drainage rates.

164. Occupiers may deduct a proportion of drainage-rates from their rent.

165. Landlords, being also tenants, may deduct proportion of drainage-rates from their rent.

166. Limitation of expenditure for house drains, &c.

167. Rates to be levied on persons holding, using, or occupying houses, &c. Proportion to be paid by holders of lands, nursery grounds, &c.

168. Exemptions from rates.

169. Rates may be prospective or retrospective.

170. Commissioners to cause estimates to be prepared before making a rate.

171. Notice of rate to be given.

172. Form of rate.

173. Rate to be open to inspection of ratepayers, who may take copies, &c.

174. Rates may be amended.

175. Value of property to be ascertained according to poor-rate.

176. If poor-rate an unfair criterion, a valuation to be made.

177. Person appointed a valuer to make a declaration before acting.

178. Poor-rate to be open to inspection by commissioners. Owner of property unoccupied to be assessed to the sewer-rate.

180. Unoccupied premises to be included in the rates; and if the premises are afterwards occupied, a portion of rates to be paid.

181. Owners of property not exceeding 10l. per annum net annual value to pay rates instead of occupier.

182. Not necessary to name the owner where unknown.

183. Tenants under existing leases to repay the owner.

184. Occupiers may be rated if they think fit.

#### *Appeal.*

185. Persons aggrieved may appeal to petty sessions on the ground of incorrectness, &c. of valuation. Their decision to be final unless appealed from to quarter sessions.

186. Parties may appeal to the quarter sessions against a rate.

187. Quarter sessions to hear appeal, whose decision shall be final.

188. No order of special sessions to be in force pending appeal.

189. On appeal the quarter sessions and petty sessions to have same power of amending and quashing rates, and of awarding costs, as in appeals against poor rates.

190. Order of justices not to be removed by certiorari.

#### *Recovery of Rates.*

191. Rates to be recovered by distress.

192. Form of warrant of distress. Constables to assist in making distress.

193. Rate books to be evidence.

194. Remedy against persons quitting before payment of rates.

195. Rates to be apportioned on holder quitting.

196. Rates due from owner may be recovered from occupier.

197. Occupier not to be required to pay more than the amount of rent owing by him.

198. Occupier refusing to give name of owner liable to a penalty.

199. Surveyors of highways may proceed for the recovery of arrears of highway rates.

#### *Bye Laws.*

200. Bye laws.

201. Bye laws may be enforced by imposition of penalties.

202. Bye laws to be confirmed.

203. Notice of confirmation to be given.

204. A copy of proposed bye laws to be open to inspection.

205. Publication of bye laws.

206. Bye laws to be binding on all parties.

207. Evidence of bye laws.

208. Penalty on pulling down boards.

209. Tender of amends.

#### *Recovery of Damages and Penalties.*

210. Clauses of 8 & 9 Vict. c. 20, as to recovery of damages and penalties incorporated with this and special act, &c.

211. In Ireland part of penalties to be paid to guardians of unions.

212. Things required to be done by two justices may, in certain cases, be done by one.

213. Persons giving false evidence liable to penalties of perjury.

#### *Access to special Act.*

214. Copies of special act to be kept by commissioners at their office, and deposited with the clerks of the peace, &c., and be open to inspection. 7 Will. 4 & 1 Vict. c. 83.

215. Penalty on commissioners failing to keep or deposit such copies.

216. Act may be amended, &c.

#### CAP. XXXV.

An Act to continue until the 31st Day of July, 1848, and to the End of the then Session of Parliament, certain Acts for regulating Turnpike Roads in Ireland. [21st June, 1847.]

#### CAP. XXXVI.

An Act for allowing the Subscriptions to the Loan of Eight Millions raised in the Year 1847, to be paid up under Discount. [21st June, 1847.]

#### CAP. XXXVII.

An Act for limiting the Time of Service in the Army. [21st June, 1847.]

#### CAP. XXXVIII.

An Act to facilitate the Drainage of Lands in England and Wales. [21st June, 1847.]

#### CAP. XXXIX.

An Act to amend an Act to enable Burghs in Scotland to establish a general System of Police, and another Act for providing for the Appointment and Election of Magistrates and Councillors for certain Burghs and Towns of Scotland. [21st June, 1847.]

#### CAP. XL.

An Act to continue until the 31st Day of July, 1848, and to the End of the then next Session of Parliament, an Act of the fifth and sixth Years of her present Majesty, for amending the Law relative to private Lunatic Asylums in Ireland. [21st June, 1847.]

#### CAP. XLI.

An Act to continue until the 31st Day of July, 1848, and to the End of the then next Session of Parliament, certain of the Allowances of the Duty of Excise on Soap used in Manufactures. [25th June, 1847.]

#### CAP. XLII.

An Act to transfer the Collection and Management of the Duties in respect of Stage Carriages, Hackney Carriages, and Railway Passengers, from the Commissioners of Stamps and Taxes to the Commissioners of Excise. [25th June, 1847.]

#### CAP. XLIII.

An Act for the Amendment of the Laws relating to the Prevention and Regulation of Lunatic Asylums for Counties and Boroughs in England. [25th June, 1847.]

#### CAP. XLIV.

An Act to render permanent certain Parts of the Act for amending the Constitution of the Government of Newfoundland. [25th June, 1847.]

#### CAP. XLV.

An Act to authorise for one Year, and to the End of the then next Session of Parliament, the Removal of Prisoners from the several Gaols in Ireland in Cases of Epidemic Diseases. [25th June, 1847.]

(To be continued).

## London Gazette.

TUESDAY, August 10.

## BANKRUPTS.

THOMAS THOMSON and WILLIAM SABIN, Rochester Brewery, Rochester-row, Middlesex, brewers, dealers and chapmen, Aug. 17 at half-past 1, and Sept. 28 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Burbidge, Hatton-garden, London.—Fiat dated July 27.

EDWARD GODDARD SHACKEL, Leadenhall-street, London, grocer and tea dealer, Aug. 19 at half-past 10, and Sept. 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Wright & Bonner, London-wall.—Fiat dated Aug. 7.

ROBERT POWELL SAPH, Salisbury, Wiltshire, hatter, dealer and chapman, Aug. 21 at half-past 12, and Oct. 1 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Murdoch, Farnival's-inn, Holborn.—Fiat dated July 30.

RICHARD BAKER, Cheapside, London, tailor, draper, dealer and chapman, Aug. 20 at 2, and Oct. 1 at half-past 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Aug. 6.

JAMES OSBORN, Oakham, Rutlandshire, glass and china dealer, dealer and chapman, Aug. 21 at half-past 11, and Oct. 1 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Coverdale & Co., Bedford-row.—Fiat dated July 31.

JOHN RATCLIFF, Derby, wine and spirit merchant, dealer and chapman, Aug. 20 and Sept. 24 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Hine & Robinson, Charterhouse-sq., London.—Fiat dated Aug. 3.

JOHN JORDAN, JAMES WHITE, and JOHN LEWIS ALDRIDGE, Coventry, Warwickshire, brewers and maltsters, dealers and chapmen, Aug. 21 and Sept. 23 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Harding, Birmingham.—Fiat dated July 30.

WILLIAM BEAUMONT, Rotherham, Yorkshire, grocer and provision dealer, dealer and chapman, Aug. 20 and Oct. 1 at 11, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Badger, Rotherham; Pope, Gray's-inn-sq., London.—Fiat dated Aug. 3.

JAMES HOLDSWORTH, Lidget, Northowram, Halifax, Yorkshire, farmer, stone dealer, and merchant, dealer and chapman, Aug. 24 and Sept. 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Mitchell, Halifax; Courtenay, Leeds; Bower & Co., Chancery-lane, London.—Fiat dated Aug. 3.

WILLIAM WARD, Liverpool, cloth dealer and licensed victualler, Aug. 20 and Sept. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Avison & Pratt, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Aug. 4.

SAMUEL HURDLE, Hazelbury Bryan, Dorsetshire, cheese factor, innkeeper, dealer and chapman, Aug. 19 at 1, and Sept. 14 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Dashwood, Sturminster, Dorsetshire; Furlong & Tucker, Exeter; Warry & Crammond, New-inn, Strand, London.—Fiat dated July 27.

JOHN HOEFLER, Manchester, commission merchant, dealer and chapman, Aug. 26 and Sept. 10 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater, Manchester; Abbott, Charlotte-street, Bedford-sq., London.—Fiat dated Aug. 3.

THOMAS ALLETON, Liverpool, and Boughton-house, near Chester, drysalter, dealer and chapman, Aug. 27, and Sept. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Duncan & Radcliffe, Liverpool: Wild & Co., College-hill, London.—Fiat dated July 30.

THOMAS HILL, Liverpool, ironmonger, dealer and chapman, Aug. 27 and Sept. 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Mallaby & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Aug. 4.

## MEETINGS.

James Rollings, Landport, Portsmouth, stay manufacturer, Aug. 28 at half-past 12, Court of Bankruptcy, London, last ex.—J. Willson Pearl, Milton-street, Dorset-sq., Middlesex,

horse dealer, Sept. 1 at half-past 11, Court of Bankruptcy, London, and ac.—Thomas Lett, Apsley Guise, Bedfordshire, builder, Sept. 1 at 11, Court of Bankruptcy, London, and ac.—R. Wade, Cheapside, London, tailor, Sept. 1 at 12, Court of Bankruptcy, London, and ac.—William Morgan, Treforest, near Cardiff, Glamorganshire, draper, Sept. 3 at half-past 11, District Court of Bankruptcy, Bristol, and ac.—John Beale, Cadoxton, Glamorganshire, grocer, Sept. 2 at 11, District Court of Bankruptcy, Bristol, and ac.—H. Chalcombe, Swansea, Glamorganshire, sail maker, Sept. 2 at half-past 11, District Court of Bankruptcy, Bristol, and ac.—Henry B. Cos, Coventry, Warwickshire, licensed victualler, Aug. 31 at 12, District Court of Bankruptcy, Birmingham, and ac.—M. Norman, the younger, Richmond, Yorkshire, cabinet maker, Aug. 31 at 11, District Court of Bankruptcy, Leeds, and ac.; Sept. 9 at 11, div.—Joseph Woodhead and John Woodhead, Bradford, Yorkshire, worsted stuff manufacturers, Aug. 31 at 11, District Court of Bankruptcy, Leeds, and ac.; Sept. 9 at 11, div.—Wm. Carpendale, Kingston-upon-Hull, jeweller, Sept. 1 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac.—John Potter, Manchester, portable weighing machine maker, Sept. 1 at 12, District Court of Bankruptcy, Manchester, and ac.; Sept. 2 at 12, div.—Robert Marsh, Upholland, Lancashire, provision dealer, Aug. 31 at 12, District Court of Bankruptcy, Liverpool, and ac.; Sept. 3 at 12, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

James W. Pearl, Milton-street, Dorset-square, Middlesex, horse dealer, Sept. 1 at 1, Court of Bankruptcy, London.—R. Wade, Cheapside, London, tailor, Sept. 1 at half-past 12, Court of Bankruptcy, London.—G. Q. Sandrinelli, Bishop's-place, Brompton, Middlesex, merchant, Sept. 1 at 12, Court of Bankruptcy, London.—Archibald Dunlop, Lower Belgrave-place, Chester-square, Middlesex, land agent, Aug. 31 at 12, Court of Bankruptcy, London.—W. F. Atkinson, Wakefield, Yorkshire, woolstapler, Sept. 2 at 11, District Court of Bankruptcy, Leeds.—Henry Cole, Birkenhead, Chester, builder, Sept. 3 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Aug. 31.

Thomas Hen. Skelton, Southampton, stationer.—George Berryman, Staines, Middlesex, licensed victualler.—Hen. B. Cos, Coventry, Warwickshire, licensed victualler.—Jos. H. Freeman, Birmingham, builder.—John M. Blashfield, Blashfield, Surrey, cement manufacturer.—John Simpson, Cropwell Bishop, near Nottingham, Nottinghamshire, out of business.—Jas. Whitelaw and Theo. Whitelaw, Litchfield-street, Soho, and Store-street, Bedford-sq., Middlesex, builders.—Jeremiah Scott, Leeds, Yorkshire, share broker.—Robert Sword, Newcastle-upon-Tyne, draper.—Hen. Flower, Bargeyard-chambers, Bucklersbury, London, and Regent-square, St. Pancras, Middlesex, publisher.

## FIAT ANNULLED.

Wm. T. Cooke, Aylham, Norfolk, ironmonger.

## SCOTCH SEQUESTRATIONS.

Jas. Mackie, Greenock, draper.—Jas. Anderson, Neilston, baker.—Angus M'Allister, Glasgow, spirit dealer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

Peter Ramsey, Great Russell-st., Covent-garden, Middlesex, shell fishmonger, Aug. 24 at 11, Court of Bankruptcy, London.—Wm. Nicholson, Fareham, Southampton, watch maker, Aug. 24 at 11, Court of Bankruptcy, London.—Nathan Harris, Waterloo-road, Lambeth, Surrey, appraiser, Aug. 24 at 11, Court of Bankruptcy, London.—Martin Miles, Soulbury, Buckinghamshire, assistant to a coal merchant, Aug. 24 at 11, Court of Bankruptcy, London.—Henry Appleton, New Hampton, Middlesex, out of business, Aug. 24 at 11, Court of Bankruptcy, London.—Evan John Jones, Church-row, Upper-street, St. Mary, Islington, Middlesex, undertaker, Aug. 23 at half-past 1, Court of Bankruptcy, London.—Geo. Steel, Trinity-street, St. Mary, Rotherhithe, Surrey, lighterman, Aug. 23 at half-past 1, Court of Bank-

ruptcy, London.—*Den. Young*, Theobald's-road, Queen-sq., Middlesex, carpenter, Aug. 23 at half-past 1, Court of Bankruptcy, London.—*Abraham Garrad*, jun., Braintree, Essex, veterinary surgeon, Aug. 23 at half-past 1, Court of Bankruptcy, London.—*John Taylor*, Luton, Bedfordshire, carpenter, Aug. 26 at 12, Court of Bankruptcy, London.—*Samuel Dennis*, Rochford, Essex, carpenter, Aug. 26 at 12, Court of Bankruptcy, London.—*John Wager*, Liverpool-road, Islington, Middlesex, out of business, Sept. 2 at 11, Court of Bankruptcy, London.—*John Cosway*, High-street, Shadwell, Middlesex, blacksmith, Sept. 2 at 11, Court of Bankruptcy, London.—*Charles M. W. Green*, Maida-vale, Paddington, Middlesex, house agent, Aug. 26 at 12, Court of Bankruptcy, London.—*John Wm. Breakspeare*, Albany-road, Old Kent-road, Surrey, out of business, Aug. 19 at 1, Court of Bankruptcy, London.—*Augusta Hewson*, Blackheath-hill, Kent, schoolmistress, Aug. 23 at half-past 1, Court of Bankruptcy, London.—*Jos. May*, Henrietta-street, Arthur-street, Old Kent-road, Surrey, assistant warehouseman, Aug. 19 at 11, Court of Bankruptcy, London.—*George Lane*, Portsea, Hampshire, tailor, Aug. 26 at 2, Court of Bankruptcy, London.—*Rob. Wilson*, Duke-st., Stamford-st., Blackfriars-road, Surrey, baker, Aug. 26 at 2, Court of Bankruptcy, London.—*James Peters*, Rishbies Rope-walk, Narrow-st., Limehouse, Middlesex, lighterman, Aug. 27 at 1, Court of Bankruptcy, London.—*Mary Olivia Williams*, widow, Gloucester-terrace, Gloucester-road, Hyde-park-gardens, Middlesex, lodging-housekeeper, Aug. 26 at 2, Court of Bankruptcy, London.—*Thos. Mason*, Richmond, Yorkshire, innkeeper, Aug. 17 at 11, District Court of Bankruptcy, Leeds.—*Thomas Lloyd*, Wem, Shropshire, maltster, Aug. 17 at 12, District Court of Bankruptcy, Birmingham.—*James Rose*, Nottingham, cab driver, Aug. 13 at 11, District Court of Bankruptcy, Nottingham.—*John Kempton*, Penzance, Cornwall, mounted revenue coast guardman, Aug. 17 at 11, District Court of Bankruptcy, Exeter.

*Saturday, Aug. 7.*

The following Assignees have been appointed. Farther particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Joshua Newman*, Bromyard, Herefordshire, shopkeeper, No. 22,156 C.; *John Newman*, new assignee, in place of J. Newman the elder, deceased.—*Thos. Wilkins Walbeoff*, Hay, Breconshire, gentleman, No. 1,766 C.; *George William Gairdner*, new assignee, in place of Thomas Gunter, deceased.—*Thos. Hardy*, Union-street, Spitalfields, Middlesex, broker, No. 58,328 T.; *Thos. Ed. Everahed*, assignee.—*Chas. Wright*, Fenchurch-st., London, attorney at law, No. 59,016 T.; *James Roe*, assignee.—*Thos. Layton*, High-st., Putney, Surrey, tailor, No. 59,030 T.; *Fred. Skerratt*, assignee.—*Jas. Tucker*, Street, Somersetshire, out of business, No. 43,771 C.; *John Rood* the younger, assignee.—*Henry Lewis*, Bristol, accountant, No. 43,799 C.; *Wm. Stanton*, assignee.—*Alexander Coke*, Blackburn, Lancashire, woollen draper, No. 67,965 C.; *David Sykes*, assignee.—*Chas. Green*, Manchester, licensed victualler, No. 68,085 C.; *Peter Ainsworth Bleachley*, assignee.—*Wm. Close*, Lydney, Gloucestershire, butcher, No. 68,168 C.; *John Tamplin*, assignee.—*Wm. Slate*, Blue-pits, near Rochdale, Lancashire, manufacturing chemist, No. 68,203 C.; *Thomas Hill*, assignee.—*A. Banks* the younger, Liverpool, broker, No. 68,325 C.; *John Milroy Hannay* and *Jos. Haselden*, assignees.—*John Heartwell*, Roworth, Glossop, Derbyshire, bleacher, No. 68,389 C.; *Samuel Taylor*, assignee.—*Wm. Clay*, Bristol-road, Gloucestershire, labourer, No. 68,392 C.; *John Pigott*, assignee.

*Saturday, Aug. 7.*

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Thomas Armstrong*, Great Tower-st., London, and Chamber-st., Goodman's-fields, Middlesex, oilman: in the Debtors Prison for London and Middlesex.—*Samuel Aylott*, Church-street, Mile-end New-town, Middlesex, shoemaker's shopman: in the Debtors Prison for London and Middlesex.—*Wm. Henry Smith*, St. James-st., Piccadilly, Middlesex, barrister at law: in the Queen's Prison.—*Charles M. Larty Douglas*, Park-road, Stockwell, Surrey, and Aldermanbury, London, bandana manufacturer and printer: in the Queen's Prison.—*Chas. Fearley* the elder, Brunwick-street, Southwark, Surrey, accountant: in the Queen's Prison.

(On Creditor's Petition).

*Jacob Smith*, Camden-st., Islington, Middlesex, builder: in the Debtors Prison for London and Middlesex.

(On their own Petitions).

*Wm. Knight* the elder, East Dean, Gloucestershire, coal miner: in the Gaol of Gloucester.—*Geo. Sherborne*, Bath, Somersetshire, organ builder: in the Gaol of Wilton.—*D. Taylor*, Tatham, Lancashire, in no business: in the Gaol of Lancaster.—*Ducklet Taylor*, Tatham, Lancashire, in no business: in the Gaol of Lancaster.—*Ribey Carr*, Riston, near Beverley, Yorkshire, publican: in the Gaol of York.—*Henry Wilkes*, New Town-row, Birmingham, plater: in the Gaol of Coventry.—*Abner Brunskill*, Foulbridge, near Colne, Lancashire, in the Gaol of Lancaster.

(On Creditor's Petition).

*Henry Storrer*, Kingston-upon-Hull, cement manufacturer: in the Gaol of Kingston-upon-Hull.

FRIDAY, AUGUST 13.

BANKRUPTS.

ALEXANDER CARROLL the younger, Strand, Middlesex, newspaper proprietor, printer and publisher, dealer and chapman, Aug. 23 at 11, and Sept. 28 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Warrant, 6, Skinner-street, Snow-hill.—Fiat dated Aug. 11.

SILAS TAYLOR, Albion-house, Chapel-place, Tonbridge-wells, Kent, plumber, painter, and glazier, dealer and chapman, Aug. 20 at 11, and Sept. 26 at 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Aug. 9.

THOMAS BROOKS, Horton Old-town, Middlesex, baker, dealer and chapman, Aug. 20 at half-past 10, and Oct. 1 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Buchanan, Basinghall-street.—Fiat dated Aug. 5.

ARTHUR BARTLETT, Hill and Sidford, Millbrook, Southampton, fly proprietor, dealer and chapman, Aug. 20 and Sept. 28 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Paterson, Bouverie-street, Fleet-street.—Fiat dated Aug. 9.

THOMAS WILLIAMS HOME, Pelham-terrace, Brompton, Middlesex, hotel keeper, perfumer, dealer and chapman, Aug. 21 at half-past 10, and Sept. 28 at 1, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Farrar, Doctors' commons.—Fiat dated July 24.

WILLIAM JOLLEY, Charing-cross, Westminster, Middlesex, poulterer, dealer and chapman, Aug. 24 at 1, and Sept. 28 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Kennedy, 100, Chancery-lane.—Fiat dated Aug. 5.

WILLIAM PEARSE, Saint Tuyde, Cornwall, surgeon and apothecary, dealer and chapman, Aug. 24 at 11, and Sept. 16 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Exeter; Keddell & Co., Limestone-street, London.—Fiat dated Aug. 9.

THOMAS MARKS, Bristol, carpenter and builder, Aug. 27 and Sept. 24 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Crosby, Bristol.—Fiat dated Aug. 9.

THOMAS WHITTAKER, Manchester, warehouseman, dealer and chapman, Aug. 24 and Sept. 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Cobbett, Manchester; Spinks, 39, Great James-street, Bedford-row, London.—Fiat dated July 20.

JOSEPH JOHNSTON, Liverpool, flour dealer and bread baker, Aug. 27 and Sept. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dewhurst, Liverpool; Johnson & Co., Temple, London.—Fiat dated July 30.

CHARLES RICHARD BEWLAY, Leamington-priors, Warwickshire, grocer, dealer in glass, china ware, dealer and chapman, Aug. 24 and Sept. 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mottram & Knowles, Birmingham.—Fiat dated July 28.

ABRAHAM TURNER, Huddersfield, Yorkshire, grocer, dealer and chapman, Aug. 24 and Sept. 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Higham, Brighouse; Bond & Barwick, Leeds; Crocker, Chancery-lane, London.—Fiat dated July 22.

## MARRIAGES.

*Thos. Crowther*, Liverpool, wine merchant, Sept. 3 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Edmund Lord*, Rochdale, Lancashire, flannel manufacturer, Aug. 25 at 12, District Court of Bankruptcy, Manchester, last ex.—*Lewis Logsdon*, Barnett, Hertfordshire, coach builder, Sept. 3 at 1, Court of Bankruptcy, London, and ac.—*J. Forber*, Liverpool, watch maker, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Wm. Hope Lyon*, Liverpool, cotton broker, Sept. 3 at 11, District Court of Bankruptcy, Liverpool, and ac.; Sept. 6 at 11, div.—*Joseph Wilkinson*, Birkenhead, Cheshire, builder, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Tullius Priest Fay*, Liverpool, surgeon, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John Mulholland* and *Wm. Mulholland*, Liverpool, merchants, Sept. 6 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Thomas Barrett*, Ham-mills, Stroud, Gloucestershire, general wood turner, Sept. 9 at 11, District Court of Bankruptcy, Bristol, and ac.; Sept. 10 at 11, div.—*Francis Sanders* and *Chas. Sanders*, Derby, corn merchants, Sept. 24 at 12, Exchange-rooms, Nottingham, and ac.—*Jos. Shepherd* and *Benj. Shepherd*, Exeter, wine merchants, Sept. 14 at 11, District Court of Bankruptcy, Exeter, and ac.; Sept. 15 at 11, div.—*James Hopkins* and *John Drewitt*, Arundel, Sussex, bankers, Sept. 4 at 11, Court of Bankruptcy, London, div.—*Thos. Wright*, Derby, cheese factor, Sept. 17 at 12, Exchange-rooms, Nottingham, and ac. and div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*John T. Cremer*, St. Mary-axe, London, merchant, Sept. 4 at 12, Court of Bankruptcy, London.—*Henry Fras. Hoole*, High-st., Southwark, Surrey, grocer, Sept. 4 at half-past 11, Court of Bankruptcy, London.—*Lewis Logsdon*, Barnett, Hertfordshire, coach builder, Sept. 3 at 1, Court of Bankruptcy, London.—*Jas. C. Morris*, Curtain-road, Shoreditch, Middlesex, cabinet maker, Sept. 3 at half-past 12, Court of Bankruptcy, London.—*John C. Addison*, Margaret-street, Cavendish-square, Middlesex, grocer, Sept. 4 at half-past 1, Court of Bankruptcy, London.—*Jas. Thomas*, Gloucester, innkeeper, Sept. 9 at 11, District Court of Bankruptcy, Bristol.—*Edw. B. Smith*, Scarborough, Yorkshire, timber merchant, Sept. 7 at 11, District Court of Bankruptcy, Leeds.—*John Hinchcliffe*, Wakefield, Yorkshire, carrier, Sept. 4 at 12, District Court of Bankruptcy, Leeds.—*Geo. Cosway*, Tiverton, Devonshire, woolstapler, Sept. 16 at 1, District Court of Bankruptcy, Exeter.—*Thos. H. Pullan*, Sheffield, Yorkshire, hosier, Sept. 10 at 10, District Court of Bankruptcy, Sheffield.—*Geo. Thos. Rollason*, Birmingham, glass dealer, Oct. 5 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 3.

*Wm. G. Bradford*, Bucklersbury, London, tailor.—*David Williams*, Ruthin, Denbighshire, cattle salesman.—*J. Robinson*, Manchester, perfumer.—*Th. T. Cooke*, Manchester, bill vendor.—*R. Hibbins*, Ketton, Rutlandshire, stone mason.—*T. P. Fay*, Liverpool, surgeon dentist.—*R. Still*, Liverpool, merchant.—*Thos. Hardwick* and *W. Hardwick*, Leeds, auctioneers.—*Wm. Palmer*, Strand, Middlesex, hosier.—*S. Lee Trosmen*, Liverpool, merchant.—*Wm. Yonle*, Adde-street, Wood-street, London, commission agent.—*R. Lund*, Blackburn, Lancashire, cotton-spinner.—*G. D. Payne*, Saville-row, Regent-street, Westminster, Middlesex, tailor.—*Wm. Edge* and *Sam. Edge*, Fenton, Staffordshire, earthenware manufacturers.—*Chas. Vyse*, Ludgate-street, London, straw bonnet maker.—*James Butterworth*, Rochdale, Lancashire, cotton manufacturer.—*Mary E. Bell*, widow, and *James Bell*, Finch-ane, Cornhill, London, news vendors.

## PARTNERSHIPS DISSOLVED.

*Robert Gill* and *Wm. Phillips*, attorneys, solicitors, and conveyancers, Easingwold, Yorkshire.—*John Edward Beales* and *Charles Philip Utton*, attorneys at law and solicitors, Bedford-row, Middlesex.

## SCOTCH SEQUESTRATIONS.

*Wm. Elchamond & Co.*, Glasgow, merchants.—*Rob. More*, Irdrie, grocer.—*Th. Mason & Co.*, Glasgow, manufacturers.

—*John Lamb*, Dundee, manufacturer.—*E. Moutrie*, Dundee, merchant.—*Robert Fergus*, Campsie, Stirling, deceased.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James Coghill*, Long Crendon, Buckinghamshire, surveyor, Aug. 16 at 12, Court of Bankruptcy, London.—*P. O'Brien Butler*, Barton-st., Great College-st., Westminster, Middlesex, supernumerary clerk in the Office of Stamps and Taxes, Aug. 21 at 10, Court of Bankruptcy, London.—*H. H. Swain*, Eton, Buckinghamshire, hair cutter, Aug. 24 at 11, Court of Bankruptcy, London.—*H. R. Weberstadt*, Berwick-street, Soho, Middlesex, out of business, Aug. 24 at half-past 11, Court of Bankruptcy, London.—*F. Sanderson*, Wilton-road, Pimlico, Middlesex, coach painter, Aug. 24 at 12, Court of Bankruptcy, London.—*C. Alderton*, Arthur-street, Well-st., Gray's-inn-road, Middlesex, ivory and wood turner, Aug. 24 at 12, Court of Bankruptcy, London.—*G. Finch*, Newbury, Berkshire, cabinet maker, Aug. 24 at half-past 10, Court of Bankruptcy, London.—*George Chester*, Godalming, Surrey, out of business, Aug. 24 at 1, Court of Bankruptcy, London.—*D. Sayers*, Brighton, Sussex, baker, Aug. 24 at half-past 11, Court of Bankruptcy, London.—*Elizabeth Briggs*, widow, Bridge-house-pl., Newington-causeway, Surrey, upholsteress, Aug. 24 at 12, Court of Bankruptcy, London.—*G. Hyde*, Park-cottages, Park-place, East-lane, Old Kent-road, Surrey, musician, Aug. 19 at 12, Court of Bankruptcy, London.—*W. Willson*, Bermondsey-street, Surrey, baker, Aug. 24 at half-past 10, Court of Bankruptcy, London.—*Edwin W. Payne*, Albion-road, New-town, Woolwich, Kent, hair dresser, Aug. 24 at 12, Court of Bankruptcy, London.—*Jas. B. Lambley*, Rosetta-place, Old Kent-road, Surrey, out of business, Aug. 24 at half-past 12, Court of Bankruptcy, London.—*William Smith*, Vine-street, Regent-street, Middlesex, hatter, Aug. 24 at 11, Court of Bankruptcy, London.—*Wallis Sacre*, Brighton, Sussex, plumber and painter, Aug. 24 at half-past 11, Court of Bankruptcy, London.—*Stephen Hughes*, Chatham, Kent, grocer, Aug. 24 at 12, Court of Bankruptcy, London.—*Margaret Chord*, Margaret-street, Cavendish-sq., Middlesex, widow, housekeeper, Aug. 24 at half-past 11, Court of Bankruptcy, London.—*Henry Sell*, Lower Curm-wall-road, Back-road, Shadwell, Middlesex, coal porter, Aug. 24 at 12, Court of Bankruptcy, London.—*William Smith*, Deptford, Kent, labourer, Aug. 24 at 12, Court of Bankruptcy, London.—*Elias Guerrier*, Newgate-market, London, meat salesman, Aug. 24 at 1, Court of Bankruptcy, London.—*Henry Melville*, Kidbrook, near Blackheath, Kent, portrait painter, Aug. 24 at half-past 10, Court of Bankruptcy, London.—*Thos. Lee*, Broadway, Ludgate-hill, London, butcher, Aug. 24 at half-past 11, Court of Bankruptcy, London.—*Jos. Burrows*, Leicester, schoolmaster, Aug. 27 at 11, District Court of Bankruptcy, Nottingham.—*Francis Hoskins*, Nottingham, surgeon dentist, Aug. 27 at half-past 10, District Court of Bankruptcy, Nottingham.—*Francis Holmes*, Folkingham, Lincolnshire, baker, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.—*Samuel Bullock*, Carmarthen, waiter, Aug. 24 at 11, District Court of Bankruptcy, Bristol.—*Michael Smith*, Liverpool, tobacconist, Aug. 25 at 11, District Court of Bankruptcy, Liverpool.—*John Slade*, Bristol, agent to the Phoenix Fire Insurance Company, London, Aug. 24 at half-past 11, District Court of Bankruptcy, Bristol.—*Wm. Verley*, Bristol, butcher, Aug. 20 at 1, District Court of Bankruptcy, Bristol.—*Wm. Fearn*, Nottingham, boot maker, Aug. 20 at 11, District Court of Bankruptcy, Nottingham.—*George Slater*, Duffield, Derbyshire, out of business, Aug. 27 at 11, District Court of Bankruptcy, Nottingham.—*Wm. Harrison*, Dumb-hill, near Shipley, near Bradford, Yorkshire, overlooker of a worsted mill, Aug. 24 at 11, District Court of Bankruptcy, Leeds.—*William Dainty*, Duckamoor, near Tiverton, Devonshire, brick maker, Aug. 24 at 11, District Court of Bankruptcy, Exeter.—*James Stephenson*, Albany-road, Camberwell, Surrey, barrister at law, Aug. 23 at 11, Court of Bankruptcy, London.—*Wm. Nestleton*, Marston Magna, Somersetshire, farmer, Sept. 1 at 11, District Court of Bankruptcy, Exeter.—*John Featherstone*, Wiveliscombe, Somersetshire, labourer, Sept. 2 at 1, District Court of Bankruptcy, Exeter.—*Wm. Robinson* the younger, Kingston-upon-Hull, sawyer, Aug. 25 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.

Wednesday, Aug. 11.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—  
(On their own Petitions).

**Thomas Waterhouse**, Star-street, Edgware-road, Middlesex, plumber: in the Debtors Prison for London and Middlesex.—**A. B. Warmole**, Theobald's-road, Red Lion-square, Middlesex, secretary to a railway company; in the Queen's Prison.—**Thomas Major**, Meadow-place, South Lambeth, Surrey, attorney at law: in the Queen's Prison.—**James Flockhart**, Dalston-place, Dalston, Middlesex, merchant: in the Queen's Prison.—**Fred. Miles**, Stoke Hammond, Buckinghamshire, farming bailiff: in the Gaol of Aylesbury.—**John Midgley**, Liverpool, cab driver: in the Gaol of Lancaster.—**Joseph Sharp**, Great Barford, Bedfordshire, hardwareman: in the Gaol of Bedford.—**J. Webster**, Holbeck, near Leeds, Yorkshire, scribbler: in York Castle.—**John Haigh**, Holbeck, near Leeds, Yorkshire, scribbler: in York Castle.

#### MEETINGS.

**Joseph Sharp**, Hayland, Essex, farmer, Aug. 28 at 12, J. & W. Crick's, Maldon, sp. aff.—**John Sharp**, Horton, near Bradford, Yorkshire, machine maker, Aug. 28 at 11, Wells's, Bradford, sp. aff.

**MASTER IN CHANCERY**.—The Lord Chancellor has appointed John Ayre the younger, Gent., of Bristol, to be a Master Extraordinary in the high Court of Chancery.

#### COUNTY COURT OF MIDDLESEX.

BLOOMSBURY, CLERKENWELL, AND SHOREDITCH DISTRICTS.

**THE UNDERSIGNED** begs to give NOTICE, that, in order to stop the present illegal practice of Agents and Collectors acting for Suitors, he has made Arrangements for giving his Personal Attendance in these Courts for the trifling Fee allowed by the Act, and on fair Terms of Agency for the Profession.  
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# The Jurist

No. 554—VOL. XI.

AUGUST 21, 1847.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, AUGUST 21, 1847.

WE propose in the present article to consider several practical points of some importance, which have arisen in the recent actions between committee-men and allottees in railway projects. Our remarks will be confined to the mode of carrying into effect by an action at law the principles which govern the respective liabilities of these parties.

It is clearly admitted, that the letter of application for shares in a railway company, and the letter of allotment at law. But the rule which is applicable to other agreements will also apply to this, namely, that to constitute a legal obligation *ex contractu*, the offer or proposal must be accepted in the very terms in which it is made. Therefore, if the application for shares be absolute in its form and the letter of allotment conditional, e. g. stating that the shares are allotted on condition that the deposit shall be paid, or stating, that in the event of non-payment such allotment will be void, no valid contract arises. (*Wontner v. Shairp*, 11 Jur. 373; 4 Railw. Cas. 542). In that case, it was said by the Court, in delivering their judgment, "The allotment was not absolute, but conditional only, and on that ground also we think the application for shares and letter of allotment do not constitute a valid contract, the letter of allotment not being a simple acceptance of the plaintiff's proposal." But if the allottee after such conditional allotment pay the deposit, or thereby accepts the terms thus added, and a new contract arises from the letter of allotment, and the action. (*See Vollins v. Fletcher*, 11 Jur. 416).

The offer must be accepted by the party to whom it is made or by his agent. Therefore, if the application be to the provisional committee, the allotment should be by them and not by the managing com-

mittee. (*See Woolmer v. Toby*, 16 Law Journ., N. S., Q. B., 235). From that decision, it appears, that the managing committee are not the agents of the provisional committee.

The allotment should be made within a reasonable time. In *Woolmer v. Toby* the application was made on the 13th October, and the allotment on the 15th December following. The only question left to the jury by the learned judge was as to the reasonableness of the time, and they found it was reasonable, but the Court above seemed to be of opinion that there was great weight in the objection raised on this point, as a ground for a new trial, as also in the objection, that between the times of application and of allotment, changes had occurred in the constitution of the provisional committee.

The question, whether it is necessary that the letters should be stamped as an agreement, depends upon a previous question, viz. whether the letter of allotment is a simple acceptance of the application? If it be so, they together amount to a contract, and require a stamp. But if the letter of allotment introduce new terms, the real contract will be found therein, and in the subsequent act done, which amounts to an acceptance of such terms. The letters of application and of allotment are then regarded as mere proposals, and no stamp is required. It was so held in *Vollins v. Fletcher*. That was an action by an allottee against a managing director for recovery of deposits paid. The application for shares had been made in the usual form, and was absolute, but the allotment was conditional; and the Court, on this state of facts, held no stamp to be necessary. "The true test," said Pollock, C. B., "is, whether, on receiving the written answer, which was given to his application, the plaintiff was at liberty to say, 'If these are the terms on which my offer is to be accepted, I decline to accede to them.' We think he was."

The parties to sue and to be sued are, of course, those between whom the contract was made, by themselves or by their agents. In *Woolmer v. Toby*, it was decided that the committee of management could not sue on a contract made with the provisional committee. But if the allotment introduced new terms into the contract, and the deposit was paid thereon, the parties allotting would be looked upon as contracting with the allottee, although the application had been made to different parties.

In concluding these remarks, it may be useful to refer to the case of *Steadman v. Arden*, (10 Jur. 553; 15 Law Journ., N. S., Exch., 310), in which it was held, that an allottee called upon to pay money in respect of shares allotted to him, is entitled to inspect the subscribers' agreement and parliamentary contract.

### PUBLIC GENERAL STATUTES.

10 & 11 VICTORIA.—SESSION 7.

(Continued from p. 324.)

#### CAP. XLVI.

An Act to facilitate the Temporary Investment of Trust Monies in the Improvement of Landed Property in Ireland. [25th June, 1847.]

#### CAP. XLVII.

An Act to amend the Law and Practice in Scotland as to the Service of Heirs. [25th June, 1847.]

#### CAP. XLVIII.

An Act to facilitate the Transference of Lands and other Heritages in Scotland not held in Burgage Tenure. [25th June, 1847.]

#### CAP. XLIX.

An Act to facilitate the Transference of Lands and other Heritages in Scotland held in Burgage Tenure. [25th June, 1847.]

#### CAP. L.

An Act to facilitate the Constitution and Transmission of Heritable Securities for Debt in Scotland, and to render the Same more effectual for the Recovery of Debts. [25th June, 1847.]

#### CAP. LI.

An Act to amend the Practice in Scotland with regard to Crown Charters and Precepts from Chancery. [25th June, 1847.]

#### CAP. LII.

An Act for the Correction of certain Abuses which have frequently prevailed at the Elections of Representative Peers for Scotland. [25th June, 1847.]

#### CAP. LIII.

An Act to continue until the 1st Day of October, 1848, and to the End of the then next Session of Parliament, an Act to amend the Laws relating to Loan Societies. [25th June, 1847.]

#### CAP. LIV.

An Act to amend the Acts for rendering effective the Service of the Chelsea and Greenwich Out-pensioners. [25th June, 1847.]

#### CAP. LV.

An Act to authorise a further Advance of Money for the Relief of destitute Persons in Ireland. [25th June, 1847.]

#### CAP. LVI.

An Act to make legal the Collection of certain Duties at Port Natal. [25th June, 1847.]

#### CAP. LVII.

An Act to amend an Act passed in the sixth Year of the Reign of his Majesty King George the Fourth for granting certain Powers and Authorities to the Van Diemen's Land Company. [25th June, 1847.]

#### CAP. LVIII.

An Act to remove Doubts as to Quakers' and Jews' Marriages solemnised before certain Periods. [2nd July, 1847.]

Whereas doubts have been entertained as to the validity of marriages amongst the people called Quakers and amongst persons professing the Jewish religion, solemnised in England before the 1st day of July, 1837, or in Ireland before the 1st day of April, 1845, according to the usages of those denominations respectively: and whereas it is expedient to put an end to such doubts; Be it therefore declared and enacted &c., that all marriages so solemnised as aforesaid were and are good in law to all intents and purposes whatsoever, provided that the parties to such marriages were both Quakers, or both persons professing the Jewish religion respectively.

#### CAP. LIX.

An Act for amending an Act, intituled, "An Act for amending, explaining, and reducing into one Act of Parliament the Laws relating to the Government of her Majesty's Ships, Vessels, and Forces by Sea." [2nd July, 1847.]

#### CAP. LX.

An Act to abolish One of the Offices of Master in Ordinary of the High Court of Chancery. [2nd July, 1847.]

Sect. 1. *Recites 3 & 4 Will. 4, c. 94, appointing Masters and giving Salaries, &c. to their Clerks. 5 Vict. c. 5, abolishing Master of Exchequer and appointing Mr. Richards. Resignation of Mr. Lynch. One Mastership abolished.*

2. *Chief and Second Clerks retained for Period not exceeding Twelve Months.*

3. *Compensation to Chief and Second Clerks.*

4. *Act may be amended, &c.*

Whereas by an act passed in the 3 & 4 Will. 4, [c. 94], it was enacted, that the appointment of all Masters in Ordinary of the High Court of Chancery should be vested in his Majesty, his heirs and successors, and that such Master should thereafter be appointed by letters patent under the great seal of Great Britain; and it was by the said act also enacted, that the salaries to be paid to the chief and junior clerks of each of the said Masters should be 1000*l.* a year and 150*l.* a year respectively, and that it should be lawful for the said junior clerks to receive and take 1*½*d. per folio of ninety words for every copy of every document or writing made in the office of the said Master: And whereas by an act passed in the 5th year of her present Majesty, [c. 5], Richard Richards, Esq., then one of the Masters of the Court of Exchequer, was appointed as an additional Master in Ordinary of the High Court of Chancery, and it was thereby enacted, that upon the death, resignation, or removal from office of the said Richard Richards it should be lawful for her said Majesty from time to time, by letters patent under the great seal, to appoint a fit and proper person to supply such vacancy: And whereas Andrew Henry Lynch, Esq., late one of the said Masters in Ordinary, did, on the 25th day of March now last past, duly resign his said office, and the same thereby became and now is vacant: And whereas it is expedient that the number of the said Masters in Ordinary of the High Court of Chancery should be reduced to the same number as existed before the passing of the said last-mentioned act: Be it therefore enacted, that it shall be lawful for her Majesty not to fill up the office so vacant by the resignation of the said Andrew Henry Lynch, but that the same shall be and the same is hereby abolished.

2. That for the convenience of prosecuting the causes and matters referred to the said Andrew Henry Lynch, and now transferred to the other Masters in Ordinary, it shall be lawful for the Lord Chancellor, if he shall think fit, to retain George Barrett and Edward Wright, the late chief and second clerks of the said Andrew Henry Lynch, as chief and second clerks respectively, with all the duties, rights, privileges, and emoluments thereto belonging, as if a Master in Ordinary had been duly appointed to succeed the said Andrew Henry Lynch, but

nevertheless for a time not exceeding twelve months from the passing of this act: Provided always, that in the event of the death, resignation, or removal of the said George Barrett and Edward Wright, or either of them, before the expiration of the said twelve months, it shall be lawful for the Lord Chancellor, if he shall think fit, to appoint a successor to them or either of them during the time aforesaid.

3. That it shall be lawful for the Lord Chancellor, with the consent of the Commissioners of her Majesty's Treasury, to award such compensation (if any), and in such manner and upon such conditions, as he may think fit, to the said George Barrett and Edward Wright, or either of them, in consideration of the loss they or he may have sustained by the abolition of the said Office of Master in Ordinary.

4. That this Act may be amended or repealed by any Act to be passed in this present session of Parliament.

## CAP. LXI.

An Act to amend the Act for the Establishment of Public Baths and Washhouses. [2nd July, 1847.]

## CAP. LXII.

An Act for the Establishment of Naval Prisons, and for the Prevention of Desertion from her Majesty's Navy. [2nd July, 1847.]

## CAP. LXIII.

An Act for limiting the Time of Service in the Royal Marine Forces. [2nd July, 1847.]

## CAP. LXIV.

An Act to suspend until the 1st day of March, 1848, the Duties on the Importation of Corn, Maize, Rice, Grain, Meal, Flour, Biscuit, and certain other similar articles. [9th July, 1847.]

## CAP. LXV.

An Act for consolidating in One Act certain Provisions usually contained in Acts authorising the making of Cemeteries. [9th July, 1847.]

## CAP. LXVI.

An Act for extending the Provisions of the Law respecting Threatening Letters and accusing Parties, with a view to Extort Money. [9th July, 1847.]

## CAP. LXVII.

An Act to amend the Law as to the Custody of Offenders. [9th July, 1847.]

Sect. 1. 5 Geo. 4, c. 84. *So much of 5 Geo. 4, c. 84, as enacts that Male Offenders sentenced to Transportation may be kept to hard Labour out of England extended to Offenders convicted in Ireland.* 9 & 10 Vic. c. 26.

2. *Offenders under Sentence or Order of Transportation may be removed to any Prison in Great Britain.*

3. *Act may be amended, &c.*

Whereas by an act passed in the 5 Geo. 4, [c. 84] intitled "An Act for the Transportation of Offenders from Great Britain," it was enacted, that it should be lawful for his Majesty, by any order or orders in council, to declare his royal will and pleasure that male offenders convicted in Great Britain, and being under sentence or order of transportation, should be kept to labour in any part of his Majesty's dominions out of England to be named in such order or orders in council: And whereas it is expedient that it should be made lawful to remove to the same places of confinement any male offender convicted in Ireland who would have been removable thereto if he had been convicted in Great Britain: Be it enacted, &c., that it shall be lawful for one of her Majesty's principal secretaries of state to direct, that any male offender convicted in Ireland, and being under sentence or order of transportation, may be removed to and confined and kept to hard labour in any such place of confinement out of England, in like manner as if he had been convicted in Great Britain; and every offender who shall be so removed shall continue in custody, and shall be kept to labour in the place of confinement to

be so provided, or any other place of confinement to be from time to time provided by her Majesty out of England, until her Majesty shall otherwise direct, or until the offender shall be entitled to his liberty; and that all the enactments of the said act relating to the returns to be made concerning every person in custody in each of such places of confinement, and the powers and duties of the superintendent and overseer having the custody of any such offender, and to the treatment of such offenders while so confined, and the time during which they shall be so confined, shall, subject to the amendments made in the said act by an act passed in the last session of Parliament, intituled "An Act for abolishing the Office of Superintendent of Convicts under Sentence of Transportation," apply to all such male offenders convicted in Ireland and removed under the authority of this act, as if they had been convicted in Great Britain and removed under the authority of the first-recited act to such places of confinement.

2. That it shall be lawful for her Majesty, by an order in writing, to be notified in writing by one of her Majesty's principal secretaries of state, to direct that any persons under sentence or order of transportation within Great Britain shall be removed from the prisons in which they are severally confined to any other of her Majesty's prisons or penitentiaries in Great Britain, there to be confined for such time as her Majesty, by any such order notified as aforesaid, shall direct, not exceeding the time for which they might have been lawfully confined in the prisons from which they shall have been severally removed; and the expense of maintaining any such person in the prison to which he shall be removed under this act, and any other additional expense incurred in such prison by such removal and confinement, shall be defrayed in like manner as the expense of maintaining any such person in any place of confinement appointed under the first-recited act.

3. That this act may be amended or repealed by any act to be passed in this session of Parliament.

## CAP. LXVIII.

An Act to suspend until the 1st day of October, 1848, the making of Lists and the Ballots and Enrolments for the Militia of the United Kingdom. [22nd July, 1847.]

## CAP. LXIX.

An Act for the more effectual Taxation of Costs on Private Bills in the House of Commons. [22nd July, 1847.]

## CAP. LXX.

An Act to amend the Law as to the School Attendance of Children employed in Print Works. [22nd July, 1847.]

## CAP. LXXI.

An Act to authorise her Majesty to assent to a certain Bill of the Legislative Council and Assembly of the Province of Canada, for granting a Civil List to her Majesty, and to repeal certain parts of an Act for re-uniting the Provinces of Upper and Lower Canada, and for the Government of Canada. [22nd July, 1847.]

## CAP. LXXII.

An Act for the further Amendment of the Laws relating to Turnpike Roads in South Wales. [22nd July, 1847.]

## CAP. LXXIII.

An Act to authorise the Advance of Money out of the Consolidated Fund for Loans towards defraying the Expense of making certain Railways in Ireland. [22nd July, 1847.]

## CAP. LXXIV.

An Act to provide for the Repayment of Sums due by the County of the City of Limerick, for Advances of Public Money for the Improvement of the Navigation of the River Shannon. [22nd July, 1847.]

## CAP. LXXV.

An Act for the further Improvement of the Fishery Piers and Harbours of Ireland. [22nd July, 1847.]



## CAP. LXXVI.

An Act to empower the Commissioners of her Majesty's Woods to purchase Lands for the purpose of a Harbour of Refuge at or near Holyhead in the County of Anglesea. [22nd July, 1847.]

## CAP. LXXVII.

An Act to continue until the 1st Day of October, 1848, and to the End of the then next Session of Parliament, the Exemption of Inhabitants of Parishes, Townships, and Villages from Liability to be rated as such in respect of Stock in Trade, or other Property, to the Relief of the Poor. [22nd July, 1847.]

## CAP. LXXVIII.

An Act to amend an Act for the Registration, Incorporation, and Regulation of Joint Stock Companies. [22nd July, 1847.]

- Sect. 1. 7 & 8 Vict. c. 110. *Any Company, having obtained Certificate of complete Registration, being desirous of holding Lands, may apply to the Board of Trade for a Licence, who may, if they see fit, grant the same.*
2. *Accounts of Licences, Renewals, Extensions, &c. to be annually laid before Parliament.*
  3. *Licences granted before passing of this Act deemed valid and effectual for the Purposes therein expressed.*
  4. *So much of recited Act as requires the Return to the Office for Registration of Joint-stock Companies of a Copy of every Prospectus, &c. repealed.*
  5. *Certain additional Particulars required to be returned to the Office for Registration of Joint-stock Companies.*
  6. *If any Alterations are made in Particulars registered, they shall be returned to the Registrar under a Penalty.*
  7. *Penalty on Promoters issuing, at any Time before complete Registration, any Prospectus, &c. containing Statement at Variance with Particulars returned under recited Act.*
  8. *Penalties under this Act to be sued for as under recited Act.*
  9. *Act may be amended, &c.*

Whereas by an act passed in the session of Parliament holden in the 7 & 8 Vict. [c. 110], intituled "An Act for the Registration, Incorporation, and Regulation of Joint Stock Companies," it is amongst other things enacted, that on the complete registration of any company being certified in the manner prescribed in the said act, it shall be lawful for such company, amongst other things, to purchase and hold lands, tenements, and hereditaments in the name of such company, or of the trustees or trustee thereof, for the purpose of occupying the same as a place or places of business of the said company, and also (but nevertheless with a licence, general or special, for that purpose, to be granted by the Committee of Privy Council for Trade, first had and obtained), such other lands, tenements, and hereditaments as the nature of the business of the company may require: and whereas doubts have in certain cases arisen as to the meaning of the said provision, and it is expedient that such doubts should be removed, and that further provision should be made as to the granting of such licences as aforesaid by the said Committee of Privy Council: be it therefore enacted, &c., that whenever any company, having obtained a certificate of complete registration under the said act, is desirous of purchasing or holding, taking on lease, holding on mortgage, or in any other manner acquiring an interest, such as bodies politic or corporate, are by law incapacitated from acquiring in any lands, tenements, or hereditaments, other than such as it is under the said act entitled to purchase and hold, as a place or places of business, it shall be lawful for such company to make application to the lords of the said Committee of Privy Council for Trade, for a licence to purchase, take, or hold the same; and the lords of the said committee shall thereupon take such application into their consideration, and may, if they see fit, grant a licence to such company accordingly; and in such licence the lords of the said committee may either authorise such company to purchase, take, and again let, sell, or otherwise dispose of such lands, tenements, or hereditaments, as may in the licence

be particularly described, and to hold the same for such time as may be specified in such licence, or in any licence to be subsequently and from time to time granted by the said Committee of Privy Council for Trade on the application of such company, or may authorise them from time to time to acquire, dispose of, and again acquire such lands, tenements, or hereditaments as the company may from time to time desire, or may authorise them to hold lands, tenements, or hereditaments on mortgage, and may frame such licence in such manner, and insert in the same such conditions, as with reference to the special circumstances of each case they may deem expedient; and such licence shall be held to confer upon such company the rights and powers therein expressed to be given in respect of purchasing, holding, and disposing of lands, tenements, or hereditaments as aforesaid.

2. That there shall be presented to both Houses of Parliament in each year, within fourteen days after the commencement of the session, an account of the several licences, and renewals or extensions of licences, so granted by the Committee of the Privy Council for Trade, specifying the nature and extent of the powers contained in each of such licences, and of the lands so authorised to be held, and also, in the case of any renewal or extension of such licences, an account of the extent of land actually held by the company at the time of such renewal or extension, and the counties within which such lands are situate.

3. And whereas certain licences have from time to time been granted by the lords of the said committee in pursuance of the said act; be it enacted, that in case any doubt arise as to the effect thereof it shall be held that any licence so granted before the passing of this act is valid and effectual for the purposes therein expressed, and shall be deemed sufficient evidence that the lands, tenements, or hereditaments therein described or referred to, or which have been purchased, taken, held, or disposed of under the authority thereof, are such as the nature of the business of the company requires.

4. And whereas by the said recited act the promoters of any company formed for any purpose within the meaning of the said act are, amongst other things, required to return to the office for the registration of joint-stock companies a copy of every prospectus or circular, handbill or advertisement, or other such document, at any time addressed to the public, or to the subscribers or others, relative to the formation or modification of such company: And whereas the registration of such prospectuses and advertisements has been found to be very burdensome to the promoters of such companies, and it is desirable to relieve such promoters from the necessity thereof, and in lieu thereof to substitute the provisions hereinafter contained; be it therefore enacted, that so much of the said act as is lastly hereinbefore recited shall be and the same is hereby repealed.

5. That in addition to the particulars which the promoters of every such company as aforesaid are by the said act required to return to the said office for the registration of joint-stock companies, when and as from time to time they shall be decided on, such promoters shall also return, and they are hereby required to return, to the said office, the following additional particulars, so soon as the same shall be decided on; (that is to say),

First. The amount of the proposed capital of the company:

Second. The amount and number of the shares into which the same is to be divided:

And if the said company be dissolved, or be incorporated by act of Parliament, or by royal charter or by the Queen's letters patent, or be in any way withdrawn or supposed to be withdrawn from the operation of the said act, the promoters of the company shall forthwith give notice thereof to the registrar of joint-stock companies.

6. That in case of any alteration being made in any of the particulars registered by the promoters of any company in pursuance of the said recited act or of this act, such alteration shall forthwith be returned to the registrar of joint-stock companies; and if such return be not made within one month after such alteration has been made and decided upon, any promoter of the company shall be liable to forfeit for each and every alteration not returned as aforesaid any sum not exceeding 20*l*.

7. That it shall not be lawful for the promoters of any

company, or for any person connected with any company, at any time before such company has obtained a certificate of complete registration under the said recited act, to issue or publish or in any manner address or cause or suffer to be addressed to the public, or to the subscribers or others, any prospectus or circular, handbill or advertisement, or other such document relative to the formation or modification of the company, containing any statement at variance with the particulars which may have been returned to the registrar of joint-stock companies under the said recited act or this act, nor to issue, publish, or in any manner address or cause or suffer to be addressed to the public, or to the subscribers or others, any such prospectus, circular, handbill, or advertisement, containing any statements of particulars which are by the said recited act or by this act directed to be returned to the registrar of joint-stock companies, until such particulars have been so returned; and if any prospectus or circular, handbill or advertisement, be issued, published, or addressed to the public, or to the subscribers or others, contrary hereto, any promoter of the company shall be liable for each and every such issue or publication to forfeit any sum not exceeding 20*l*.

8. That the penalties imposed by this act shall be sued for, recovered, and applied in the same manner as penalties imposed by the said recited act are therein directed to be sued for, recovered, and applied respectively.

9. That this act may be amended or repealed by any act to be passed in the present session of Parliament.

CAP. LXXIX.

An Act to continue for a limited Time the Provisions for summary Proceedings contained in an Act of the last Session, to amend the Acts for promoting the Drainage of Lands, and for other Purposes; and to amend the said Act. [22nd July, 1847.]

CAP. LXXX.

An Act to amend an Act of the last Session, for facilitating the Employment of the Labouring Poor in the Distressed Districts in Ireland, so far as relates to Compensation for Damages. [22nd July, 1847.]

CAP. LXXXI.

An Act to limit the Time for taking the Poll at Elections of Members to serve in Parliament for Counties of Cities, Counties of Towns, and Boroughs in Ireland. [22nd July, 1847.]

CAP. LXXXII.

An Act for the more speedy Trial and Punishment of Juvenile Offenders. [22nd July, 1847.]

*Sec. 1. Persons not exceeding fourteen Years of Age committing certain Offences may be summarily convicted by two Justices. Justices may dismiss the Accused if they deem it expedient not to inflict any Punishment.*

*2. Power to Justices to hear and determine. One Magistrate may, in certain Cases, perform Acts usually done by two.*

*3. Proceedings under this Act a Bar to further Proceedings.*

*4. Mode of compelling the Appearance of Persons punishable on summary Conviction.*

*5. Power to one Justice to remand and take Bail.*

*6. Application of Fines.*

*7. As to the summoning and Attendance of Witnesses.*

*8. Service of Summons.*

*9. Form of Conviction.*

*10. No Certiorari, &c.*

*11. Convictions to be returned to the Quarter Sessions.*

*12. No Forfeiture upon Convictions under Act, but presiding Justices may order Restitution of Property.*

*13. Recovery of Penalties.*

*14. Expenses of Prosecutions, how to be paid.*

*15. Orders for Payment, how to be made.*

*16. Payment of Costs and Expenses with respect to Boroughs, &c.*

*17. Proceedings against Persons acting under this Act.*

18. *Extent of Act.*

19. *Act may be amended, &c.*

Whereas, in order in certain cases to ensure the more speedy trial of juvenile offenders, and to avoid the evils of their long imprisonment previously to trial, it is expedient to allow of such offenders being proceeded against in a more summary manner than is now by law provided, and to give further power to bail them: Be it enacted &c., That every person who shall, subsequently to the passing of this act, be charged with having committed or having attempted to commit, or with having been an aider, abettor, counsellor, or procurer in the commission of any offence which now is or hereafter shall or may be by law deemed or declared to be simple larceny, or punishable as simple larceny, and whose age at the period of the commission or attempted commission of such offence shall not, in the opinion of the justices before whom he or she shall be brought or appear as hereinafter mentioned, exceed the age of fourteen years, shall, upon conviction thereof, upon his own confession or upon proof, before any two or more justices of the peace for any county, riding, division, borough, liberty, or place in petty sessions assembled, at the usual place, and in open court, be committed to the common gaol or house of correction within the jurisdiction of such justices, there to be imprisoned, with or without hard labour, for any term not exceeding three calendar months, or, in the discretion of such justices, shall forfeit and pay such sum, not exceeding 3*l*., as the said justices shall adjudge, or, if a male, shall be once privately whipped, either instead of or in addition to such imprisonment, or imprisonment with hard labour; and the said justices shall from time to time appoint some fit and proper person, being a constable, to inflict the said punishment of whipping when so ordered to be inflicted out of prison: Provided always, that if such justices upon the hearing of any such case shall deem the offence not to be proved, or that it is not expedient to inflict any punishment, they shall dismiss the party charged, on finding surety or sureties for his future good behaviour, or without such sureties, and then make out and deliver to the party charged a certificate under the hands of such justices stating the fact of such dismissal, and such certificate shall and may be in the form or to the effect set forth in the schedule hereto annexed in that behalf: Provided also, that if such justices shall be of opinion, before the person charged shall have made his or her defence, that the charge is from any circumstance a fit subject for prosecution by indictment, or if the person charged shall, upon being called upon to answer the charge, object to the case being summarily disposed of under the provisions of this act, such justices shall, instead of summarily adjudicating thereupon, deal with the case in all respects as if this act had not been passed.

2. That any two or more justices of the peace for any county, riding, division, borough, liberty, or place in petty sessions assembled, and in open court, before whom any such person as aforesaid charged with any offence made punishable under this act shall be brought or appear, are hereby authorised to hear and determine the case under the provisions of this act: Provided always, that any magistrate of the police courts of the metropolis sitting at any such police court, and any stipendiary magistrate sitting in open court, having by law the power to do acts usually required to be done by two or more justices of the peace, shall and may within their respective jurisdictions hear and determine every charge under this act, and exercise all the powers herein contained, in like manner and as fully and effectually as two or more justices of the peace in petty sessions assembled as aforesaid can or may do by virtue of the provisions in this act contained.

3. That every person who shall have obtained such certificate of dismissal as aforesaid, and every person who shall have been convicted under the authority of this act, shall be released from all further or other proceedings for the same cause.

4. And for the more effectual prosecution of offences punishable upon summary conviction by virtue of this act, be it enacted, That where any person whose age is alleged not to exceed fourteen years shall be charged with any such offence on the oath of a credible witness before any justice of the peace, such justice may issue his summons or warrant to summon or to apprehend the person so charged to appear before any two justices of the peace in petty sessions assembled as aforesaid at a time and place to be named in such summons or warrant.

5. That any justice or justices of the peace, if he or they shall think fit, may remand for further examination or for trial, or suffer to go at large upon his or her finding sufficient surety or sureties, any such person as aforesaid charged before him or them with any such offence as aforesaid; and every such surety shall be bound by recognizance to be conditioned for the appearance of such person before the same or some other justice or justices of the peace for further examination, or for trial before two or more justices of the peace in petty sessions assembled as aforesaid, or for trial at some superior court, as the case may be; and every such recognizance may be enlarged from time to time by any such justice or justices to such further time as he or they shall appoint; and every such recognizance which shall not be enlarged shall be discharged without fee or reward, when the party shall have appeared according to the condition thereof.

6. That every fine imposed by any justices under the authority of this act shall be paid to the clerk to the convicting justices, and shall be by him paid over to the use of the general county-rate, or rate in the nature of a general county-rate, for the county, riding, division, borough, liberty, franchise, city, town, or place in which the offence in respect of which such fine shall be imposed may have been committed.

7. That it shall be lawful for any justice of the peace by summons to require the attendance of any person as a witness upon the hearing of any case before two justices, under the authority of this act, at a time and place to be named in such summons; and such justice may require and bind by recognizance all persons whom he may consider necessary to be examined touching the matter of such charge to attend at the time and place to be appointed by him, and then and there to give evidence upon the hearing of such charge; and in case any person so summoned or required or bound as aforesaid shall neglect or refuse to attend in pursuance of such summons or recognizance, then upon proof being first given of such person's having been duly summoned as hereinafter mentioned, or bound by recognizance as aforesaid, it shall be lawful for the justices before whom any such person ought to have attended to issue their warrant to compel his appearance as a witness.

8. That every summons issued under the authority of this act may be served by delivering a copy of the summons to the party, or by delivering a copy of the summons to some inmate at such party's usual place of abode, and every person so required, by any writing under the hand or hands of any justice or justices, to attend and give evidence as aforesaid, shall be deemed to have been duly summoned.

9. That the justices before whom any person shall be summarily convicted of any such offence as hereinbefore mentioned may cause the conviction to be drawn up in the form of words set forth in the schedule to this act annexed, or in any other form of words to the same effect, which conviction shall be good and effectual to all intents and purposes.

10. That no such conviction shall be quashed for want of form, or be removed by certiorari or otherwise into any of her Majesty's superior courts of record; and no warrant of commitment shall be held void by reason of any defect therein, provided it be therein alleged that the party has been convicted, and there be a good and valid conviction to sustain the same.

11. That the justices of the peace before whom any person shall be convicted under the provisions of this act shall forthwith thereafter transmit the conviction and recognizance to the clerk of the peace for the county, borough, liberty, or place wherein the offence shall have been committed, there to be kept by the proper officer among the records of the court of general quarter sessions of the peace; and the said clerk of the peace shall transmit to one of her Majesty's principal Secretaries of State a monthly return of the names, offences, and punishments mentioned in the convictions, with such other particulars as may from time to time be required.

12. That no conviction under the authority of this act shall be attended with any forfeiture, but whenever any person shall be deemed guilty under the provisions of this act, it shall be lawful for the presiding justices to order restitution of the property in respect of which such offence shall have been committed to the owner thereof or his representatives, and if such property shall not then be forthcoming, the same justices, whether they award punishment or dismiss the complaint,

may inquire into and ascertain the value thereof in money, and if they think proper order payment of such sum of money to the true owner, by the person or persons convicted, either at one time or by instalments at such periods as the Court may deem reasonable, and the party or parties so ordered to pay shall be liable to be sued for the same as a debt in any court in which debts may be by law recovered, with costs of suit, according to the practice of such court.

13. That whenever any justices of the peace shall adjudge any offender to forfeit and pay a pecuniary penalty under the authority of this act, and such penalty shall not be forthwith paid, it shall be lawful for such justices, if they shall deem it expedient, to appoint some future day for the payment of such penalty, and to order the offender to be detained in safe custody until the day so to be appointed, unless such offender shall give security to the satisfaction of such justices for his or her appearance on such day; and such justices are hereby empowered to take such security by way of recognizance or otherwise, at their discretion; and if at the time so appointed such penalty shall not be paid, it shall be lawful for the same or any other justices of the peace, by warrant under their hands and seals, to commit the offender to the common goal or house of correction within their jurisdiction, there to remain for any time not exceeding three calendar months, reckoned from the day of such adjudication, such imprisonment to cease on payment of the said penalty.

14. That the justices in petty sessions assembled as aforesaid, before whom any person shall be prosecuted or tried for any offence cognisable under this act, are hereby authorised and empowered, at their discretion, at the request of the prosecutor or of any other person who shall appear on recognizance or summons to prosecute or give evidence against any person accused of any such offence, to order payment to the prosecutor and witnesses for the prosecution of such sums of money as to the justices shall seem reasonable and sufficient to reimburse such prosecutor and witnesses for the expenses they shall have severally incurred in attending before the examining magistrate, and in otherwise carrying on such prosecution, and also to compensate them for their trouble and loss of time therein, and to order payment to the constables and other peace officers for the apprehension and detention of any person or persons so charged; and although no conviction shall actually take place, it shall be lawful for the said justices to order all or any of the payments aforesaid when they shall be of opinion that the parties or any of them have acted bona fide; and the amount of expenses of attending before the examining magistrate, and the compensation for trouble and loss of time therein, and the allowances to the constables and other peace officers for the apprehension and detention of the offender, and the allowances to be paid to the prosecutor, witnesses, and constables for attending at the said petty sessions, shall be ascertained by and certified under the hands of the justices in such petty session assembled as aforesaid: Provided always, that the amount of the costs, charges, and expenses attending any such prosecution, to be allowed and paid as aforesaid, shall not in any one case exceed the sum of 40s.: Provided also, that no expenses shall be allowed to prosecutors, witnesses, and constables exceeding the sums allowed, according to a scale of fees and allowances authorised and settled by the justices of the peace at quarter sessions assembled, according to the statute in such case made and provided with respect to preliminary inquiries before justices of the peace in cases of felony.

15. That every such order of payment to any prosecutor or other person, after the amount thereof shall have been certified by the justices as aforesaid, shall be forthwith made out and delivered by the clerk of the said petty session unto such prosecutor or other person, upon such clerk being paid for the same the sum of 6d. for every such person, and no more, and, except in cases hereinafter provided for, shall be made upon the treasurer of the county, riding, or division in which the offence shall have been committed, or shall be supposed to have been committed, who is hereby authorised and required, upon sight of every such order, forthwith to pay to the person named therein, or to any other person duly authorised to receive the same on his or her behalf, the money in such order mentioned, and shall be allowed the same in his accounts: Provided always, that no such order shall be valid, nor shall such treasurer pay any money thereon, unless it shall have been framed and presented in such form and under such regulations as the justices of the peace in quarter sessions assembled shall from time to time direct.

16. And whereas offences cognizable under this act may be committed in liberties, franchises, cities, towns, and places which do not contribute to the payment of any county rate, some of which raise a rate in the nature of a county rate, and others have neither any such rate nor any fund applicable to similar purposes, and it is just that such liberties, franchises, cities, towns, and places should be charged with all costs, expenses, and compensations ordered by virtue of this act in respect of such offences as aforesaid committed or supposed to have been committed therein respectively; be it therefore enacted, That all sums directed to be paid by virtue of this act in respect of such offences as aforesaid committed or supposed to have been committed in such liberties, franchises, cities, towns, and places shall be paid out of the rate in the nature of a county rate, or out of any fund applicable to similar purposes, where there is such a rate or fund, by the treasurer or other officer having the collection or disbursement of such rate or fund, and where there is no such rate or fund in such liberties, franchises, cities, towns, or places, shall be paid out of the rate or fund for the relief of the poor of the parish or township, district or precinct therein, where the offence was committed or supposed to have been committed, by the overseers or other officers having the collection or disbursement of such last-mentioned rate or fund; and the order of Court shall in every such case be directed to such treasurer, overseers, or other officers respectively, instead of the treasurer of the county, riding, or division, as the case may require.

17. And for the protection of persons acting in the execution of this act, be it enacted, that all actions and prosecutions to be commenced against any person for anything done in pursuance of this act shall be laid and tried in the county where the fact was committed, and shall be commenced within three calendar months after the fact committed, and not otherwise; and notice in writing of such action or prosecution, and of the cause thereof, shall be given to the defendant one calendar month at least before the commencement of the action or prosecution; and in any such action or prosecution the defendant may plead the general issue, and give this act and the special matter in evidence, at any trial to be had thereupon; and no plaintiff shall recover in any such action if tender of sufficient sums shall have been made before such action brought, or if a sufficient sum of money shall have been paid into court after such action brought by or on behalf of the defendant; and if a verdict shall pass for the defendant, or the plaintiff shall become nonsuit, or discontinue any such action or prosecution after issue joined, or if, upon demurrer or otherwise, judgment shall be given against the plaintiff, the defendant shall recover his full costs as between attorney and client, and have the like remedy for the same as any defendant hath by law in other cases; and though a verdict shall be given for the plaintiff in such action, the plaintiff shall not have costs against the defendant, unless the judge before whom the trial shall be shall certify his approbation of the action and of the verdict obtained thereupon.

18. That nothing in this act contained shall extend to Scotland or Ireland.

19. That this act may be amended or repealed by any act to be passed in this session of Parliament.

SCHEDULE OF FORMS TO WHICH THIS ACT REFERS.

Form of Certificate of Dismissal.

—, } We — of her Majesty's justices of the peace for to wit, } the county of —, [or "I, a magistrate of the police court of —, as the case may be,] do hereby certify, That on the — day of —, in the year of our Lord —, at —, in the said county of —, M. N. was brought before us the said justices [or "me the said magistrate"] charged with the following offence, (that is to say), [Here state briefly the particulars of the charge,] and that we the said justices [or "I the said magistrate"] thereupon dismissed the said charge. Given under our hands [or "my hand"] this — day of —.

Form of Conviction.

—, } Be it remembered, That on the — day of —, to wit, } in the year of our Lord 18—, at —, in the county of —, [or "riding, division, liberty, city," &c., as

the case may be,] A. O. is convicted before us, J. P. and Q. R., two of her Majesty's justices of the peace for the said county [or "riding," &c.], [or "me, S. T., a magistrate of the police court of —," as the case may be,] for that he the said A. O. did [specify the offence, and the time and place when and where the same was committed, as the case may be, but without setting forth the evidence,] and we the said J. P. and Q. R. [or "I, the said S. T."] adjudge the said A. O. for his said offence to be imprisoned in the —, [or "to be imprisoned in the — and there kept to hard labour for the space of —,] [or "we [or I] adjudge the said A. O. for his said offence to forfeit and pay —,"] [Here state the penalty actually imposed,] and in default of immediate payment of the said sum, to be imprisoned in the — [or "to be imprisoned in the — and there kept to hard labour"] for the space of — unless the said sum shall be sooner paid. Given under our hands and seals [or my hand and seal] the day and year first above mentioned.

(To be continued).

London Gazette.

TUESDAY, AUGUST 17.

BANKRUPTS.

WILLIAM HENRY FITCHER, Guildford-street, Russell-square, Middlesex, dealer and chapman, Aug. 24 at half-past 10, and Sept. 28 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Walker & Gridley, Southampton-street, Bloomsbury.—Fiat dated Aug. 13.

GEORGE GALE, Winchester, Southampton, corn chandler, dealer and chapman, Aug. 24 at half-past 1, and Oct. 4 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Guillaume, Bucklersbury.—Fiat dated Aug. 11.

CHARLES LEWIS, Sandgate-street, Lambeth, Surrey, tin plate manufacturer and shower bath manufacturer, Aug. 27 at 11, and Oct. 4 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Aug. 13.

THOMAS SMITH, Bristol, timber dealer, grocer, dealer and chapman, Aug. 31 at 12, and Sept. 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Salmon, Bristol; Maples & Co., Old Jewry, London.—Fiat dated Aug. 9.

WILLIAM WAIN, Manchester, pocket book maker and stationer, dealer and chapman, Aug. 27 and Sept. 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Goolden, Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Aug. 9.

JOSEPH TREWICK the younger, Newcastle-upon-Tyne, draper, Aug. 25 at half-past 10, and Sept. 28 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Newcastle-upon-Tyne; Chisholme, 64, Lincoln's-inn-fields, London.—Fiat dated Aug. 9.

ROBERT GISBURNE, Newcastle-upon-Tyne, bookseller, stationer, dealer and chapman, Aug. 31 at half-past 10, and Sept. 30 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Ingledew, Newcastle-upon-Tyne; Williamson & Hill, 10, Great James-street, Bedford-row, London.—Fiat dated Aug. 9.

WILLIAM EAST HOLMES and WILLIAM BUTCHER, Lichfield, coach builders, Aug. 31 and Sept. 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Gem & Docker, Birmingham.—Fiat dated Aug. 5.

JOHN YATES, Redditch, Worcestershire, victualler, dealer and chapman, Aug. 31 and Sept. 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Powell, Birmingham.—Fiat dated Aug. 11.

RICHARD PARKES, Warwick, wine merchant, dealer and chapman, Aug. 28 and Sept. 23 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Motteram & Knowles, Birmingham.—Fiat dated Aug. 9.

MEETINGS.

Charles Hall, Uxbridge, Middlesex, grocer, Aug. 28 at 11, Court of Bankruptcy, London, last ex.—Birmingham and Boston Direct Railway Company, Moorgate-street, London, Sept. 8 at half-past 12, Court of Bankruptcy, London, aud. ac.—W. H. Mackey, Southampton, attorney, Sept. 29 at 1,

Court of Bankruptcy, London, last ex.—*William Little*, Borough-road, Southwark, Surrey, paper manufacturer, Sept. 23 at 1, Court of Bankruptcy, London, last ex.—*Wm. Higginbottom Treacher*, Regent's-street Quadrant, Middlesex, furrier, Sept. 4 at 11, Court of Bankruptcy, London, last ex.—*Robert Johnson* the younger, Pakefield, Suffolk, grocer, Aug. 28 at 11, Court of Bankruptcy, London, last ex.—*P. Furlong*, Halifax, Nova Scotia, British North America and Liverpool, merchant, Aug. 24 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Thos. Hunter*, Bishopwearmouth, Durham, grocer, Aug. 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Darby*, Dorset-mews, Dorset-square, Middlesex, horse dealer, Sept. 7 at 2, Court of Bankruptcy, London, and ac.—*George Horne* and *Alexander Macleod Burghes*, Cheapside, London, booksellers, Sept. 8 at 11, Court of Bankruptcy, London, and ac.—*H. B. Brecknell*, Oxford-street, Middlesex, draper, Sept. 9 at 12, Court of Bankruptcy, London, and ac.—*Wm. W. Bonney* and *Thos. F. Beales*, Knightsbridge, Middlesex, wine merchants, Sept. 9 at 11, Court of Bankruptcy, London, and ac.—*Louise Roelants*, Argyll-street, Regent-street, Middlesex, milliner, Sept. 16 at 11, Court of Bankruptcy, London, and ac.—*James Tate*, Holles-street, Cavendish-square, Middlesex, shoemaker, Sept. 22 at half-past 12, Court of Bankruptcy, London, and ac.—*James McKenna*, George-street, Hanover-square, and Russell-street, Chelsea, Middlesex, tailor, Sept. 22 at 11, Court of Bankruptcy, London, and ac.—*John M. Maude*, Upper Ordnance-wharf, Rotherhithe, Surrey, cement manufacturer, Sept. 16 at 11, Court of Bankruptcy, London, and ac.—*John Powell* and *David Powell*, Woolwich, Kent, linen drapers, Sept. 16 at 1, Court of Bankruptcy, London, and ac.—*James Coney*, Holderness-wharf, Harrow-road, Middlesex, mason, Sept. 21 at 2, Court of Bankruptcy, London, and ac.—*Charles James Hamilton*, High-street, Islington, Middlesex, bookseller, Sept. 18 at 1, Court of Bankruptcy, London, and ac.—*George Gilbert*, Folkestone, Kent, leather cutter, Sept. 18 at 11, Court of Bankruptcy, London, and ac.—*Archibald Dunlop*, Lower Belgrave-place, Chester-square, Middlesex, land agent, Sept. 18 at 11, Court of Bankruptcy, London, and ac.—*Peter Colston*, Ashly-crescent, City-road, Middlesex, silk mercer, Sept. 22 at 1, Court of Bankruptcy, London, and ac.—*Ray Joseph Jones*, Bassingtoke, Southampton, tailor, Sept. 16 at 11, Court of Bankruptcy, London, and ac.; Sept. 22 at half-past 1, div.—*Richard Dix*, Wells, Somersetshire, saddler, Sept. 16 at 11, District Court of Bankruptcy, Bristol, and ac.—*Sidney Henry Smith*, Potterne, Wiltshire, innkeeper, Sept. 7 at 11, District Court of Bankruptcy, Bristol, and ac.—*Zaccheus Pearce*, Bradford, Wiltshire, clothier, Sept. 7 at 11, District Court of Bankruptcy, Bristol, and ac.—*Jos. Hollam*, Lockhampton, Gloucestershire, grocer, Sept. 7 at 11, District Court of Bankruptcy, Bristol, and ac.—*Prescott Corless*, Wigan, Lancashire, tea dealer, Sept. 7 at 11, District Court of Bankruptcy, Liverpool, and ac.; Sept. 10 at 11, div.—*T. Carey*, *W. Pierce*, and *G. Homan*, Manchester, merchants, Sept. 8 at 12, District Court of Bankruptcy, Manchester, and ac.; Sept. 10 at 12, div.—*J. Robinson* and *Thomas Turley*, Leeds, Yorkshire, share brokers, Sept. 11 at 11, District Court of Bankruptcy, Leeds, and ac.—*George Sharp* and *Samuel Sharp*, Commercial-road, Lambeth, Surrey, stonemasons, Sept. 7 at 11, Court of Bankruptcy, London, div.—*Philip Howard*, Hingham, Norfolk, wine merchant, Sept. 7 at half-past 11, Court of Bankruptcy, London, div.—*John Currie* and *Louis Elise Seignette*, Mincing-lane, London, merchants, Sept. 7 at 12, Court of Bankruptcy, London, div.—*Caleb Basan* and *Thos. George Bayntun*, Strand, Middlesex, licensed victuallers, Sept. 7 at 1, Court of Bankruptcy, London, div. sep. est. of *Caleb Basan*.—*Mary Swallow*, Kensington Gravel-pits, Kensington, Middlesex, schoolmistress, Sept. 7 at half-past 12, Court of Bankruptcy, London, div.—*Edward Keeler*, Canterbury, dealer in glass, Sept. 8 at 1, Court of Bankruptcy, London, div.—*John Furby* and *Robt. Stockton*, Sackville-st., Piccadilly, Middlesex, tailors, Sept. 16 at half-past 12, Court of Bankruptcy, London, div.—*Joseph Melford* the younger, Southampton, ironmonger, Sept. 18 at 2, Court of Bankruptcy, London, div.—*Angus Duncan* and *Charles Duncan*, Tokenhouse-yard, London, merchants, Sept. 16 at 12, Court of Bankruptcy, London, fin. div.—*Wm. Hayward*, Ashford, Kent, butcher, Sept. 22 at half-past 11, Court of Bankruptcy, London, div.—*B. Marshall*, High Holborn, Middlesex, tallow melter, Sept. 23 at

half-past 12, Court of Bankruptcy, London, div.—*D. Heard* the elder, Barking, Essex, smack owner, Sept. 30 at 1, Court of Bankruptcy, London, div.—*Thos. Wright*, Derby, cheese factor, Sept. 24 at 12, Exchange-rooms, Nottingham, and ac. and div.—*Rich. Sergeant*, Maidstone, Kent, oilman, Sept. 16 at half-past 11, Court of Bankruptcy, London, and ac.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Wm. Palfrey* the elder, Tysson-place, Kingland-road, Middlesex, builder, Sept. 8 at 1, Court of Bankruptcy, London.—*Edwin Hills*, Peckham, Surrey, charcoal burner, Sept. 9 at 1, Court of Bankruptcy, London.—*Williams Leather*, London-wall, London, warehouseman, Sept. 10 at 11, Court of Bankruptcy, London.—*W. Wolfe Bonney*, Knightbridge, Middlesex, wine merchants, Sept. 9 at 11, Court of Bankruptcy, London.—*Edward Keeler*, Canterbury, dealer in glass, Sept. 8 at 1, Court of Bankruptcy, London.—*John Sugden*, Bradford, Yorkshire, cattle dealer, Sept. 11 at 11, District Court of Bankruptcy, Leeds.—*John England*, Bath, grocer, Sept. 13 at 11, District Court of Bankruptcy, Bristol.—*Francis Stam*, Kingston-upon-Hull, stock broker, Sept. 8 at 11, District Court of Bankruptcy, Kingston-upon-Hull.—*Jas. Hughes*, Toxteth-park, Liverpool, joiner, Sept. 7 at 11, District Court of Bankruptcy, Liverpool.—*Edw. Andrew*, Manchester, fastian manufacturer, Sept. 13 at 12, District Court of Bankruptcy, Manchester.—*Anthony Mackin*, Manchester, grocer, Sept. 9 at 12, District Court of Bankruptcy, Manchester.—*Thomas Wm. Berry*, Lancaster, hat manufacturer, Sept. 8 at 12, District Court of Bankruptcy, Manchester.—*Thos. Huichins*, Hulme, Manchester, coach proprietor, Sept. 8 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 7.

*John Shea*, Aldermanbury, London, woollen warehouseman.—*Wm. H. Noyes*, Southampton, relieving officer of the poor for the Longparish district of the Andover Union.—*Jas. Cappel*, Leeds, Yorkshire, earthenware manufacturer.—*Wm. J. Gesch*, Cornwall, auctioneer.—*Edw. Jones* the younger, Watling-street, London, and Pickford-mills, Herefordshire, paper manufacturer.—*Geo. F. Howe*, Chester-place, Kennington, Surrey, merchant.—*Richard Walker*, Liverpool, ship broker.—*Jacques L. Bourdon* and *Peter J. Menzies*, Finch-street, Whitechapel, Middlesex, sugar refiners.—*Jas. Truster* the younger, Uttoxeter, Staffordshire, timber merchant.—*Jas. Parker*, Clapham, Surrey, corn dealer.—*Chas. Hen. Perry*, Liverpool, baker.—*Thos. Herbert*, Brynauar, Llanelly, Breconshire, grocer.

## SCOTCH SEQUESTRATIONS.

*George Henderson* and *Margaret Henderson*, Edinburgh, toy merchants.—*And. Macnair*, Glasgow, commission agent.—*Geo. Miller & Co.*, Glasgow, lace manufacturers.—*Anderson*, Brothers, Glasgow, clothiers.—*James Parie*, Glasgow, bookbinder.—*John Alexander*, Kelso, draper.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Charles Peterson*, Chale, near Newport, Isle of Wight, Hampshire, following no business, Aug. 31 at 11, Court of Bankruptcy, London.—*Wm. Lloyd*, Kingland-road, Middlesex, hatter, Aug. 31 at half-past 11, Court of Bankruptcy, London.—*Wm. Beardwell*, Nayland, Suffolk, carpenter, Aug. 31 at 10, Court of Bankruptcy, London.—*Thos. Furnston*, Beaver, near Ashford, Kent, Aug. 31 at half-past 11, Court of Bankruptcy, London.—*Wm. J. D. Ready*, Charlotte-st., Upper Kennington-lane, Vauxhall, Surrey, out of employment, Aug. 31 at 11, Court of Bankruptcy, London.—*Wm. Clayton* the younger, Great Dunmow, Essex, shoemaker, Aug. 31 at 11, Court of Bankruptcy, London.—*Henry Heel* the younger, Ware, Hertfordshire, brick manufacturer, Aug. 31 at 11, Court of Bankruptcy, London.—*Jas. Palmer*, St. John-street-road, Clerkenwell, Middlesex, foreman to a tailor, Aug. 31 at half-past 11, Court of Bankruptcy, London.—*John Tallent*, St. Gregory's, Norwich, publican, Aug. 31 at 12, Court of Bankruptcy, London.—*John Heritage*, Canter-

bury, Kent, baker, Aug. 31 at 11, Court of Bankruptcy, London.—*Ann Leaperd*, widow, Leadenhall-street, London, Aug. 31 at half-past 11, Court of Bankruptcy, London.—*John Wilson*, Liverpool, baker, Aug. 25 at half-past 11, District Court of Bankruptcy, Liverpool.—*William Hardcastle*, Chester, teacher of mathematics, Aug. 27 at 12, District Court of Bankruptcy, Liverpool.—*Robert Bullock*, Darton, Yorkshire, machine maker, Aug. 19 at 11, District Court of Bankruptcy, Leeds.—*Robert Lane*, Churwell, near Leeds, Yorkshire, woollen cloth manufacturer, Aug. 19 at 11, District Court of Bankruptcy, Leeds.—*Robert Baxter*, Forestreet, Cripplegate, London, beer-house keeper, Sept. 1 at half-past 11, Court of Bankruptcy, London.—*Edw. F. Ashe*, Cheltenham, Gloucestershire, accountant, Aug. 31 at 12, District Court of Bankruptcy, Bristol.—*Jas. Mabbett*, Cam, Gloucestershire, labourer, Sept. 10 at 11, District Court of Bankruptcy, Bristol.—*John Worne*, Penzance, Cornwall, innkeeper, Sept. 1 at 11, District Court of Bankruptcy, Exeter.—*Wm. Nichell*, Blialand, Cornwall, farmer, Sept. 2 at 1, District Court of Bankruptcy, Exeter.—*Elizabeth Harris*, Pitton, near Barnstaple, Devonshire, licensed victualler, Sept. 1 at 11, District Court of Bankruptcy, Exeter.—*Charles M. Scott*, Birmingham, plumber, Aug. 21 at 12, District Court of Bankruptcy, Birmingham.

Saturday, Aug. 14.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thos. Macklin*, Oxford, tailor, No. 52,311 C.; *J. Beechey*, new assignee, in place of Samuel Cuff, deceased.—*William Hitchings*, Oxford, plumber, No. 54,370 C.; *John Beechey*, new assignee, in place of Samuel Cuff, deceased.—*Wm. Carman*, Wallington-place, Wandsworth-road, Surrey, milkman, No. 59,087 T.; *Thos. Foalkes*, assignee.—*John Muston Beckett*, Birmingham, tin-plate manufacturer, No. 68,154 C.; *Wm. Howell and Francis Howell*, assignees.—*Jas. Hillman*, Assted, Aston nigh Birmingham, tin-plate manufacturer, No. 68,155 C.; *Wm. Howell and Francis Howell*, assignees.—*J. Langworthy*, Exeter, stock broker, No. 68,181 C.; *John R. Treble*, assignee.—*John Mitchell Humphry*, Honiton, Devonshire, baker, No. 68,299 C.; *James Summers Pluckett*, assignee.—*Wm. Crisp*, Cheltenham, Gloucestershire, tailor, No. 68,363 C.; *John Wodley Hughes*, assignee.—*J. Davey*, Marazion, Cornwall, mason, No. 68,420 C.; *Richard Cardell*, assignee.—*John Wakeham Cannon*, Plymouth, Devonshire, tailor, No. 68,436 C.; *Edmund Dudden*, assignee.—*Andrew Kerins*, Macclesfield, Cheshire, grocer, No. 68,440 C.; *Thomas Moseley*, assignee.—*Timothy Roberts*, Overton, Flintshire, general agent, No. 68,447 C.; *Thomas Price*, assignee.

Saturday, Aug. 14.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Thomas Cooks*, Little Union-street, Moor-lane, London, glove manufacturer: in the Debtors Prison for London and Middlesex.—*Ed. Poland*, Poland-st., Middlesex, clerk and shopman to a furrier: in the Debtors Prison for London and Middlesex.—*Christian Hen. Schafer*, Union-terrace, Notting-hill, Kensington, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*William Chapman* the younger, Hugh-st., Belgrave-road, Picnic, Middlesex, clerk to a builder: in the Debtors Prison for London and Middlesex.—*Jas. Jos. Iron Syer*, New Bridge-st., Blackfriars, London, undertaker: in the Debtors Prison for London and Middlesex.—*Geo. Hogarth*, Albany-st., Regent's-park, Middlesex, reporter for public journals: in the Queen's Prison.—*Geo. Hall*, Southampton, Hampshire, and Peckham, Surrey, grocer: in the Debtors Prison for London and Middlesex.—*Thos. Lowe*, Old-road, Limehouse, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Joseph Arnell*, Hoxton Old-town, Middlesex, butcher: in the Debtors Prison for London and Middlesex.—*Hen. Cwnliffe*, London-terrace, London-fields, Hackney, Middlesex, share agent: in the Debtors Prison for London and Middlesex.—*George Barclay*, Woodfield-road West, Harrow-road, Paddington, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Chas. Thorp*, Bells-buildings, Salisbury-square, Fleet-st., London, licensed victualler: in the Debtors Prison

for London and Middlesex.—*Henry John Hirst*, Brixton, Surrey, and Conduit-st. West, Hyde-park, Middlesex, gentleman: in the Queen's Prison.—*Edmund Watkins*, Archer-st., Camden-town, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Thos. Parkin*, Southampton-st., Pentonville, Middlesex, coal merchant: in the Queen's Prison.—*Ed. Jones*, Paul-st., Finsbury, Middlesex, dyer: in the Debtors Prison for London and Middlesex.—*R. Greaves Ibbett*, Bridgewater-square, Barbican, and Johnson's-court, Fleet-st., London, auctioneer: in the Debtors Prison for London and Middlesex.—*Jas. Hale*, High Holborn, and Green Dragon-yard, Holborn, Middlesex, bedding manufacturer: in the Debtors Prison for London and Middlesex.—*Wm. Hancock*, Sheffield, Yorkshire, haft and scale presser: in the Gaol of Sheffield.—*Thos. Brewin*, Leicester, licensed victualler: in the Gaol of Leicester.—*Alfred Fred. Eden*, Greenhithe, Kent, optician: in the Gaol of Maidstone.—*Wm. Brewer*, Preston, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Thos. Richard Charlesworth*, Manchester, railway clerk: in the Gaol of Lancaster.—*Thos. Gilliam*, Bradford, Yorkshire, tailor: in York Castle.—*Benj. Wilby*, Wortley, near Leeds, Yorkshire, oil miller: in York Castle.

(On Creditor's Petition).

*Thos. Simpson*, Hadleigh, Suffolk, ironmonger: in the Gaol of Ipswich.

MEETING.

*Benjamin Paget Henry Webb*, Arnold's-paragon, Francis-st., Walworth, Surrey, surveyor of taxes, Sept. 14 at 11, Insolvent Debtors Court, Portugal-st., Lincoln's-inn, London, sp. aff.

FRIDAY, AUGUST 20.

BANKRUPTS.

**JAMES BUNDEY**, Lower Exbury, Southampton, brick maker, dealer and chapman, Aug. 30 at half-past 11, and Oct. 4 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Fitch, Southampton-street, Bloomsbury.—Fiat dated Aug. 19.

**CHARLES EDWARD NEATE**, Creek-wharf, Hammer-smith, Middlesex, coal and corn merchant, dealer and chapman, Aug. 30 at half-past 1, and Oct. 4 at 2, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Meredith & Co., Lincoln's-inn.—Fiat dated Aug. 13.

**EDWARD MARSHALL TOTTERDELL** and **JOHN GRUCHY**, Queen-street, Portsea, Hampshire, woollen drapers, dealers and chapman, Aug. 30 at 1, and Oct. 4 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Sole & Turner, Aldermanbury.—Fiat dated Aug. 7.

**THOMAS POPE**, Cockspur-st., Charing-cross, Westminster, Middlesex, and Lombard-street, London, coal merchant, and Kidbrooke, near Blackheath, Kent, cowkeeper and milkman, dealer and chapman, Aug. 30 at 2, and Oct. 4 at half-past 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Richardson & Co., York; Williamson & Co., Great James-street.—Fiat dated Aug. 6.

**JOHN HILLS**, Billericay, Essex, auctioneer, appraiser, dealer and chapman, Aug. 27 at 2, and Oct. 4 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannon; Sol. Skinner, Barnard's-inn.—Fiat dated Aug. 13.

**WILLIAM BRISTOW**, Marchmont-street, Brunswick-square, Middlesex, grocer, dealer and chapman, Aug. 28 at half-past 11, and Oct. 4 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Weir & Smith, Coopers'-hall, Basinghall-street.—Fiat dated Aug. 9.

**WILLIAM ARMSTRONG**, Norwich, draper, dealer and chapman, Aug. 31 at half-past 1, and Sept. 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Wood & Fraser, Dean-street, Soho.—Fiat dated Aug. 20.

**ROBERT PECK**, Newcastle-upon-Tyne, grocer and tea dealer, dealer and chapman, (trading under the firm of Robert Peck & Co.), Sept. 13 at 11, and Oct. 8 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Wailes, Newcastle-upon-Tyne; Sudlow & Co., 20, Chancery-lane, London.—Fiat dated Aug. 13.

**JOHN STOREY**, Monk Wearmouth, Sunderland, Durham, rope manufacturer, ship owner, dealer and chapman, Sept. 13 at 12, and Oct. 8 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. J. J. & G. W. Wright, Sunderland; Sols. Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated Aug. 9.

**WILLIAM SAMPSON**, Sheffield, Yorkshire, wholesale spirit merchant, grocer, and flour dealer, Sept. 3 and Oct. 1 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Broadbent, Sheffield; Blackburn, Leeds; Tattersall, Great James-st., London.—Fiat dated Aug. 13.

**WILLIAM GOODALL**, The Heath, Skirocoat, Halifax, Yorkshire, and **BENJAMIN HOPKINSON BATES**, Bidston, Cheshire, (and now or lately carrying on business together at The Heath, Skirocoat, Halifax, under the style or firm of Isaac Goodal & Son, as cloth merchants and manufacturers), Sept. 2 and 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Pickup, Bradford, Bond & Barwick, Leeds; Gregory & Son, Clement's-inn, London.—Fiat dated July 19.

**JOHN REILLY**, Wolverhampton, Staffordshire, grocer and provision dealer, Sept. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Foster & Gough, Wolverhampton.—Fiat dated Aug. 5.

**JOHN HILLMAN**, Worcester, grocer, Aug. 31 at 11, and Sept. 28 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Finch, Worcester; Motteram & Knowles, Birmingham.—Fiat dated Aug. 11.

**ROBERT WRIGHT ROBERTS**, Liverpool, builder, plumber, dealer and chapman, Sept. 10 and Oct. 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Grocott, Liverpool; Pemberton, Liverpool; Johnson & Co., Temple, London.—Fiat dated Aug. 9.

**ROBERT WESTON**, Manchester, musical instrument and music seller, dealer and chapman, Aug. 30 and Sept. 21 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Simpson, Manchester; Vincent, 9, King's bench-walk, Inner-temple, London.—Fiat dated Aug. 13.

#### METTINGS.

*Henry Jones*, Grosvenor-row, Pimlico, Smith-st., King's-road, Chelsea, Middlesex, oilman, Sept. 3 at half-past 11, Court of Bankruptcy, London, pr. d.—*Mark Cooke and W. Henry Cooke*, Denton, Lancashire, hat manufacturers, Sept. 7 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Evans*, Pump-row, Old-street-road, Middlesex, paper stainer, Sept. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Andrew*, Duval's-lane, Hornsey-road, Middlesex, livery stablekeeper, Sept. 23 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Wm. Gideon Churches*, Basinghall-street, London, Blackwell-hall factor, Sept. 23 at 11, Court of Bankruptcy, London, aud. ac.—*Joseph Elliott*, Cold Ashby, Northamptonshire, carpenter, Sept. 23 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John D. Browne*, Walthamstow, Essex, surgeon, Sept. 23 at half-past 2, Court of Bankruptcy, London, aud. ac.—*Wm. Thorne*, Crawley-st., St. Pancras, Middlesex, linen draper, Sept. 25 at 11, Court of Bankruptcy, London, aud. ac.—*Joe. Hall*, Broadway, Westminster, Middlesex, carrier, Sept. 23 at 2, Court of Bankruptcy, London, aud. ac.—*E. Wood*, King William-st., London, tobacconist, Sept. 25 at half-past 12, Court of Bankruptcy, London, aud. ac.—*James Phillips*, Cross-street, Finsbury, Middlesex, dealer in horses, Sept. 25 at 12, Court of Bankruptcy, London, aud. ac.—*John Pettipher*, Rochester-road, Camden-town, Middlesex, builder, Sept. 29 at 12, Court of Bankruptcy, London, aud. ac.—*Francis Buchanan Hoare*, Lincoln's-inn-fields, Middlesex, printer, Sept. 30 at 12, Court of Bankruptcy, London, aud. ac.—*James Williams*, White-chapel-road, Middlesex, importer of rattans, Sept. 30 at 2, Court of Bankruptcy, London, aud. ac.—*Fred. Hill and W. Cam Monkhouse*, Montague-close, Southwark, Surrey, wharfingers, Oct. 2 at 12, Court of Bankruptcy, London, aud. ac.—*Rd. Hayday*, Milk-street, Cheapside, London, silk warehouseman, Sept. 10 at 12, Court of Bankruptcy, London, aud. ac.—*Fred. Young*, Basinghall-street, London, Peter-st., Hackney-road, woollen warehouseman, Sept. 10 at 12, Court of Bankruptcy, London, aud. ac.—*E. Edmunds*, Lowndes-street, and St. George's-pl., Knightsbridge, Middlesex, bootier, Sept. 10 at 1, Court of Bankruptcy, London, aud. ac.—*G. Garner*, Noble-street, Post-office, London, commission agent, Sept. 13 at 11, Court of Bankruptcy, London, aud. ac.—*Geo.*

*Gapp*, Duke-st., Manchester-square, Middlesex, livery stable keeper, Sept. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Des. Syred*, Bloomfield-road, Paddington, Middlesex, market gardener, Sept. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Edmond Maude*, Wm. H. Jones, G. Maude, W. Aspin, Northfleet, Kent, Portland cement manufacturer, Sept. 10 at 2, Court of Bankruptcy, London, aud. ac.—*Rob. Davies*, Abbey Tinters, Monmouthshire, draper, Sept. 16 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*B. Gray, J. Gray, Rob. Wilson, and Jas. Richardson*, Liverpool, merchants, Sept. 10 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; sep. es. of *James Gray*; Sept. 14 at 11, div.—*John T. Milner and Colley Bedford*, Kingston-upon-Hall, confectioners, Sept. 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and fn. div.; sep. es. of *Colley Bedford*.—*Lewis Logsdon*, Barnett, Hertfordshire, coach builder, Sept. 10 at 12, Court of Bankruptcy, London, div.—*John Hitchins*, Chichester-pl., Gray's-inn-rd., and Upper Whitecross-st., Middlesex, leather seller, Sept. 10 at 11, Court of Bankruptcy, London, div.—*W. F. Cooper, B. F. Cooper, and P. E. Cooper*, Darlington, Durham, linen drapers, Sept. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fn. div.—*Ch. Ogilvie and William MacNeile*, Liverpool, soap manufacturers, Sept. 10 at 11, District Court of Bankruptcy, Liverpool, div. sep. es. of *Ch. Ogilvie*.—*John Webster and Jos. Harrison*, Liverpool, merchants, Sept. 10 at 11, District Court of Bankruptcy, Liverpool, div. sep. es. of *Jno. Webster*.—*John Judd*, Brynmawr, Breconshire, shopkeeper, Sept. 13 at half-past 11, District Court of Bankruptcy, Bristol, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*John Gapp*, Duke-st., Manchester-sq., Middlesex, livery stablekeeper, Sept. 10 at 11, Court of Bankruptcy, London.—*H. Woodhouse and Thos. T. Woodhouse*, Aldermanbury, London, warehousemen, Sept. 10 at 12, Court of Bankruptcy, London.—*Richd. Hayday*, Milk-st., Cheapside, London, silk warehouseman, Sept. 10 at 12, Court of Bankruptcy, London.—*S. Hitchins*, Oxford-st., Middlesex, draper, Sept. 10 at 11, Court of Bankruptcy, London.—*G. S. Taylor*, Whitstable, Kent, saddler, Sept. 10 at 11, Court of Bankruptcy, London.—*T. Wallis*, Oxford-street, Middlesex, woollen draper, Sept. 10 at half-past 11, Court of Bankruptcy, London.—*George Wood*, New Compton-street, Soho, Middlesex, metal instrument maker, Sept. 16 at 2, Court of Bankruptcy, London.—*Richard Sergeant*, Maidstone, Kent, oilman, Sept. 25 at half-past 1, Court of Bankruptcy, London.—*J. Hall*, Bristol, mason, Sept. 17 at 11, District Court of Bankruptcy, Bristol.—*Wm. Sims*, Liverpool, block maker, Sept. 10 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Gwynne* the younger, Liverpool, merchant, Sept. 10 at 11, District Court of Bankruptcy, Liverpool.—*John Denton*, Liverpool, wine merchant, Sept. 10 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Ashmore*, Birmingham, carrier, Sept. 19 at 12, District Court of Bankruptcy, Birmingham.—*William Orrell*, Manchester, gum manufacturer, Sept. 13 at 12, District Court of Bankruptcy, Manchester.—*Charles Cur*, Salford, Lancashire, wine dealer, Sept. 13 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 10.

*John Buchanan and Francis Ede*, Calcutta, East Indies, merchants.—*John Harvey*, Liskeard, Cornwall, assayer.—*Stephen Chappel and James Chappel*, Humst, Leeds, Yorkshire, earthenware manufacturers.—*Philip Blackmore*, Little James-street, Bedford-row, Middlesex, saddler.—*Edward Palmer*, Great Surrey-street, Blackfriars-road, Surrey, agricultural agent.—*John Prosser*, Piccadilly, Middlesex, goldsmith.—*Richard Bonneton*, Redruth, Cornwall, grocer.—*J. Harland*, Marrick, Yorkshire, banker.—*H. J. E. Saffran*, Huddersfield, Yorkshire, merchant.

#### SCOTCH SEQUESTRATIONS.

*Robertson & Co.*, Glasgow, printers.—*Jas. Walkinshaw & Co.*, Glasgow, merchants.—*John Murray*, Abernethy, Perthshire, miller.—*Mutrie & Co.*, Glasgow, fancy silk manufacturers.—*James Paterson & Son*, Alloa, merchants.—*R. and A. Doig*, Greenock, perfumers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Charles Cowdery*, Home-row, Latimer-road, Shepherd's-bush, Middlesex, milkman, Aug. 31 at 10, Court of Bankruptcy, London.—*John Minsay*, Titcomb-street, Edgware-road, Paddington, Middlesex, carpenter, Aug. 31 at half-past 10, Court of Bankruptcy, London.—*Charles Collett*, Ipswich, Suffolk, baker, Aug. 31 at half-past 10, Court of Bankruptcy, London.—*Theo. Stewage*, London-wall, London, appraiser, Aug. 31 at 12, Court of Bankruptcy, London.—*Sawney Scribner*, Goswell-street, St. Luke's, Middlesex, licensed victualler, Aug. 31 at 12, Court of Bankruptcy, London.—*James Keat*, Newbury, Berkshire, bricklayer, Sept. 1 at 11, Court of Bankruptcy, London.—*Thomas Anson*, Southampton, stationer, Sept. 1 at half-past 11, Court of Bankruptcy, London.—*Mary Sampson*, Brighton, Sussex, domestic servant, Sept. 1 at half-past 11, Court of Bankruptcy, London.—*John Leeland*, Limekiln-hill, Limehouse, Middlesex, green grocer, Aug. 31 at 10, Court of Bankruptcy, London.—*Wm. Leidler*, Leather-lane, Holborn, Middlesex, cheesemonger, Aug. 31 at 10, Court of Bankruptcy, London.—*R. Penfold*, Kingston-upon-Thames, Surrey, boot maker, Aug. 31 at half-past 10, Court of Bankruptcy, London.—*Alexander Urban de Nicolas*, Sudeley-street, Islington, Middlesex, schoolmaster, Aug. 31 at 12, Court of Bankruptcy, London.—*William Forsdike*, Ipswich, Suffolk, wheelwright, Sept. 1 at 11, Court of Bankruptcy, London.—*John Thomas Wilkinson*, Harley-mews, Marylebone, Middlesex, coach trimmer, Aug. 31 at 10, Court of Bankruptcy, London.—*Richard Carr*, Beckford-row, Walworth-road, Surrey, assistant to a cheesemonger, Sept. 1 at half-past 11, Court of Bankruptcy, London.—*John Jacobs*, Heneage-lane, Bevis-marks, London, traveller, Sept. 1 at half-past 11, Court of Bankruptcy, London.—*Charles Martin*, Romford, Essex, carpenter, Sept. 1 at 11, Court of Bankruptcy, London.—*John Robinson*, Portland-place, Middlesex, surgeon, Aug. 31 at 12, Court of Bankruptcy, London.—*James Peyman*, Oxford, painter, Aug. 31 at 12, Court of Bankruptcy, London.—*George Capper*, Kennington-place, Vauxhall-road, Surrey, commission clerk, Aug. 31 at half-past 12, Court of Bankruptcy, London.—*Edmund C. Pitts*, Chiswell-street, Middlesex, out of business, Sept. 1 at 12, Court of Bankruptcy, London.—*G. King*, Andover, Hampshire, printer, Sept. 1 at 12, Court of Bankruptcy, London.—*John Stansfield*, Halifax, Yorkshire, worsted stuff piece manufacturer, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*Thos. Helliwell*, Halifax, Yorkshire, share broker, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*John Mitchell*, Halifax, Yorkshire, fancy manufacturer, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*Wm. Thornton*, Derby, wheelwright, Aug. 27 at 11, District Court of Bankruptcy, Nottingham.—*Thos. Fellows*, Bobbington, Staffordshire, blacksmith, Aug. 28 at 12, District Court of Bankruptcy, Birmingham.—*Jas. Insull*, Worcester, plasterer, Aug. 28 at 11, District Court of Bankruptcy, Birmingham.—*Thos. Nidridge*, Monkton, Devonshire, blacksmith, Sept. 9 at 1, District Court of Bankruptcy, Exeter.—*James Tattersfield*, Jewsbury-moor, near Dewsbury, Yorkshire, blanket manufacturer, Aug. 26 at 11, District Court of Bankruptcy, Leeds.—*Edw. Farrar*, Leeds, Yorkshire, innkeeper, Aug. 26 at 11, District Court of Bankruptcy, Leeds.—*John Parker*, Wakefield, Yorkshire, painter, Aug. 26 at 11, District Court of Bankruptcy, Leeds.—*Rich. Perkin*, Holbeck, near Leeds, Yorkshire, out of business, Aug. 26 at 11, District Court of Bankruptcy, Leeds.—*Wm. Burkinshaw*, Darton, Yorkshire, woman, Aug. 26 at 11, District Court of Bankruptcy, Leeds.—*John Rogerson*, Walton-on-the-Hill, Lancashire, joiner, Aug. 27 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Hammond*, Richmond, Yorkshire, out of business, Aug. 27 at 11, District Court of Bankruptcy, Leeds.—*Wm. Jones*, old, Flintshire, licensed victualler, Aug. 27 at 12, District Court of Bankruptcy, Liverpool.

Wednesday, Aug. 18.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Yates*, Whitechapel-road, Middlesex, commission agent: in the Debtors Prison for London and Middlesex.—

*John Sheldon*, Hudson's-cottages, Albert-street, Dog-row, Bethnal-green, Middlesex, pork butcher: in the Debtors Prison for London and Middlesex.—*Benj. Cockles*, Bridge-st., Greenwich, Kent, Sawyer: in the Queen's Prison.—*Waldron Kelly*, Stanstead, Essex, out of business: in the Debtors Prison for London and Middlesex.—*Hen. N. Holwell*, Devonshire-pl., Chiswick, Middlesex, attorney at law: in the Debtors Prison for London and Middlesex.—*Jas. Ingram*, Brunswick-st., Hackney-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Thos. Braker*, Holles-street, Clare-market, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Jas. F. Bulkeley*, Middlesex-place, New-road, Marylebone, Middlesex, lieutenant in the royal navy on half-pay: in the Queen's Prison.—*John Duns*, Accrington, Lancashire, shoemaker: in the Gaol of Lancaster.—*Charles Whiston*, Sutton, Cheshire, soda water manufacturer: in the Gaol of Chester.—*John Duddiny*, Roston in Banwell, Somersetshire, victualler: in the Gaol of Wilton.—*Wm. Cort*, Liverpool, traveller for a snuff manufacturer: in the Gaol of Lancaster.—*Thos. Jeffreys*, Neath, Glamorganshire, baker: in the Gaol of Cardiff.—*R. Gregory*, Knighton-cottage, Wimbury, Devonshire, mine agent: in the Gaol of St. Thomas Apostle.—*Wm. Gravesstocks*, Great Evernden, Cambridgeshire, Sawyer: in the Gaol of Cambridge.—*Jas. Bragg*, Leeds, Yorkshire, shopkeeper: in the Gaol of York.—*John Wilton*, Leeds, Yorkshire, out of business: in the Gaol of York.—*John Creebie*, Leeds, Yorkshire, joiner: in the Gaol of York.—*Wm. Barnes*, Leeds, Yorkshire, gilder: in the Gaol of York.—*Jonathan Tillotson*, Holbeck, near Leeds, Yorkshire, painter: in York Castle.

## INSOLVENT DEBTORS' DIVIDENDS.

*Leighton P. Sabery*, Raven-st., Whitechapel-road, Middlesex, clerk in the Customs: 5½d. in the pound.—*John Deas*, Friar-st., Suffolk-st., Southwark, Surrey, baker: 2d. in the pound.—*Bryas Duns*, Liverpool, tide waiter in the Customs: 11s. in the pound.—*Ellen Doughty*, Lisson-grove, Middlesex, out of business: 5s. 2d. in the pound.—*George Bradshaw*, Macclesfield, Cheshire, hat manufacturer: 1½d. in the pound.—*Sam. Stearns*, Rayleigh, Essex, carpenter: 2½d. in the pound.—*Thos. Carter*, Stoney Stratford, Buckinghamshire, brewer: 10½d. in the pound.—*Francis Budd*, Frederick-place, Goswell-road, Middlesex, straw bonnet manufacturer: ½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.

## MEETING.

*Joseph Jacobs*, Sept. 6 at 3, Beart's, 4, Bouverie-street, Fleet-street, London, sp. aff.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Robert Clarke the younger, Gent., of Bath, Somersetshire, to be a Master Extraordinary in the high Court of Chancery.

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# The Jurist

No. 555—VOL. XI.

AUGUST 28, 1847.

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\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench .....	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Ball Court .....	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court .....	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act. ....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray's Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, AUGUST 28, 1847.

WE call the attention of the Profession to an important act passed during the late session for amending the Joint Stock Companies Act, (7 & 8 Vict. c. 110). It will be recollected, that by the 25th section of that act, it is enacted, that completely registered companies shall have power "to purchase and hold lands, tenements, and hereditaments in the name of the said company, or of the trustees or trustee thereof, for the purpose of occupying the same as a place or places of business of the said company, and also (but nevertheless with a license general or special for that purpose, to be granted by the Committee of the Privy Council for Trade, first had and obtained) such other lands, tenements, and hereditaments as the nature of the business of the company may require."

Upon the effect of this clause much doubt has been entertained. One opinion, and that which we believe has been entertained at the Registrar General's Office, is, that the act by this section does not give power to companies to purchase and hold lands in fee in any case, without the license of the Committee of Privy Council for Trade: a second is, that for the single purpose of the company's offices and the premises strictly connected therewith, a company has power to hold lands under the act without license, e. g. that if the business of a company were the manufacturing of steam-boats, the company would not have power to purchase and hold lands, &c. for the purpose of its building yards, dry and wet docks, &c.—That, in a word, such places are not the *place or places of business* of the company within the meaning of the act; but that only the company's offices would fall within the parliamentary designation. A third opinion, and we confess we think one which may be contended for with great show of reason, is, that the place or places of

business of a company in the act, means the place or places where it carries on generally the business for which it is incorporated, and not merely the office where its deliberations are held and its monetary business transacted. It will be observed, in support of the second and third opinion, that the clause of the act being sub-divided into two branches, shews that the necessity of a license from the Board of Trade is only attached to the circumstances designated in the second branch of the clause;—That in fact the clause is to be read thus: first, the company may purchase lands, &c. to be occupied for its place or places of business, without any license whatever. Secondly, if it requires lands for any purposes other than for *occupation as the place or places of its business*, it must have a license. The effect of the ambiguous character of this clause on the points above noticed, has been, that, in practice, companies have preferred in many instances taking the risk of whatever consequences may flow from disobedience of the act, to incurring the delay and expense of an application to the Privy Council while others more wealthy have put themselves to, perhaps, unnecessary expense. Another doubt has been, whether a general license by the Privy Council was good for future acquisitions of land, or whether the act does not require a special license for each particular acquisition.

The Legislature, by the act of last session, has removed all doubt as to the last point mentioned, and also as to the question, whether, in all cases, the license of the Privy Council is requisite, but it has still left one doubt subsisting. The 10 & 11 Vict. c. 78, recites the part of the 25th clause of the 7 & 8 Vict. c. 110, above quoted, and that doubts have, in certain cases, arisen, as to the meaning of the said provision, and that it is expedient that such doubts should be removed, &c. And then it enacts, "that, whenever

any company, having obtained a certificate of complete registration under the said act, is desirous of purchasing or holding, taking on lease, holding on mortgage, or in any other manner acquiring an interest, such as bodies politic or corporate, are by law incapacitated from acquiring in any lands, tenements, or hereditaments, other than such as it is under the said act entitled to purchase and hold as a place or places of business, it shall be lawful for such company to make application to the Lords of the said Committee of Privy Council for Trade for a license to purchase, take, or hold the same, and the Lords of the said Committee shall thereupon take such application into their consideration, and may, if they see fit, grant a license to such company accordingly; and in such license the Lords of the said Committee may either authorise such company to purchase, take, and again let, sell, or otherwise dispose of such lands, tenements, or hereditaments, as may in the license be particularly described, and to hold the same for such time as may be specified in such license, or in any license to be subsequently and from time to time granted by the said Committee of Privy Council for Trade, on the application of such company, or may authorise them from time to time to acquire, dispose of, and again acquire such lands, tenements, or hereditaments, as the company may from time to time desire, or may authorise them to hold lands, tenements, or hereditaments on mortgage, and may frame such license in such manner, and insert in the same such conditions, as, with reference to the special circumstances of each case, they may deem expedient, and such license shall be held to confer upon such company the rights and powers therein expressed to be given in respect of purchasing, holding, and disposing of lands, tenements, or hereditaments as aforesaid."

Upon this clause, it is plain that the intention is to make the license of the Privy Council requisite wherever any interest in land is to be acquired by a company, (except for occupation as its place of business), which would, if the 7 & 8 Vict. had not been passed, and if the company were any ordinary body corporate, be incapable of being acquired by such company, by reason of its being within the rule as to acquisitions of land in mortmain; and the powers of the Privy Council, and the force of its licenses, are fully ascertained. There will, therefore, be no difficulty in determining what interest in land a company may now hold for purposes other than for its place of business, except the ordinary difficulty that may arise on the general law of mortmain. But the difficulty of construing the words *place or places of business* remains, and it will still be open to doubt whether a company may hold lands for the purpose of occupation in matters connected more or less with its general business, or whether, by place or places of business, is meant merely a company's offices. There are, of course, many companies whose business is purely official, or quasi official; and as to those no material doubts can arise. But all manufacturing companies have essentially two sorts of places of business; the one where the company's products are manufactured; and the other where they conduct their official and monetary business. We conceive that the broad line of distinction is this: that land required for the actual use of the company and its servants, for trans-

acting that business which, under the act, is stated to be its business, whether that business be manufacturing the products that it is its business to sell, or using the materials that it is its business to use for the purposes for which it is its business to use them, or whether it be keeping its accounts, &c., is land occupied as a place or places of business within the meaning of the 7 & 8 Vict. c. 110; but that land used for purposes, which though connected with, and ancillary to, the business of the company, are not essentially parts of its business, as such business is designated in its parliamentary style under the act, is not within the power, and cannot be held without license.

It is obvious, however, that the expression *place of business* is one of great looseness\*; and that even when it shall have received a judicial definition, there must be still many cases in which it will be difficult to say what proceedings constitute the *business* of a company, and what are only ancillary to it, without being such business itself.

### Review.

*Letters on the Criminal Code. By a Barrister of Lincoln's Inn. 8vo., pp. 186.*

[Stevens & Norton. 1847.]

This republication, or rather reproduction of the substance, of the Letters which appeared in the "Spectator" during the last long vacation, will be very acceptable to many, as well of those who had the pleasure of reading the original Letters, as of those to whom the pamphlet is entirely new.

"The writer is well aware of his incompetency for commenting on so great a work as a Code of Criminal Law, nor would he have taken up the pen but for the deep alarm which he felt on seeing two of the proposed alterations, viz. the making a capacity to discern the law of the land the sole test of criminal insanity, and the almost complete suppression of the constitutional right of resistance to the exercise of unlawful authority. But feeling compelled to 'deliver his soul' on these matters in as public a manner as he was able, it appeared to him an act of simple justice towards the learned Commissioners, and of some slight benefit to those who may not have leisure to wade—or at least to wade unhelped—through a 'blue book,' to lay the whole work, with its great and manifold merits, before the public, instead of arraigning its authors solely for two (as it seemed to him) glaring and dangerous errors." (Preface).

The subordinate design of laying the whole work of the very able Commissioners before the public, gives occasion for several interesting discussions; but the most important part of the essay is that which is devoted to the examination of the "two glaring and dangerous errors." In the author's condemnation of the second of these—the almost complete suppression of the right of resistance to the exercise of unlawful authority—we entirely concur; but we have room only for a brief notice of the argument against the Commissioners' definition of criminal capacity. We think that the

\* Legal sense it can hardly be said to have; and its popular sense is very vague; a small trader calls his shop his place of business; a manufacturer usually calls the entirety of his works his place of business, and his office he distinguishes by the name of his counting-house. And we apprehend that a person who has a factory in the country, and a magazine and office in London for the sale of his goods and the counting department of his business, would call the one or the other his place of business, according to his own immediate locality at the time of speaking. He would, to the inquiry of a person in London, designate his London office as his place of business; and to a country inquirer near his factory, would call that his place of business.

Commissioners are right, and that the ingenious author of the Letters has fallen into the popular error of considering the theatres of the criminal law—the courts of justice and the gaols—as comprising the entire field of its action, and affording all the examples that can be required for illustrating its operation; forgetting that prosecutions and punishments are the *proppria legum*,—vindictions, indeed, of the supremacy of society, but also records of the partial discomfiture, not the triumph, of its laws. This error infects our author's argument from the very first sentence. He says, (p. 4),

"It is well stated by the first Criminal Law Commissioners in their Seventh Report, p. 17, that 'the object of the penal law is the prevention of injury through fear of suffering.' The determination of those cases in which the fear of suffering sought to be produced does or does not operate, constitutes, therefore, the very keystone of the penal law; and we cannot too closely or maturely weigh the first section of the proposed code—'Of Incapacity to commit Crimes, and of Duress.'"

If the efficacy of the penal law is the only thing to be considered in criticising it, the criterion suggested in the above extract is not a necessary deduction from the definition there cited. For aught that appears, the fear of suffering may be more effectually called into action for the prevention of crime, by inflicting punishment in certain cases where that fear could not have existed, than by confining the application of the law to those cases in which it may be supposed to have been present. Indeed, if we were not anxious, in discussing a question of so much practical importance, to avoid all appearance of *ergotage*, we might reply to the author of the Letters, that a penal code which would bear his test must be so framed as to be incapable of administrative execution. Its prisons and scaffolds would be mere phantasmagoria. For the fear of suffering mentioned in the Commissioners' definition must, of course, be understood to be a fear sufficient for the purpose—a motive stronger than the desire to which it is placed in opposition—a fear, therefore, which *cannot* exist when the crime is committed. To propose to punish only in cases where such a fear can be supposed to have existed, is to propose that punishment should never be inflicted—a scheme which is seriously insisted on by the Phrenologists, or at least a considerable section of them, who would make the operations of justice exclusively curative, and convert the penal code into a collection of moral prescriptions; though it is to be observed that some of them lay so much stress on the distastefulness of reformatory discipline as to induce a suspicion that, in practice, they would be apt to put the change upon their patients, and, like some heads of schools and of families, make a punishment of physic.

Punishment, then, is *threatened* for the purpose of influencing those who can be influenced by the threat; it is *inflicted* in order to seal the threat—to give effect to it by shewing that it is made in earnest, and not at all with any view towards the criminal, unless he is imprisoned or put to death for the protection of society from his future acts, and in that aspect it is precaution, not punishment. The penal code addresses itself to the future innocents of society, not to its offenders in embryo; it does not address itself to the latter, for it would be useless to do so, and when it deals with them it is only as a means to an end with which they are not concerned. In discussing, therefore, the immediate policy of a penal code, we have not to consider the relation between the punishment and the criminal, but solely the effect which punishing him will produce upon others. The moral and religious defensibility of the punishment is a totally different question.

As the Spectator's correspondent could not mean to prohibit all punishment, it is obvious that he must have had in his mind some other distinction or test of

criminal responsibility than that suggested in the above extract. He was thinking, in short, as we shall see, of the distinction between educational or moral, and organic or physical, causes of depravity. He defines three classes of irresponsible acts:—1. "Where there simply exists no power of electing to abstain from the forbidden act rather than be punished" (mistake, accident, infancy, idiotcy, insanity, &c.):—2. "Where the power of so abstaining is forcibly taken away," (physical compulsion, which, as it involves no moral process of any kind, does not belong to the subject at all), and:—3. "Where the certainty of present suffering prevails against the dread of future penalties," (i. e. cases of duress, where the penal code of the state is outbid by the extempore enactment of a rebel). Confining his attention to the first category, our author enters upon a very interesting discussion of the principal legal and medical authorities on insanity, with reference to criminal responsibility. Noticing three great classes of mental aberration, viz. mania or general delirium, monomania, and imbecility, and passing over the first and last as presenting no difficulty, he adopts the modern medical subdivision of monomania into two classes, delusive and instinctive; that is to say, intellectual and moral—aberration of the perceptive or reasoning faculties and aberration of the will—the latter kind not being, as it seems, recognised by our law, (see a discussion of that question, ante p. 146). Of instinctive monomania, he cites some of the least hacknied instances:—

"Still more striking are the cases in which the instinctive tendency to homicide has actually yielded to medical treatment, or to certain bodily influences. Thus, Catherine Olhaver, born in 1789, and whose mother had once experienced towards herself the homicidal impulse, became at thirty-two nurse in the house of a professor at Greifswaldau. She was of a mild and gay disposition, and very fond of her charge. One Sunday evening, being alone with her master's two children, she sees a knife on the table, and feels the wish to cut the baby's throat. Wrestling with the temptation, she lays him on the bed, and runs down to the kitchen, flinging away the knife, and entreating her fellow servant to go out with her, at all events not to leave her, because she had evil thoughts: the other refused, having work to do, and the unfortunate nurse returns to the children, pursued by her impulse; succeeds in putting them to bed, again beseeches the cook to take her place by their side, and is again refused, falls asleep, and is suddenly awakened up by the murderous impulse strong within her, but, restrained probably by the presence of the child's mother and aunt, who had now returned, and slept in the room, tosses all night on her bed, exclaiming, 'What horrid thoughts, what absurd thoughts!' On the Monday she is treated medically, and improves: in the night, however, the impulse recurs, and she instantly jumps down from her bed, and takes her medicine: on Tuesday she reveals all to her mistress, and no new fit subsequently occurred."

Our author's conclusion from all this is, that the Commissioners' test of criminal responsibility (capacity to understand that the act is forbidden by the law) is inapplicable to insanity, and he adopts the rule indicated by Marc: "In criminal cases, the chief difficulty resides in the establishing before justice the morality of an act, by distinguishing whether it be the effect of perversity, of passion, or of a mental lesion: in other words, if, in a penal sense, it should be considered as voluntary or involuntary."—"In a penal sense,"—but that is the very question, and the first part of the sentence does not contain the solution of it. Our author adds:—"In a word, the question of responsibility narrows itself to this: Was the force of the delusion or insane impulse such as to destroy the self-control of the offender?" In a subsequent passage, he says:—"I

am aware that the modification which I propose is a grave one, for it involves no less than a total change in the question proposed to juries. I contend, that if we wish to avoid the risk of innovations so murderous as those of the Commissioners, founded, however, on the most plausible reasoning, the question should no longer be put to the jury, whether the accused, at the time of doing the act, knew the difference between [legal] right and wrong, but whether he was so mad that he could not help doing it."

The argument is carried no further. The writer (in common with other writers on the same side) seems to consider that he has done enough in shewing that there may exist an irresistible *insane* impulse to commit crime apart from any insane delusion. But the question is, why should greater favour be shewn to an *insane* impulse than to any other? Is that conclusion assumed because it is thought too obvious to require proof? We think that the contrary is much more obvious, though the investigation of the limits of responsibility is, when pursued into details, one of the most obscure and difficult in social ethics. Every impulse which prevails is an irresistible impulse in the same sense in which an insane impulse is irresistible; and the form of our author's proposed question to juries may just as reasonably be adapted to the case of a "noted thief" as to that of a monomaniac—"Was the prisoner such a thief that he could not help doing it?" A man, sane in the common acceptation of the word, receives a strong provocation and feels an almost unconquerable desire to kill another. It is for a long time doubtful whether he will not yield to the impulse,—at last Minerva takes him aside, and moral or prudential considerations prevail. If the criminal impulse had conquered,—if it had been *irresistible*, (i. e. irresistible by the forces at command), all agree that he would have been punishable. How is this case distinguished from that of Catherine Olhaven? The impulse was the same,—equally involuntary in its origin,—equally liable to opposition, and actually opposed with success, by the same motives, yet, if Olhaven had yielded, our author would have spared her, as the subject of an irresistible impulse.

Now, still bearing in mind that we are considering only the efficacy of the law, what would have happened if the sane part of Olhaven's character had been different,—if she had been cruel, without affection, without conscience, interested, but having no considerable interest at stake,—and if she had lived under laws allowing full immunity to 'instinctive' crimes? Is it not plain that the one restraint necessary and sufficient for the protection of her charge would have been withheld by that society which was bound to protect it? It is the peculiarity of these cases of moral insanity, especially when accompanied, as commonly happens, with delusion, that (notwithstanding some striking instances to the contrary, on which too much stress has been laid) the ordinary moral restraints do not usually exist in any force; and, therefore, it is doubly important that the only remaining check, the fear of punishment, should not be taken away. The murderer of Mr. Drummond may be said to have been suffering under an insane impulse as well as an insane delusion, though the medical witnesses deposed only to the existence of the latter. He escaped, from the defective administration of the law, which clearly required his punishment, for what he insanely believed would not, if it had been true, have justified his act. Our own opinion is, that there is no specific distinction between sanity and insanity, any more than between a good and a bad watch; but, be that as it may, it is certain that the adoption of our author's proposition would be followed by the most deplorable consequences. Of this, indeed, we have already had some experience, since the plea of insanity has grown into fashion and favour with juries. We remember to have seen depicted in the Charivari,

an interview between a prisoner and his advocate: "Have you no defence?" "None whatever,—there are several witnesses, and I have already been ten times convicted of picking pockets." "Oh, then, make yourself easy: I shall plead monomania!" Our author would proclaim absolute immunity to a class of criminals which has already been treated too indulgently. It is the characteristic of weak minds to be subject to strong impressions from sympathy; and hence it happens that great crimes committed without any apparent motive are often followed by imitations. Such crimes are the only ones that can excite extensive sympathy; few persons can imagine themselves suicides from hopeless misery, or murderers from cupidity, revenge, jealousy, &c., because few can bring home to themselves the accompanying circumstances, and the character to be influenced by them; but, to surrender the will to the impulses of the imagination is what many weak minds know themselves liable to, and must sympathise with, and may easily proceed from feeling that it may happen to believing that it has happened. A few years ago a lady, "perfectly sane," as the phrase goes, while ascending the outside of the spire at Strasburg, expressed great horror at the idea of jumping off, and proceeded but a few steps further, when, the imagination of such a resolution having become a reality, she took the leap. A similar impulse may have been experienced by many, but not in such intensity as to overcome the instinct of self-preservation. For one case in which an hallucination of this kind becomes too strong to be restrained by any means, there may be a hundred, where it can be kept in check by the fear of punishment, and by that only. Many lunatics have been prevented from inflicting desperate injuries on themselves, merely by threats of punishment. "They can't punish us, we are mad," has been said more than once within the walls of a lunatic asylum.

We trust we have said enough to shew that the rationale of punishment allows of no exception in favour of offences caused by instinctive or moral insanity. Whether the infliction of punishment upon offenders from such causes can be defended on moral grounds is a very different question, and one into which our author does not enter. To punish a man for an offence which is the result of diseased organisation, and which, as is said, a timely dose of jalap might have prevented, certainly does not harmonise with common notions; the sentiment of abhorrence and the desire of vengeance, which usually reconcile us to the suffering of the offender, cannot exist here. Yet if we compare insanity with the more usual causes of crime, we shall not easily find any distinction to the purpose. On the one hand, a Pinel may shew the origin of the disease, point out its future course, demonstrate that no palliatives, no threats, no persuasions can arrest its course or prevent its operation, that the patient is blameless of the cause, and therefore irresponsible for the consequences; but, on the other hand, a Chadwick can point out in our large towns whole districts over which a moral miasma perpetually hovers,—where, of every hundred children, ninety-nine, already "in the gristle," must harden into the bone of felonhood,—must acquire such depraved habits and instincts, not to say also convictions and delusions, as will irresistibly force them during their lives to wage incessant warfare with the laws. True, the causes of the depraved instincts are educational or moral, not organic or physical, but the effect is inevitable, and the sufferer is as innocent of the perversion of his will as the lunatic is of his ailment, and is, to our sympathies, as much an object of pity.

It may be replied that we are not justified in insisting on the cases of punishment actually inflicted in ordinary cases, because the necessity for actual punishment is not contemplated by the theory of the criminal law, but is merely a defect to which the law, like other human

institutions, is liable in practice; in other words, that, if the detection and punishment of offences were certain, there would be no offenders, at least no sane ones; but if offences prompted by insane and ungovernable instinct were punished, such punishment would be part of the theory, not a mere accidental defect in the working, of the law. This is a plausible and, to some extent, a sound distinction, but it is not sufficient for the purpose. The actual infliction of punishment must be contemplated by a complete theory of criminal law, because no theory constructed with a view to practice is complete, unless it takes account of the imperfections incident to practice; our argument therefore, founded on the admitted propriety of punishment in some cases, remains untouched. But further, it is not true, that, even independently of considerations of imperfect administration, any theory of law can contemplate the non-necessity of punishment under any circumstances. It may be true, that, if the detection and punishment of every offender could be made to follow *immediately* and *infallibly* on the commission of the offence, there would be an end of a large, perhaps the largest, class of offences—those committed in the hope of impunity; but even under such a Utopian system, ample employment for the licitor would be furnished by those who offend in defiance of the law, under the impulse of various ungovernable passions not yet exclusively appropriated to the insane. Such, at least, must be the case until a Perillus is found to invent, and a Draco to enact, some universal torture more abhorrent to the instinct of every possible individual, than the gratification of any conceivable sane impulse. In the meantime we must protect society provisionally. If it is justifiable for the benefit of society to punish offenders who would not exist but for the imperfection of its institutions, the same end will justify the punishment of offenders who would not be such but for the defect of their own organisation. The punishment of the insane is proper, if it prevents more suffering than it inflicts.

For these reasons, we think that our author has not made out his case;—but he has done good service by raising the question clearly, and in a manner that must lead to further inquiries. Few subjects stand more in need of popular discussion than the theory of punishment; crime is increasing, and the humanity-mongers are pushing their trade with success among the soft-hearted and soft-headed.

G. S.

## PUBLIC GENERAL STATUTES.

10 &amp; 11 VICTORIA.—SESSION 7.

*(Continued from p. 335).*

## CAP. LXXXIII.

An Act for the Naturalization of Aliens. [22nd July, 1847.]

Sect. 1. *All Acts, &c. of Colonial Legislatures imparting Privileges of Naturalization valid.*2. *All Laws, &c. hereafter made imparting Privileges of Naturalization valid, but subject to Confirmation or Disallowance by her Majesty.*3. *7 & 8 Vict. c. 66, not to extend to Colonies or Possessions abroad.*4. *Act may be amended, &c.*

Whereas by divers acts, statutes, or ordinances enacted by the legislatures of divers of her Majesty's colonies or possessions abroad provision hath been made for imparting to divers aliens there resident the privileges or some of the privileges of naturalization, to be exercised and enjoyed within the respective limits of such colonies and possessions respectively: And whereas doubts have arisen as to the competency of the said legislatures to enact any such laws, statutes, or ordinances, and as to the validity of the same when so enacted, and it is expedient that such doubts be removed: Be it therefore and it is hereby declared and enacted, &c., That all acts, statutes, and

ordinances heretofore made and enacted by the legislatures of any of her Majesty's colonies and possessions abroad for imparting to any person or persons the privileges or any of the privileges of naturalization, to be by such person or persons exercised and enjoyed within the respective limits of such colonies or possessions respectively, shall within such limits have and be taken and reputed to have had from the time of the enactment thereof respectively all such and the same force and effect as doth by law belong to any other law, statute, or ordinance made or enacted by any such respective legislatures.

2. That all laws, statutes, and ordinances which shall hereafter be made and enacted by the legislatures of any of her Majesty's colonies or possessions abroad for imparting to any person or persons the privileges or any of the privileges of naturalization, to be by any such person or persons exercised and enjoyed within the limits of any such colonies and possessions respectively, shall within such limits have the force and authority of law, any law, statute, or usage to the contrary in anywise notwithstanding: Provided nevertheless, that all such laws, statutes, and ordinances shall be made and enacted in such manner and form, and subject to and in conformity with all such rules as now are or hereafter shall be in force in respect of other laws, statutes, or ordinances enacted or to be enacted by any such legislatures respectively, and shall and may be confirmed or disallowed by her Majesty in such and the same manner, and subject to the same rules and regulations as extend or as shall hereafter extend to the confirmation or disallowance of any other such laws, statutes, or ordinances.

3. And whereas a certain act was made and enacted in the 7 & 8 Vict. [c. 66.] intitled "An Act to amend the Laws relating to Aliens:" And whereas doubts have arisen whether the said recited act of the 7 & 8 Vict. extends to and is in force in her Majesty's colonies or possessions abroad; now it is hereby further enacted and declared, That the said recited act of the 7 & 8 Vict., or any part of it, doth not extend to the said colonies or possessions, or to any of them.

4. That this act may be amended or repealed by any other act of this present session of Parliament.

## CAP. LXXXIV.

An Act to make Provision for the Punishment of Vagrants and Persons offending against the Laws in force for the Relief of the destitute Poor in Ireland. [22nd July, 1847.]

## CAP. LXXXV.

An Act for giving further Facilities for the Transmission of Letters by Post, and for the regulating the Duties of Postage thereon, and for other Purposes relating to the Post Office. [22nd July, 1847.]

## CAP. LXXXVI.

An Act to allow until the 1st March, 1848, the Importation of Corn, Maize, Rice, Grain, Potatoes, Meal, Flour, Biscuit, and certain other similar Articles, from any Country in any Ships. [22nd July, 1847.]

## CAP. LXXXVII.

An Act to facilitate the Recovery of Public Monies advanced for the Relief of Distress in Ireland by the Employment of the labouring Poor. [22nd July, 1847.]

## CAP. LXXXVIII.

An Act to defray, until the 1st August, 1848, the Charge of the Pay, Clothing, and Contingent and other Expenses of the Disembodied Militia in Great Britain and Ireland; to grant Allowances in certain Cases to Subaltern Officers, Adjutants, Paymasters, Quartermasters, Surgeons, Assistant Surgeons, Surgeons' Mates, and Serjeant Majors of the Militia; and to authorise the Employment of the Non-commissioned officers. [22nd July, 1847.]

## CAP. LXXXIX.

An Act for consolidating in one Act certain Provisions usually contained in Acts for regulating the Police of Towns. [22nd July, 1847.]

## CAP. XC.

An Act to provide for the execution of the Laws for Relief of the Poor in Ireland. [22nd July, 1847.]

## CAP. XCI.

An Act to increase the Number of Trustees for the Herring Fishery, and to direct the application of the Funds granted for the Promotion of Manufactures and Improvements in Scotland. [22nd July, 1847.]

## CAP. XCII.

An Act for the Protection of Mussel Fisheries in Scotland. [22nd July, 1847.]

## CAP. XCIII.

An Act to continue until the 1st October, 1848, and to the End of the then next Session of Parliament, an Act for authorising the application of Highway Rates to Turnpike Roads. [22nd July, 1847.]

## CAP. XCIV.

An Act to amend an Act to enable Canal Companies to become Carriers upon their Canals. [22nd July, 1847.]

## CAP. XCV.

An Act to amend the Law relating to the Protection in the Colonies of Works entitled to Copyright in the United Kingdom. [22nd July, 1847.]

## CAP. XCVI.

An Act for better securing Trust Funds, and for the Relief of Trustees. [22nd July, 1847.]

- Sect. 1.** Trustees may pay Trust Monies or transfer Stocks and Securities into the Court of Chancery. Receipt of Bank Cashier, or Certificate of proper Officer, to be sufficient Discharge.
- 2.** Court of Chancery to make Orders on Petition, without Bill, for Application of Trust Monies and Administration of Trust.
- 3.** Regulating Salary of Accountant-General.
- 4.** Lord Chancellor, with Master of the Rolls, &c., may make General Orders.
- 5.** Construction of Expression "Lord Chancellor."
- 6.** Act may be amended, &c.

Whereas it is expedient to provide means for better securing trust funds, and for relieving trustees from the responsibility of administering trust funds in cases where they are desirous of being so relieved: be it enacted, &c., that all trustees, executors, administrators, or other persons, having in their hands any monies belonging to any trust whatsoever, or the major part of them, shall be at liberty, on filing an affidavit shortly describing the instrument creating the trust, according to the best of their knowledge and belief, to pay the same, with the privity of the Accountant-General of the High Court of Chancery, into the Bank of England, to the account of such Accountant-General in the matter of the particular trust, (describing the same by the names of the parties, as accurately as may be, for the purpose of distinguishing it), in trust to attend the orders of the said court; and that all trustees or other persons having any annuities or stocks standing in their name in the books of the Governor and Company of the Bank of England or of the East India Company, or South Sea Company, or any government or parliamentary securities standing in their names, or in the names of any deceased persons of whom they shall be personal representatives, upon any trusts whatsoever, or the major part of them, shall be at liberty to transfer or deposit such stocks or securities into or in the name of the said Accountant-General, with his privity, in the matter of the particular trust, (describing the same as aforesaid), in trust to attend the orders of the said court; and in every such case the receipt of one of the cashiers of the said bank for the money so paid, or, in the case of stocks or securities, the certificate of the proper officer, of the transfer or deposit of such stocks or securities, shall be a sufficient discharge to such trustees or other persons for the money so paid, or the stocks or securities so transferred or deposited.

**2.** That such orders as shall seem fit shall be from time to time made by the High Court of Chancery in respect of the trust monies, stocks, or securities so paid in, transferred, and deposited as aforesaid, and for the investment and payment of any such monies, or of any dividends or interest on any such stocks or securities, and for the transfer and delivery out of any such stocks and securities, and for the administration of any such trusts generally, upon a petition to be presented in a

summary way to the Lord Chancellor or the Master of the Rolls, without bill, by such party or parties, as to the Court shall appear to be competent and necessary in that behalf; and service of such petition shall be made upon such person or persons as the Court shall see fit and direct; and every order made upon any such petition shall have the same authority and effect, and shall be enforced and subject to re-hearing and appear, in the same manner as if the same had been made in a suit regularly instituted in the court; and if it shall appear that any such trust funds cannot be safely distributed without the institution of one or more suit or suits, the Lord Chancellor or Master of the Rolls may direct any such suit or suits to be instituted.

**3.** Provided always, and be it enacted, that the additional remuneration which the said Accountant-General may receive in consequence of the operation of this act shall not have the effect of giving to him any claim for a larger income by way of salary or otherwise, in the event of the said office of Accountant-General being hereafter regulated by competent authority, than would have been assigned to him if this act had not been passed.

**4.** That the Lord Chancellor, with the assistance of the Master of the Rolls or of one of the Vice-Chancellors, shall have power, and is hereby authorised to make such orders as from time to time shall seem necessary for better carrying the provisions of this act into effect.

**5.** That, in the construction of this act, the expression "the Lord Chancellor" shall mean and include the Lord Chancellor, Lord Keeper, and Lords Commissioners for the custody of the Great Seal of Great Britain for the time being.

**6.** That this act may be amended or repealed by any act to be passed in this present session of Parliament.

## CAP. XCVII.

An Act for the Discontinuance of the Attendance of the Masters in Ordinary of the High Court of Chancery in the Public Office, and for transferring the Business of such Public Office to the Affidavit Office in Chancery. [22nd July, 1847.]

- Sect. 1.** Attendance of Masters in Ordinary discontinued.
- 2.** Lord Chancellor may appoint a second Assistant Clerk of Affidavits.
- 3.** Lord Chancellor may order Remuneration to be paid to the Clerk and Assistant of Affidavits.
- 4.** Appointment of second Assistant Clerk of Affidavits. Saving Rights of W. T. Smith.
- 5.** Lord Chancellor may also, with Consent of Treasury, order retiring Annuities to disabled Officers, not exceeding two-thirds of their Salaries.
- 6.** Commencement of Act.
- 7.** Out of what Fund Compensations awarded under Provisions of 10 & 11 Vic. c. 60, to be paid.
- 8.** Lord Keeper may act for Lord Chancellor for Purposes of this Act.
- 9.** Act may be amended, &c.

Whereas by an act passed in the thirteenth year of his late Majesty Charles the Second it was amongst other things enacted, that from and after the 23rd day of October, 1661, there should be one public office kept as near the Rolls as conveniently might be, in which the Masters in Ordinary, or one of them, should constantly attend for the administration of oaths and other purposes therein mentioned: And whereas it is expedient that the said Masters should no longer attend in person at the said public office, and that the duties required by the said recited act should be otherwise provided for: Be it therefore enacted, &c., that the said act shall be and the same is hereby repealed, and that the attendance of the said Masters at the public office be discontinued from and after the time at which this act shall come into operation.

**2.** That it shall be lawful for the Lord Chancellor to appoint one fit and proper person to assist in the performance of the duties of the clerk of affidavits and of the assistant clerk of affidavits, and of the other duties hereby transferred to them, to be called the second assistant clerk of affidavits, and that the duties by the said recited act directed to be done and performed by the Masters in Ordinary in the public office shall hereafter be done and performed by the said clerk of affidavits and the assistant clerks of affidavits, in such place and in such manner and subject to such regulations as the

Lord Chancellor shall from time to time order and direct, and they and each of them are hereby authorised to do and perform the same.

3. That there shall be paid to the said clerk of affidavits and the said assistant clerks of affidavits such remuneration, either in salary and fees, or partly by salary and partly by fees, as the Lord Chancellor shall think fit, not exceeding in the whole 1200*l.* to the clerk of affidavits, 800*l.* to the first and 400*l.* to the second assistant clerk of affidavits; and that it shall be lawful for the Lord Chancellor to make such order and orders as may be necessary for payment of so much of such remuneration as shall consist of salary out of the fund intituled "The Sutors Fee Fund Account," and for the payment of any part of the fees to be received to the account of the said fund.

4. That William Thodey Smith, the present clerk of the said public office, be and he is hereby appointed the second assistant clerk of affidavits under this act, and that the salary or remuneration he shall receive under the provisions of this act shall be and the same is hereby declared to be in lieu of and as compensation for the loss sustained by him in respect of the fees hitherto received by him as clerk of the said public office: Provided always, and it is hereby declared, that this act shall not take away, diminish, or in any way prejudice the rights and interests of William Thodey Smith to and in the compensation granted, awarded, and ordered to be paid to him under and by virtue of the three several acts of Parliament hereinafter mentioned; that is to say, an act made and passed in the 1 & 2 Will 4, [c. 55], intituled "An Act to establish a Court in Bankruptcy," an act made and passed in the 5 & 6 Vict. [c. 103], intituled "An Act for abolishing certain Offices of the High Court of Chancery in England," and an act made and passed in the 6 & 7 Vict. [c. 73], intituled "An Act for consolidating and amending several of the Laws relating to Attorneys and Solicitors practising in England and Wales; and that the rights and interests of the said William Thodey Smith under each of the said acts respectively shall be and continue the same to all intents and purposes as if this act had not been passed, and as if he had continued to hold his office of clerk of the public office, but nevertheless only for such period as he shall hold the office of second clerk of affidavits under this act.

5. That it shall be lawful for the Lord Chancellor, with the consent of the Commissioners of her Majesty's Treasury, by any order made on a petition presented to him for that purpose after the 10th August next after the passing of this act, to order (if he shall think fit) to be paid to any person executing the office of clerk of affidavits, assistant clerk of affidavits, or second assistant clerk of affidavits, or of chief clerk or junior or copying clerk to the Master in Ordinary of the Court of Chancery, who shall be afflicted with some permanent infirmity disabling him from the due execution of his office, and shall be desirous of resigning the same, an annuity not exceeding two-third parts of the yearly salary which such person shall be entitled to at the time of presenting such petition, to be paid out of the interest and dividends of the Government or Parliamentary securities which may be at any time standing in the name of the Accountant-General of the High Court of Chancery to an account intituled "Account of Monies placed out for the Benefit and better Security of the Sutors of the High Court of Chancery," and an account intituled "Account of Securities purchased with surplus Interest arising from Securities carried to an Account of Monies placed out for the Benefit and better Security of the Sutors of the High Court of Chancery," or either of them; and the annuity mentioned in such order shall be paid by the Governor and Company of the Bank of England out of the interest and dividends aforesaid (but subject and without prejudice to the payment of all salaries and other sums of money by any act of Parliament already directed or authorised to be paid thereout) by even and equal payments on the 5th January, the 5th April, the 5th July, and the 10th October, in every year during the life of such person; and the executors and administrators of such person shall be entitled to receive and shall be paid such proportionate part of the said annuity as shall have accrued from the next preceding quarterly day of payment to the day of his death.

6. That this act shall commence and take effect from the 10th August next.

7. And whereas by an act passed in this session of Parliament [c. 60], intituled "An Act to abolish one of the Offices of Master in Ordinary of the High Court of Chancery, it

was enacted, that it should be lawful for the Lord Chancellor, with the consent of the Commissioners of her Majesty's Treasury, to award such compensation (if any), and in such manner and upon such conditions as he might think fit, to George Barrett and Edward Wright, the late chief and second clerks of Andrew Henry Lynch, or either of them, in consideration of the loss they or he may have sustained by reason of the abolition of the said office by the said act: And whereas no provision was made in the said act for the payment of such compensation; be it therefore enacted, that such compensation shall be paid by the Accountant-General, by virtue of an order for that purpose to be made by the said Lord Chancellor, out of the fund intituled "The Sutors Fee Fund Account."

8. That in construing this act all things directed to be done by the Lord Chancellor shall and may be done by a Lord Keeper or the First Commissioner for the Custody of the Great Seal of the United Kingdom of Great Britain and Ireland.

9. That this act may be amended or repealed by any act to be passed during the present session of Parliament.

(To be continued).

## London Gazette.

TUESDAY, AUGUST 24.

### BANKRUPTS.

SAMUEL CHARLES EVERETT and HENRY EVERETT, Millwall, Poplar, Middlesex, coopers, Aug. 31 at 2, and Oct. 8 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated Aug. 20.

JOHN OAKLEY and BENJAMIN OAKLEY, Southampton, builders and upholsterers, Sept. 4 at 1, and Oct. 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Barber, Furnival's-inn.—Fiat dated Aug. 20.

HARRIETT DREW, Bury St. Edmunds, Suffolk, spinster, milliner and dress maker, dealer and chapwoman, Sept. 1 and 28 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Milne & Co., Harcourt-buildings, Temple.—Fiat dated Aug. 16.

JOHN TAVERNER, Nuneaton, Warwickshire, silk and ribbon manufacturer, dealer and chapman, Sept. 2 and 30 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Towne, Devonshire-square, London.—Fiat dated Aug. 9.

HENRY BOWEN, Coventry, clothier, draper, dealer and chapman, Sept. 14 at 1, and Oct. 9 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Bennett's-hill, Birmingham.—Fiat dated Aug. 13.

ADAM JESSOP, Dewsbury, Yorkshire, auctioneer and appraiser, furniture broker, and dealer in ale and porter, dealer and chapman, Sept. 7 and 28 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Harle & Clarke, Leeds; Scholes, Dewsbury; Brodribb, Child's-place, London.—Fiat dated Aug. 19.

THOMAS SAMPSON, Nailsworth, Gloucestershire, grocer, dealer and chapman, Sept. 8 and Oct. 5 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Rickards & Thomas, Tewkesbury; Baylis & Drewe, Basinghall-street, London.—Fiat dated Aug. 19.

### MERTICES.

John Watkins, Wandsworth-rd., Surrey, licensed victualler, Sept. 13 at 11, Court of Bankruptcy, London, pr. d.—*H. Field*, Stratford-upon-Avon, Warwickshire, mercer, Sept. 14 at 12, District Court of Bankruptcy, Birmingham, ch. ass.—*T. Parker*, Coventry, Warwickshire, ribbon manufacturer, Sept. 13 at 11, Court of Bankruptcy, London, last ex.—*John Ashcroft*, Liverpool, timber broker, Sept. 10 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Joe. Clark*, Plymouth, Devonshire, innkeeper, Sept. 21 at 11, District Court of Bankruptcy, Exeter, and. sc.; Sept. 23 at 11, div.—*James Stoddley*, Bridport, Dorsetshire, twine manufacturer, Oct. 5 at 11, District Court of Bankruptcy, Exeter, and. sc.; Oct. 6 at 11, div.—*T. Avenel*, Dewlish, Devonshire, upholsterer, Sept. 21 at 11, District Court of Bankruptcy, Exeter, and. sc.; Sept. 23 at 11, div.—*R. Smith*, Kesz, Devonshire, but-



cher, Oct. 5 at 11, District Court of Bankruptcy, Exeter, and. ac.—*G. Hole*, Watchet, Somersetshire, coal merchant, Sept. 21 at 11, District Court of Bankruptcy, Exeter, and. ac.; Sept. 22 at 11, div.—*Sally Budd*, Newton Abbot, Devonshire, grocer, Sept. 28, at 11, District Court of Bankruptcy, Exeter, and. ac.; Sept. 29 at 11, div.—*William Lewis*, Bristol, carpenter and builder, Sept. 14 at 11, District Court of Bankruptcy, Bristol, and. ac.—*Robert Glover* and *Fred. Glover*, Leeds, Yorkshire, dyers, Sept. 18 at 12, District Court of Bankruptcy, Leeds, and. ac.; Sept. 21 at 12, div.—*Martin Richardson*, Harrogate and Knaresborough, Yorkshire, attorney at law, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.—*Benj. Crossland*, Fenay-bridge, near Huddersfield, Yorkshire, head knitter, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.—*James Brezherick*, Newlay, Bramley, Yorkshire, dyer, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Sept. 23 at 11, div.—*James Dent*, Huddersfield, Yorkshire, cloth merchant, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Sept. 23 at 11, div.—*Lancelot Marshall*, Northalerton, Yorkshire, grocer, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Sept. 23 at 11, div.—*George Webster*, Staincross, Roystone, Yorkshire, bolt maker, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Sept. 23 at 11, div.—*John Naimith*, Bradford, Yorkshire, perfumer, Sept. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.—*John Kinder*, Birkenhead, Cheshire, painter, Sept. 14 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*And. Ashworth*, Haslingden, Lancashire, woollen manufacturer, Sept. 20 at 12, District Court of Bankruptcy, Manchester, and. ac.; Sept. 21 at 12, div.—*Patrick Fagan*, Birmingham, hardwareman, Sept. 28 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. Glover*, Leeds, Yorkshire, woollen manufacturer, Sept. 23 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

*Shute B. Moody*, Fenchurch-street, London, and Georgetown, Demerara, British Guiana, civil engineer, Sept. 14 at 11, Court of Bankruptcy, London.—*James Sharp*, Bingley, Yorkshire, coal merchant, Sept. 18 at 11, District Court of Bankruptcy, Leeds.—*James Hancock*, Weston-super-Mare, Somersetshire, builder, Sept. 16 at 12, District Court of Bankruptcy, Bristol.—*John Naimith*, Bradford, Yorkshire, perfumer, Sept. 16 at 11, District Court of Bankruptcy, Leeds.—*Edw. Ward*, Medbourn, Leicestershire, corn dealer, Sept. 16 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 14.

*Wm. Denyer*, Littlehampton, Sussex, plumber.—*William Sheffield* and *John Sheffield*, Lower Acton-place, Bagnigge-wells-road, Middlesex, grocers.—*John Evans*, Pump-road, Old-street-road, Middlesex, paper stainer.—*John Burrell*, Wakefield, Yorkshire, surgeon.—*James Collins* and *John Collins*, Bath, Somersetshire, jewellers.—*Thomas Shipman* the younger, Nottingham, lace manufacturer.—*Benj. Shipman*, Nottingham, lace manufacturer.—*George Horne*, Chesapeake, London, bookseller.—*John Spray*, Carlton, Gedling, Nottinghamshire, framesmith.—*Wm. Sims*, Great Queen-st., Lincoln's-inn-fields, Middlesex, coach maker.—*James Dixon*, Providence-place, Willow-walk, and Spa-road, Bermondsey, Surrey, millwright.

## FIAT ANNULLÉ.

*Wm. Foster*, Hollinwood, Lancashire, manufacturer.

## SCOTCH SEQUESTRATIONS.

*Richmond, Winton, & Co.*, Glasgow, merchants.—*Thomas Waddell*, Cumbernauld, Dumbartonshire, bookseller.—*Matt. Glassford*, Glasgow, calico printer.—*James Miller*, Dundee, brewer.—*Jonathan Shackleton & Son*, Glasgow, manufacturers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Joseph Craythorne Badfield*, Great Crown-court, Soho, Middlesex, out of business, Sept. 2 at 10, Court of Bankruptcy, London.—*Miles Willis Rudland*, Southwold, Suffolk,

surgeon, Sept. 2 at half-past 10, Court of Bankruptcy, London.—*John Briggs*, Dean-street, Soho, Middlesex, carpenter, Sept. 2 at 11, Court of Bankruptcy, London.—*W. Neave*, Norfolk, machine maker, Sept. 2 at 12, Court of Bankruptcy, London.—*Wm. Chapman*, Long-lane, Bermondsey, Surrey, green grocer, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*Joseph Hudson Kirby*, Mount-st., Whitechapel, Middlesex, tragedian, Sept. 2 at 12, Court of Bankruptcy, London.—*Fred. Milbourne*, Lower Mitcham, Surrey, coach builder, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*Wm. Welch*, Heath-st., Stepney, Middlesex, grocer, Sept. 2 at 11, Court of Bankruptcy, London.—*Thos. Wm. Spooner*, Earl's-court-cottage, Brompton, Middlesex, clerk to a law writer, Sept. 2 at 11, Court of Bankruptcy, London.—*J. Turner*, Ipswich, Suffolk, butcher, Sept. 2 at half-past 10, Court of Bankruptcy, London.—*J. Clark*, Godalming, Surrey, relieving officer of the Guildford Union, Sept. 2 at 10, Court of Bankruptcy, London.— *Jas. Baster*, Epsom, Surrey, butcher, Sept. 1 at 12, Court of Bankruptcy, London.—*Fred. Cooke*, East Harling, Norfolk, commissioned horse dealer, Sept. 2 at 10, Court of Bankruptcy, London.—*William Perkins*, Guildford, Surrey, assistant to an hatter, Sept. 2 at 10, Court of Bankruptcy, London.—*Chas. Glassborow*, Rickmansworth, Hertfordshire, excise officer, Sept. 2 at half-past 10, Court of Bankruptcy, London.—*J. Minter*, Ipswich, Suffolk, painter, Sept. 2 at half-past 10, Court of Bankruptcy, London.—*Richard Wood*, Lortmore-terrace, Waltham, Surrey, traveller, Sept. 2 at 11, Court of Bankruptcy, London.—*Thos. Hayler*, Mount-st., Grosvenor-square, Middlesex, waiter, Sept. 2 at 11, Court of Bankruptcy, London.—*Sarah Tutton*, spinster, Strand, Middlesex, lodging-house keeper, Sept. 2 at 11, Court of Bankruptcy, London.—*George Owen*, Back Church-lane, Whitechapel, Middlesex, assistant to a green grocer, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*J. Carter*, Reading, Berkshire, traveller for the sale of agricultural implements, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*Thos. Franklin*, St. Ebbs, Oxfordshire, victualler, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*S. Nath. Baker*, Chapel-st., Fitzroy-square, Middlesex, milkman, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*Hen. Francis Moore*, Brighton, Sussex, dealer in corn, Sept. 9 at 10, Court of Bankruptcy, London.—*Jas. Wick*, Sydenham, Kent, tea dealer, Sept. 2 at half-past 11, Court of Bankruptcy, London.—*Thos. Cummings*, King-st., Hamersmith, Middlesex, coach and cart wheelwright, Sept. 9 at 10, Court of Bankruptcy, London.—*John Wicks*, Windsor, Berkshire, grocer, Sept. 2 at 11, Court of Bankruptcy, London.—*Jos. Hazeldine*, Ramsgate, Isle of Thanet, Kent, carpenter, Sept. 2 at 1, Court of Bankruptcy, London.—*Robert Lamb*, Great Yarmouth, Norfolk, butcher, Sept. 2 at 11, Court of Bankruptcy, London.—*Sams. Towers*, Well-street, Wellclose-square, Middlesex, lodging-house keeper, Sept. 2 at 11, Court of Bankruptcy, London.—*Wm. Henry Brown*, Belgrave-house, Park-road, New Peckham, Surrey, physician, Sept. 2 at 1, Court of Bankruptcy, London.—*Mary Anne Gibbs*, Bath-terrace, Horseonger-lane, Newington, Surrey, embroideress, Sept. 2 at 11, Court of Bankruptcy, London.—*Samuel Turner*, Little Shire-lane, Carey-st., Middlesex, carpenter, Sept. 2 at 2, Court of Bankruptcy, London.—*Harry Davis White*, Melcombe Regis, Dorsetshire, upholsterer, Sept. 14 at 11, District Court of Bankruptcy, Exeter.—*Wm. Satter Evans*, Sidmouth, Devonshire, waiter, Sept. 14 at 11, District Court of Bankruptcy, Exeter.—*J. Brown*, Heaton Norris, Manchester, licensed victualler, Sept. 6 at 12, District Court of Bankruptcy, Manchester.—*John Hicks*, Stapleton, Gloucestershire, architect, Sept. 20 at 11, District Court of Bankruptcy, Bristol.—*Wm. Ferryhough*, Tranmere, Cheshire, excise agent, Sept. 22 at 11, District Court of Bankruptcy, Liverpool.—*George Wood*, Llandreio, Montgomeryshire, surgeon, Sept. 22 at 11, District Court of Bankruptcy, Liverpool.—*Margaret Pennington*, Liverpool, lodging-house keeper, Aug. 31 at half-past 11, District Court of Bankruptcy, Liverpool.—*John Humphry*, Everleigh, near Marlborough, Wiltshire, schoolmaster, Aug. 27 at 12, District Court of Bankruptcy, Bristol.—*Jabez Lintkorn*, Betch, near Oldland-common, Bitton, Gloucestershire, grocer, Aug. 31 at 11, District Court of Bankruptcy, Bristol.—*Wm. Long*, Chard, near Knowle, Somersetshire, baker, Sept. 14 at 11, District Court of Bankruptcy, Exeter.—*Thomas Stone*, Sidmouth, Devonshire, carver, Sept. 16 at 1, District Court of Bank-

rruptcy, Exeter.—*Stephen M. Thomas*, Lea, near Malmesbury, Wiltshire, farmer's labourer, Sept. 20 at 11, District Court of Bankruptcy, Bristol.—*Frederick Johns*, Bristol, hay dealer, Sept. 10 at 11, District Court of Bankruptcy, Bristol.—*William Morris Salmon*, Bath, Somersetshire, painter, Sept. 3 at 11, District Court of Bankruptcy, Bristol.

Saturday, Aug. 21.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*William Humber* the younger, Lamb-lane, Bridge-street, Greenwich, Kent, surveyor, No. 58,903 T.; C. E. Welbourne, assignee.—*Wm. James Day*, Loughboro'-st., Upper Kennington-lane, Surrey, overseer in a printing establishment, No. 59,107 T.; G. Turner, assignee.

Saturday, Aug. 21.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Archibald Henry Stewart*, New-cross, Hillingdon, Middlesex, pensioner as a lieutenant in the Honourable East India Company's Service: in the Debtors Prison for London and Middlesex.—*Edw. C. Pulliblack*, Brighton, Sussex, and Edward's-square, Kensington, Middlesex, comedian: in the Queen's Prison.—*Wm. Reeves*, Britannia-street, City-road, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Richard Hunter* the younger, Hartlepool, Durham, assistant to a chemist: in the Gaol of Durham.—*L. G. Beaks*, Redditch, Worcestershire, needle warehouseman: in the Gaol of Worcester.—*Wm. H. Dixon*, Upton-upon-Severn, Worcestershire, cigar dealer: in the Gaol of Worcester.—*George Myers*, Kingston-upon-Hull, printer: in the Gaol of Kingston-upon-Hull.—*John Whitlow*, Manchester, laceman: in the Gaol of Lancaster.—*Robert Swales* the younger, York, cattle dealer: in the Gaol of York.—*Thomas Nuttall*, Manchester, farmer: in the Gaol of Lancaster.

INSOLVENT DEBTOR'S DIVIDEND.

*Wm. P. Atkins*, Devonshire-street, Bishopsgate, builder, at Sadgrove's, 52, Mark-lane: 1s. 10½d. in the pound.

MEETING.

*Wm. Orger*, Silver-street, Golden-square, Middlesex, haberdasher, Sept. 9 at 12, Callington & Co.'s, 2, Craven-st., Strand, Middlesex, sp. aff.

FRIDAY, AUGUST 27.

BANKRUPTS.

**GEORGE MADDISON**, Swaffham, Norfolk, grocer and tallow chandler, Sept. 4 at half-past 1, and Oct. 8 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Miller & Sons, Norwich; Abbott & Wheatley, Rollis-yard.—Fiat dated Aug. 20.

**FELICE BRUER DE VERVILLE**, Westbourne-crescent, Hyde-park, Middlesex, boarding-house keeper, dealer and chapwoman, Sept. 4 at half-past 1, and Oct. 8 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Rosser & Tamplin, Fenchurch-street.—Fiat dated Aug. 24.

**CHARLES ROBERTSON**, Leicester-place, Leicester-sq., Middlesex, master mariner and general merchant, Sept. 3 at half-past 10, and Oct. 8 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Baxendale & Co., Austin-friars.—Fiat dated Aug. 24.

**JOHN RAWLINS**, Foley-place, Middlesex, coachmaker, dealer and chapman, Sept. 4 at half-past 10, and Oct. 8 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Smith, Barnard's-inn.—Fiat dated Aug. 24.

**JAMES SPALDING**, Cambridge, brazier and ironmonger, Sept. 8 and Oct. 2 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Bays, Cambridge; Nicholls & Doyle, Bedford-row.—Fiat dated Aug. 23.

**JOHN ALEXANDER HARPER**, (heretofore trading under the name of John Alexander, and now trading under the name of John Middleton), Harrington-street North, Hampstead-road, Middlesex, lodging-house keeper, Sept. 1 at 2, and Sept. 28 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Kingdom & Shephard, Clifford's-inn.—Fiat dated Aug. 23.

**GEORGE CLAYTON**, Albany-road, Camberwell, Surrey, auctioneer, Sept. 1 at half-past 2, and Oct. 2 at half-past 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Aug. 23.

**WILLIAM VAUGHAN**, Ryde, Isle of Wight, Hampshire, chinaman, earthenware and glass dealer, dealer and chapman, Sept. 2 at 2, and Oct. 6 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Long, Ryde, Isle of Wight; Long, Lawrence Pountney-hill, London.—Fiat dated Aug. 23.

**DAVID WINTON**, Gutter-lane, London, commission agent, dealer and chapman, Sept. 3 at half-past 12, and Oct. 8 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Aug. 23.

**HENRY BOWEN**, Coventry, clothier, draper, dealer and chapman, Sept. 14 at 1, and Oct. 9 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Birmingham; Jones, Size-lane, London.—Fiat dated Aug. 13.

**JOSEPH PERRIN**, Hereford, grocer, dealer and chapman, Sept. 14 and Oct. 9 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Rawlins, Birmingham; Wilde & Co., College-hill, London.—Fiat dated Aug. 11.

**WILLIAM GODDARD**, Nottingham, hosier, dealer and chapman, Sept. 17 and Oct. 22 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Cowley, Nottingham.—Fiat dated Aug. 6.

**JOHN FENTON**, Ockbrook, Derbyshire, hosier, dealer and chapman, Sept. 17 and Oct. 22 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Dunciliff, Derby.—Fiat dated Aug. 17.

**THOMAS WAKEFIELD**, Nottingham, merchant, manufacturer, dealer and chapman, Sept. 17 and Oct. 22 at 10, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Cowley, Nottingham.—Fiat dated Aug. 19.

**WILLIAM BEDELLS**, Leicester, paper and general dealer, dealer and chapman, Sept. 17 and Oct. 22 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Hodgson, Birmingham; Vincent, Temple, London.—Fiat dated Aug. 20.

**WILLIAM SMITH**, Idle, near Bradford, Yorkshire, cloth manufacturer, dealer and chapman, Sept. 9 and 30 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Naylor, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated Aug. 13.

**HENRY ROGERS**, Sheffield, Yorkshire, victualler, dealer and chapman, Sept. 10 and Oct. 8 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Dixon, Sheffield; Sudlow & Co., Chancery-lane, London.—Fiat dated Aug. 13.

**JOHN STEPHENSON**, Horncastle, Lincolnshire, linen draper, woollen draper, hosier, and haberdasher, dealer and chapman, Sept. 8 and 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Wells & Smith, Hull; Tilson & Co., Coleman-street, London.—Fiat dated Aug. 19.

**THOMAS SIMPSON**, Newcastle-upon-Tyne, innkeeper, dealer and chapman, Sept. 13 at half-past 10, and Oct. 15 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Radford, Newcastle-upon-Tyne; Wilson, 11, New-inn, Strand, London.—Fiat dated Aug. 19.

**HENRY THOMPSON**, Manchester, and Nafferton, near Driffield, Yorkshire, coal merchant, miller, and maltster, dealer and chapman, Sept. 8 and 27 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hitchcock & Co., Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Aug. 19.

**JOHN SHARPLES** the elder and **JOHN SHARPLES** the younger, Daisy-field, near Blackburn, Lancashire, cotton spinners, (under the style or firm of John Sharples & Co.), Sept. 9 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater & Heells, Manchester; Milne & Co., Harcourt-buildings, Temple, London.—Fiat dated Aug. 20.

**JOSEPH TAYLOR HOBSON**, Liverpool, drysalter, dealer and chapman, Sept. 10 and Oct. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Dodge, Liverpool; Bridger & Blake, London-wall, London.—Fiat dated Aug. 21.

**CHARLES JONES**, Birkenhead, Cheshire, printer, stationer, and bookbinder, dealer and chapman, Sept. 10 and Oct. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Mallaby & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Aug. 23.

**WALTER CROSSE**, Liverpool, stock and share broker, Sept. 10 and Oct. 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Horner, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Aug. 19.

#### MEETINGS.

*Joseph Thomas Townsend*, High-st., Islington, Middlesex, carpet dealer, Sept. 11 at 12, Court of Bankruptcy, London, last ex.—*John Darby*, Dorset-mews, Dorset-square, Middlesex, horse dealer, Sept. 7 at 2, Court of Bankruptcy, London, last ex.—*Ichabod Hagg*, Colchester, Essex, tailor, Sept. 13 at 2, Court of Bankruptcy, London, last ex.—*Sir Francis Charles Knowles*, Bart., Queen-street, May-fair, Middlesex, banker, Sept. 8 at 2, Court of Bankruptcy, London, last ex.—*Wm. Everatt*, Drury-lane, Middlesex, out of business, Sept. 13 at 2, Court of Bankruptcy, London, last ex.—*Thos. Cox*, Manchester, wine merchant, Sept. 13 at 12, District Court of Bankruptcy, Manchester, last ex.—*Robert Selby*, Bursleigh-st., Strand, Middlesex, wine merchant, Sept. 20 at 2, Court of Bankruptcy, London, and ac.—*Robert Drew*, Mary-st., Kingland-road, Middlesex, wine merchant, Sept. 17 at 12, Court of Bankruptcy, London, and ac.—*John Pauline* the younger, Selby, Yorkshire, brewer, Sept. 23 at 11, District Court of Bankruptcy, Leeds, and ac.; Sept. 30 at 11, div.—*Andrew Ashcroft*, Haslingden, Lancashire, woollen manufacturer, Sept. 20 at 12, District Court of Bankruptcy, Manchester, and ac.; Sept. 21 at 12, fin. div.—*John Scott*, Llanidloes, Montgomeryshire, victualler, Sept. 20 at 11, District Court of Bankruptcy, Liverpool, and ac.—*The Tring, Reading, and Basingstoke Railway Company*, New Broad-st., London, Sept. 17 at 11, Court of Bankruptcy, London, fin. div.—*Henry Lovatt* and *Wm. Hinde Larkman* Corras, Liverpool, merchants, Sept. 20 at 11, District Court of Bankruptcy, Liverpool, first and fin. div. sep. est. of *Henry Lovatt*.—*Edw. May*, Oxford-st., Middlesex, ironmonger, Sept. 17 at 11, Court of Bankruptcy, London, and ac.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thos. M. Lake*, Uxbridge, Middlesex, bookseller, Sept. 17 at 12, Court of Bankruptcy, London.—*James Thos. Sarson*, Brunswick-place, City-road, Middlesex, vinegar dealer, Sept. 20 at half-past 2, Court of Bankruptcy, London.—*Thos. B. Wavell*, Lake, Brading, Isle of Wight, Hampshire, miller, Sept. 20 at 2, Court of Bankruptcy, London.—*Rich. Butcher* the younger, Epsom, Surrey, painter, Sept. 20 at 11, Court of Bankruptcy, London.—*Edw. Dobbins*, Colchester, Essex, dealer and chapman, Sept. 20 at 1, Court of Bankruptcy, London.—*Robert Selby*, Bursleigh-street, Strand, Middlesex, wine merchant, Sept. 20 at 2, Court of Bankruptcy, London.—*Francis W. Gerish*, City-road, Middlesex, iron founder, Sept. 20 at 11, Court of Bankruptcy, London.—*Thos. F. Beales*, William-st., Knightsbridge, Middlesex, wine merchant, Sept. 18 at 11, Court of Bankruptcy, London.—*Geo. L. Harvey*, Rood-lane, London, wine merchant, Sept. 18 at 2, Court of Bankruptcy, London.—*Owen Richards*, Fleet-street, London, law bookseller, Sept. 17 at half-past 12, Court of Bankruptcy, London.—*Wm. Dicken*, Brentford-end, Isleworth, Middlesex, grocer, Sept. 17 at half-past 1, Court of Bankruptcy, London.—*James Conroy*, Holderness-wharf, Harrow-road, Middlesex, mason, Sept. 21 at 2, Court of Bankruptcy, London.—*Charles Curme*, Hilberton, Wiltshire, common brewer, Sept. 17 at 11, District Court of Bankruptcy, Bristol.—*Wm. Wagstaff*, Liverpool, cabinet maker, Sept. 17 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 17.

*John T. Hazard*, College-hill, London, paper agent.—*Jas. C. Whittenbury*, Blackheath, Kent, builder.—*Arthur Bentley*, Bury, Lancashire, iron founder.—*Alex. D. Dengerfield*, Salisbury-sq., Fleet-st., London, printer.

#### FIAT ANNULANS.

*Wm. Sutcliffe* and *Wm. Leach*, Bowling, Bradford, Yorkshire, worsted stuff manufacturers.

#### PARTNERSHIP DISSOLVED.

*John L. Ellis*, *Rich. Blagden*, and *Hen. Upton*, Petworth, Sussex, attorneys and solicitors.

#### SCOTCH SEQUESTRATION.

*Brigstocke & Co.*, Edinburgh, wine merchants.

#### DECLARATIONS OF INSOLVENCY.

*Chas. H. Owers*, Roster-st., Astley-crescent, Heston Newtown, Middlesex, out of employment, Sept. 27 at half-past 12, Court of Bankruptcy, London.—*Jonathan Turner*, Castle-street, Soho, Middlesex, out of business, Sept. 9 at half-past 12, Court of Bankruptcy, London.—*Thomas Hen. C. Smith*, Boxley, near Maidstone, Kent, out of employ, Sept. 11 at 2, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Jeremiah Pankhurst*, Alpha-place, Chalk-road, King's-cross, Caledonian-road, Middlesex, green grocer, Sept. 23 at 12, Court of Bankruptcy, London.—*Hen. Finch*, Quarterman's-row, High-st., Deptford, Kent, out of employment, Sept. 22 at 1, Court of Bankruptcy, London.—*J. Hamkin*, King-st., Hammersmith, Middlesex, basket maker, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*John Vesey*, Chandos-street, Covent-garden, Middlesex, clerk to coach makers, Oct. 5 at 11, Court of Bankruptcy, London.—*John F. Sims*, Gloucester-st., Queen-sq., Middlesex, out of employment, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*Horace William Meteyard*, Upper Bedford-place, Russell-square, Middlesex, barrister at law, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*William Turner*, Drury-lane, Middlesex, vellum binder, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*Benjamin Smith*, High-street, Deptford, Kent, butcher, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*Stephen L. Clarke*, Salmon's-lane, Limehouse, Middlesex, butcher, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*Riab. Casper*, Garrington, Oxfordshire, grocer, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*J. Platt*, Catherine-ter., Fairfield-rw., Bow, Middlesex, steward of ships, Sept. 6 at half-past 1, Court of Bankruptcy, London.—*G. Knight*, Bradley-pl., Wandsworth-road, Vauxhall, Surrey, carman, Sept. 9 at half-past 10, Court of Bankruptcy, London.—*J. John E. Porter*, Goddhill, Isle of Wight, Southampton, surgeon, Sept. 9 at half-past 10, Court of Bankruptcy, London.—*Alfred A. Goodill*, Goswell-street-road, Middlesex, ironmonger, Sept. 9 at 2, Court of Bankruptcy, London.—*George Rée*, East-st., Red Lion-square, Middlesex, letter press printer, Sept. 9 at 10, Court of Bankruptcy, London.—*Wm. H. Borley*, Stanningfield, Suffolk, jobber, Sept. 9 at 2, Court of Bankruptcy, London.—*James Fairhead*, Loddon, Norfolk, boot maker, Sept. 9 at half-past 10, Court of Bankruptcy, London.—*Henry Richd.* Morgan's-place, Liverpool-road, Islington, Middlesex, out of business, Sept. 9 at half-past 10, Court of Bankruptcy, London.—*Page Ward*, Piccadilly, Hanover-sq., Middlesex, lace-man, Sept. 9 at half-past 1, Court of Bankruptcy, London.—*John Viney*, Alfred-place, Hornsey-road, Middlesex, carpenter, Sept. 9 at 1, Court of Bankruptcy, London.—*Henry Million*, Southend, Essex, baker, Sept. 9 at 1, Court of Bankruptcy, London.—*Thos. Wadlow*, Kingsdown, near Farningham, Kent, blacksmith, Sept. 9 at half-past 1, Court of Bankruptcy, London.—*J. Chambers*, Merreworth, Kent, licensed retailer of beer, Sept. 9 at half-past 1, Court of Bankruptcy, London.—*W. Grover*, Maxwell's-cootings, Jamaica-level, Rotherhithe, Surrey, out of business, Sept. 13 at 11, Court of Bankruptcy, London.—*Francis J. Perkins*, Queenborough, Isle of Sheppy, Kent, butcher, Sept. 9 at 2, Court of Bankruptcy, London.—*Edmond Atkinson*, Murray-street, Hoxton, Middlesex, assistant to a warehouseman, Sept. 23 at 1, Court of Bankruptcy, London.—*Frederick Morley*, Brighton, Essex, carpenter, Sept. 23 at 12, Court of Bankruptcy, London.—*James Bradshaw*, St. John's Wood-villas, Blackstock-lane, Islington, Middlesex, out of business, Sept. 9 at 10, Court of Bankruptcy, London.—*John Tupp White*, Tyson-st., Church-street, Bethnal-green, Middlesex, baker, Sept. 13 at 11, Court of Bankruptcy, London.—*John Kemp*, Tickhill, Yorkshire, grocer, Sept. 3 at 11, District Court of Bankruptcy, Leeds.—*Jon. Wragg*, Sheffield, Yorkshire, horn outer, Sept. 3 at 10, District Court of Bankruptcy, Leeds.—

*Charles Ussin*, Sheffield, Yorkshire, scale presser, Sept. 3 at 10, District Court of Bankruptcy, Leeds.—*William Pryor*, Sheffield, Yorkshire, out of business, Sept. 3 at 10, District Court of Bankruptcy, Sheffield.—*Robert Millward*, Sheffield, Yorkshire, rope and twine maker, Sept. 3 at 10, District Court of Bankruptcy, Sheffield.—*Joseph Oddy*, Bowling, Bradford, Yorkshire, shing dealer, Sept. 7 at 11, District Court of Bankruptcy, Leeds.—*Francis Binn*, Huddersfield, Yorkshire, manufacturing chymist, Sept. 7 at 11, District Court of Bankruptcy, Leeds.—*Sessual Dewes*, Leeds, Yorkshire, bookkeeper, Sept. 7 at 11, District Court of Bankruptcy, Leeds.—*George Watson*, Aldbrough-cliff, Holderness, Yorkshire, publican, Sept. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*John Southwood*, Selby, Yorkshire, auctioneer, Sept. 7 at 11, District Court of Bankruptcy, Leeds.—*S. Newton*, Kingston-upon-Hull, joiner, Sept. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*William Pool*, Leeds, Yorkshire, sawyer, Sept. 2 at 11, District Court of Bankruptcy, Leeds.—*Sarah Kisch*, Manchester, servant, Sept. 8 at 12, District Court of Bankruptcy, Manchester.—*Rob. Brown*, Great Crosby, Sotton, Lancashire, grocer, Sept. 3 at 12, District Court of Bankruptcy, Liverpool.—*Thomas Wright*, Lisicard, Wallasey, Cheshire, joiner, Sept. 8 at 11, District Court of Bankruptcy, Liverpool.—*Peter Davies*, Liverpool, in no business, Sept. 8 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Peck*, Birkenhead, Cheshire, painter, Sept. 3 at 12, District Court of Bankruptcy, Liverpool.—*Jonathan Smith*, Goole, Yorkshire, grocer, Sept. 2 at 11, District Court of Bankruptcy, Leeds.—*John Garrick*, Leeds, Yorkshire, out of business, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*John Standeven*, Halifax, Yorkshire, out of business, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*Aldcroft Waller* the elder, South Cave, Yorkshire, no trade, Aug. 31 at 11, District Court of Bankruptcy, Leeds.—*J. Ellis*, Ossett, near Wakefield, Yorkshire, cloth manufacturer, Sep. 2 at 11, District Court of Bankruptcy, Leeds.—*W. Tupling*, Gt. Grimsby, Lincolnshire, hair dresser, Sept. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*R. Dunstan*, Kenwyn, Cornwall, grocer, Sept. 16 at 1, District Court of Bankruptcy, Exeter.—*John Shaw*, Walsall, Staffordshire, butcher, Sept. 2 at 12, District Court of Bankruptcy, Birmingham.—*Jos. Jones*, West Bromwich, Staffordshire, labourer, Sept. 2 at 12, District Court of Bankruptcy, Birmingham.—*Jane Barlow*, Liverpool, confectioner, Sept. 3 at half-past 11, District Court of Bankruptcy, Liverpool.—*Sylvester Devine*, Liverpool, horse dealer, Sept. 3 at 12, District Court of Bankruptcy, Liverpool.—*Robert Ardington*, Grimsby, Lincolnshire, joiner, Sept. 8 at half-past 10, District Court of Bankruptcy, Leeds.

Wednesday, Aug. 25.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Alexander Ingram*, Gifford-st., Hoxton, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*J. Brown*, William's-place, Pitt-street, Old Kent-road, Surrey, publican: in the Queen's Prison.—*William Tubury*, Holborn-street, Wardour-st., Middlesex, brass manufacturer: in the Debtors Prison for London and Middlesex.—*William Hunsphrey Nicholls*, Curtain-road, Shoreditch, Middlesex, gas fitter: in the Debtors Prison for London and Middlesex.—*Thomas Henry Thomas*, Gibson-st., Waterloo-road, Lambeth, Surrey, coach plater: in the Gaol of Horse-monger-lane.—*William Farr*, St. George's-road, New Kent-road, Surrey, cheesemonger: in the Queen's Prison.—*George Churchouse*, Brook-green, Hammersmith, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*Hen. Benthall*, Beaufort-wharf, Strand, Middlesex, coal merchant: in the Queen's Prison.—*J. Bailey*, Golcar, near Huddersfield, Yorkshire, wool len cloth manufacturer: in the Gaol of York.—*Theo. Forbes*, Masham, near Bedale, Yorkshire, grocer: in the Gaol of York.—*Jos. Hill*, Castley, near Otley, Yorkshire, overlooker to a railway contractor: in the Gaol of York.—*Fred. Auld*, Liverpool, timber merchant: in the Gaol of Lancaster.—*Wm. Black*, Great Yarmouth, Norfolk, coal meter: in the Gaol of Norwich.—*H. Holmes*, Weeley, Colchester, Essex, wheelwright: in the Gaol of Chelmsford.—*Benj. Peters*, Borden, Kent, omnibus driver: in the Gaol of Maidstone.—*Francis Williams Paddon*, Plymouth, Devonshire, accountant: in the Gaol of

St. Thomas the Apostle.—*John Cummins*, Rye, Sussex, out of business: in the Gaol of Dover.

MEETING.

*Thomas Lee*, Levenshulme, near Manchester, out of business, Sept. 13 at 7, The Plum of Feathers' Inn, Manchester, sp. aff.

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LONDON, SEPTEMBER 4, 1847.

THE doctrine of the alienability or inalienability of the emoluments attached to public offices or employments, has been frequently much misunderstood, principally, however, in reference to the application of the doctrine of public policy, and not on account of any doubt what that doctrine in itself is.

It is perfectly clear that the law will not allow the emoluments of an office to be alienated, where the separation of those emoluments from the office to which they were annexed, would be inconsistent with public policy; but it is not, therefore, to be assumed that every office in the nature of a public office is within the rule, nor that it is, in fact, inconsistent with public policy in every case, that the enjoyment of the emoluments of an office should be in one person, while the office remains in another. In the well-known case of military half-pay, such half-pay is not merely a reward for past services, but a retainer for future services, and not merely a retainer given for the purpose of entitling the Crown to the future services of its officers, but a provision made for their subsistence, in order that they may be at all times in a state of circumstances qualifying them to be ready to serve on the shortest possible notice. If, therefore, in the language of Lord Langdale, in *Grenfell v. The Dean and Canons of Windsor*, (see 2 Beav. 549), "they were permitted to deprive themselves of their half-pay, they might be rendered unable promptly to enter upon their duties when called upon, and the public service would thereby be greatly injured."

So, in *The Duke of Marlborough's case*, (1 Swanst. 74), where a pension given as a reward for the public services of the Duke of Marlborough, "for the more honourable support of the dignities" of the Duke and his posterity, was held inalienable; it was so on the

VOL. XI.

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ground, according to Lord Langdale, (see 2 Beav. 550), that one of the objects of giving the pension, viz. for having a perpetual memorial of national gratitude for public services, would be entirely lost. It was, therefore, assumed as a fact, that, indirectly, the loss of the pension to the representative of the person originally pensioned, would be detrimental to the public service. It is not to be overlooked that this reasoning of Lord Eldon's in the *Marlborough case*, is, like many of his Lordship's reasonings, somewhat overfine and far-fetched; and that it is difficult, consistently with it, to sustain the distinction thought to be well established, and, in fact, laid down by his Lordship in that very case, between pensions for past and pensions for future services, wherever, at least, the services are at all real services. But whether the reasoning was right or wrong, the result sought by it was to establish, as a conclusion of fact, that the public benefit was concerned in the continued annexation of the emoluments granted by the State, to the person of the grantee of the State.

This principle was more fully expounded and acted upon by Lord Langdale in the case already cited, (*Grenfell v. Dean and Canons of Windsor*), in which his Lordship held, that the profits of a canonry, where there was no cure of souls, and it did not appear that the services to be performed by the canons were in any way for the benefit of the public, or for the maintenance of the dignity of the Sovereign, but merely services for the benefit of the canon himself, were assignable. His Lordship has, in a still more recent case, acted upon the same doctrine, and held the emoluments of the fellowship of a college assignable.

It was attempted, in the case referred to, (*Fistel v. King's College*, ante, p. 506), to be contended that the alienation of the emoluments of a fellowship was contrary to public policy, because it was contrary to the intention of the founder, and because public policy re-



quired the intention of the founder to be carried out. But Lord Langdale inquired into the nature of the services, and having satisfied himself that they were services not for the public benefit, except in a remote degree, but for the benefit of the college and the fellows, held that the alienation of the emoluments was not contrary to public policy. "The advantages to the fellows," said his Lordship, "which are annexed to the fellowship are very great, and when well used by a studious and well-conducted person may secure to himself the means of acquiring independence and distinction in life, and may secure to the world some fruits of his useful pursuits, but the easy duties which are annexed to it are duties which seem to be intended for the purpose and benefit of the college, and not for the public, otherwise than in a secondary and remote sense, as it is for the benefit of society, that is, for the benefit of the public, that all lawful trusts shall be duly executed, and all lawful contracts duly performed. The fellow of a college may be summoned to attend the meetings of the other fellows; and, if he attends, he may vote in the election of officers; assist in what this defendant thinks proper to call the due administration of justice between the fellows; and assist in carrying into effect the statutes; but the defendant himself distinctly admits that the office, situation, or post of senior fellow, now held by him, is not an office in any way connected with the administration of justice, or an ecclesiastical office of any nature or character; that there is not any cure of souls attached thereto; and he not only denies that there is any provision in the statutes, rules, or regulations of the college which renders it incumbent on him to be resident in the college, but says, that, if there be any such rule, it has long ceased to be, or to be considered, binding on the fellows."

From these authorities it may be collected, that in cases turning on the alienability of emoluments arising out of public offices, or out of offices which, though not conferred by the State, are in the nature of public offices, the principal question to be ascertained is one of fact, whether there are any duties or services performed, or which may be required to be performed, in return for the emoluments, which are, in any clear and definite sense, for the benefit of the public; or whether the performance of the services is only for the benefit of the public, in the wide sense in which every citizen may be said to be benefiting the public, when he performs a duty of private obligation. If the services are of the first class, they will be held inalienable; contra, if they are of the second class.

## PUBLIC GENERAL STATUTES.

10 & 11 VICTORIA.—SESSION 7.

(Continued from p. 347).

### CAP. XCVIII.

An Act to amend the Law as to Ecclesiastical Jurisdiction in England. [22nd July, 1847.]

- SECT. 1.** *Bishop to exercise Jurisdiction throughout his Diocese, save in Causes testamentary.*
- 2.** *Officers of Diocesan Courts to account for all Fees, &c. received by them.*
- 3.** *Jurisdiction in Causes testamentary to continue unaltered by Change of Province, &c.*

- 4.** *Law of Bona Notabilia to continue unaltered by Change of Province, &c.*
- 5.** *Certain Authorities may continue to grant Marriage Licences as heretofore. Jurisdiction of Bishops to grant Licences not to be interfered with.*
- 6.** *Temporary Provisions of 6 & 7 Will. 4, c. 77, continued by 7 & 8 Vic. c. 68, to cease on 2nd November, 1847.*
- 7.** *Commencement and Continuance of Act.*
- 8.** *Confirming certain Acts of Jurisdiction.*
- 9.** *Officers appointed under this Act to be subject to Regulations hereafter made by Parliament.*
- 10.** *Act may be amended, &c.*

Whereas much inconvenience ensues from the continued suspension of the jurisdiction of the several diocesan courts in England within those parts of the dioceses which have been added therunto under the authority of an act passed in the 6 & 7 Will. 4, [c. 77], intituled "An Act for carrying into Effect the Reports of the Commissioners appointed to consider the State of the Established Church in England and Wales, with reference to Ecclesiastical Duties and Revenues, so far as they relate to Episcopal Dioceses, Revenues, and Patronage;" and it is expedient that some remedy be thereto applied: be it enacted &c., that the bishop of every diocese in England shall by himself or his officers exercise throughout the whole of his diocese as it now is or hereafter may be limited or constituted, save only in causes and matters testamentary or relating to the administration of the personal estate of intestates, the same jurisdiction and authority which before the passing of this act he or any bishop lawfully could or might exercise by himself or his officers within any part of such diocese.

**2.** That the officers of the several diocesan and other courts shall keep an account in writing of the gross and net amount of all fees, allowances, gratuities, perquisites, and emoluments received by them respectively on account of their several offices or employments in respect of any causes or matters arising within the diocese which during the continuance of the temporary provisions of the first-recited act were not within the jurisdiction of the bishop of the diocese or other ecclesiastical authority, and shall from time to time, once at least in every quarter of a year, and, on demand, at any other time, pay over the net amount thereof to the treasurer of the governors of the bounty of Queen Anne, to be by him carried to a separate account, and retained until Parliament shall provide for the appropriation thereof; and in case any person required to pay over any money under this act shall die or resign or be dismissed from his office while any such money remains unpaid by him, the executors or administrators of the person so dying, or the person himself so resigning or dismissed, shall be required to pay the balance of the money so remaining due and unpaid.

**3.** That the jurisdiction of every ecclesiastical court in England in causes and matters testamentary or relating to the administration of the personal estate of intestates shall continue unaltered by any change of province, diocese, archdeaconry, or other jurisdiction whatsoever within the same limits and in like manner as was by law allowed before the passing of the hereinbefore recited act.

**4.** That the law of bona notabilia shall be continued unaltered by any change of province, diocese, archdeaconry, or other jurisdiction whatsoever under the authority of the first-recited act as it was before the passing of the hereinbefore recited act.

**5.** That all authorities, save and except the authority of the bishop of whose diocese any portion has been or may hereafter be taken away and added to another diocese under the provisions of the hereinbefore recited act, shall continue to grant marriage licences in the same manner and within the same district as they might have done before the passing of the said act; provided always, that nothing herein contained shall be construed to interfere with the jurisdiction or concurrent jurisdiction, as the case may be, of the bishops of the several dioceses in England to grant marriage licences in and throughout the whole of their dioceses, as such are now or hereafter may be limited or constituted.

**6.** That the temporary provisions of the hereinbefore recited act which by an act passed in the eighth year of the reign of her present Majesty, intituled "An Act to suspend, until the

31st December, 1847, the Operation of the new Arrangement of Dioceses, so far as it affects the existing Ecclesiastical Jurisdictions, and for obtaining returns from and the Inspection of the Registries of Jurisdictions," now stand continued until the 31st December next, shall continue in force until the 2nd November in this year, and shall then cease to be in force.

7. That so much of this act as is hereinbefore contained shall commence and come into force on the 1st November, 1847, and shall continue until the 1st August, 1848, and, if Parliament be then sitting, until the end of the then session of Parliament.

8. That where under the provisions of the first-recited act any parish or place shall have been brought within any diocese to which it did not belong before the passing of the first-recited act, and any act of jurisdiction or authority shall have been exercised as to such parish or place since the passing of the first-recited act, and before the 1st November in this year, by the bishop or any officer of the bishop of the diocese or any archdeacon of the diocese to which such parish or place belonged, either before or since the passing of the first-recited act, which does not conflict with any similar act of jurisdiction or authority previously and since the passing of the first-recited act exercised as to such parish or place by any other bishop or officer of any other bishop or archdeacon having or claiming to have jurisdiction as to such parish or place, the same shall be deemed as good and valid as if such parish or place had then been wholly and undoubtedly within the diocese and jurisdiction of the bishop by whom, or by any officer of whom, such act of jurisdiction or authority shall have been exercised.

9. That every person who shall have been appointed after the passing of the first-recited act, except as therein excepted, or who shall be appointed after the passing of this act, to the office of judge, registrar, or other officer of any ecclesiastical court in England, shall hold the same subject to all regulations and alterations affecting the same which may hereafter be made by authority of Parliament; nor shall any person by his appointment to any such office acquire any claim or title to compensation in case the same be hereafter altered or abolished by act of Parliament.

10. That this act may be amended or repealed by any act to be passed in this session of Parliament.

CAP. XCIX.

An Act to authorize a further Advance of Money for the Relief of destitute Persons in Ireland. [22nd July, 1847.]

CAP. C.

An Act to regulate the Superannuation Allowances of the Constabulary Force in Ireland and the Dublin Metropolitan Police. [22nd July, 1847.]

CAP. CI.

An Act to continue the Copyhold Commission until the 1st October, 1850, and to the End of the then next Session of Parliament. [22nd July, 1847.]

CAP. CII.

An Act to abolish the Court of Review in Bankruptcy, and to make Alterations in the Jurisdiction of the Courts of Bankruptcy and Court for Relief of Insolvent Debtors. [22nd July, 1847.]

Sec. 1. *Court of Review abolished.*

2. *Jurisdiction of Court of Review transferred to One of the Vice-Chancellors.*

3. *Laws and Orders to apply to Vice-Chancellor so sitting.*

4. *Jurisdiction of Courts of Bankruptcy under 5 & 6 Vict. c. 116, 7 & 8 Vict. c. 96, and 8 & 9 Vict. c. 127, transferred to Court for the Relief of Insolvent Debtors and to the County Courts. 9 & 10 Vict. c. 95.*

5. *In Insolvent Debtors Court the Provisional Assignee, and in County Courts the Clerk to act as Official Assignee. Clerks of County Courts to act as Registrars. Bailiffs of County Courts to act as Messengers.*

6. *Jurisdiction of Insolvent Debtors Court and County Courts.*

7. *Recited Acts to apply to Persons petitioning who have been in Prison.*

8. *If Insolvent shall not have resided six Months, Jurisdiction vested in Insolvent Court or County Court.*

9. *Petitions now pending under recited Acts, &c. to be disposed of notwithstanding the Passing of this Act.*

10. *Jurisdiction of the Court for Relief of Insolvent Debtors on Circuit transferred to County Courts.*

11. *Recognisances of Sureties entered into under 1 & 2 Vict. c. 110, for enforcing Attendance of Insolvents to bind Persons to appear before County Courts.*

12. *Fees in Insolvent Debtors Court to go in Reduction of certain Compensations to its Officers.*

13. *Power to Secretary of State to order what Fees are to be paid to Officers under 9 & 10 Vict. c. 95, and this Act. Until such Order made Clerks and Bailiffs to receive all Fees as heretofore.*

14. *Lord Chancellor may give Directions for Sittings of Court of Bankruptcy elsewhere than in London.*

15. *Lord Chancellor may order Payment of travelling and other Expenses.*

16. *Forms may be altered.*

17. *Vacancies not to be filled up until after the Termination of the next Session of Parliament.*

18. *Judges of County Courts incapable of being Members of Parliament.*

19. *Interpretation of " Lord Chancellor."*

20. *Commencement of this Act.*

21. *Act may be amended, &c.*

Whereas it is expedient to abolish the Court of Review in Bankruptcy, and to make alterations in the jurisdiction of the Courts of Bankruptcy and Court for relief of Insolvent Debtors; be it therefore enacted, &c., That the Court of Review in Bankruptcy and the offices of the chief judge and other judges of the Court of Bankruptcy be hereby abolished.

2. That all the jurisdiction, powers, authorities, and privileges of the said Court of Review in Bankruptcy hereby abolished shall be transferred to and vested in and shall hereafter be exercised and enjoyed by such one of the Vice-Chancellors of the High Court of Chancery as the Lord Chancellor shall from time to time be pleased to appoint, and that all persons now holding office or acting in the said Court of Review shall continue to hold the same, and to perform the duties thereof under the jurisdiction hereby created, in the same manner and under the same tenure and subject to the same regulations as they now hold the same and act therein; Provided always, that notwithstanding the passing of this act the present judges of the Court of Review shall be entitled to the same rank and precedence to which they are now entitled.

3. That all laws, orders, and authorities touching the practice and manner of proceeding in the said Court of Review, and appealing to and from the said court, shall continue in force, and be applicable to the jurisdiction of the said Vice-Chancellor so appointed; and that all sums and fees shall continue to be payable and receivable by the like persons, and shall continue to be paid and applied to the like purposes, as the same have heretofore been paid and received in respect of any matter in the said Court of Review.

4. That from the time this act shall commence and take effect all power, jurisdiction, and authority given to her Majesty's Court of Bankruptcy and District Courts of Bankruptcy, and to the commissioners thereof, in matters of insolvency, by an act passed in the 5 & 6 Vict. [c. 116,] intitled "An Act for the Relief of Insolvent Debtors," and by an act passed in the 7 & 8 Vict. [c. 96,] intitled "An Act to amend the Law of Insolvency, Bankruptcy, and Execution," and by an act passed in the 8 & 9 Vict. [c. 127,] intitled "An Act for better securing the Payment of Small Debts," or by the rules and orders made in pursuance of any of the said acts, shall be transferred to and vested in the Court for the Relief of Insolvent Debtors in England, and to and in the commissioners thereof for the time being, and to and in the county courts constituted or to be constituted under an act passed in the 9 & 10 Vict. [c. 95,] intitled "An Act for the more easy Recovery of Small Debts and Demands in England," in manner hereinafter mentioned.



5. That in the Court for the Relief of Insolvent Debtors the provisional assignee, and in the said county courts the clerk of the court, shall in every case of insolvency under such two first-mentioned acts be and act as the official assignee of the estate and effects of the insolvent; and that in each of the said county courts the clerk of such court shall act as the registrars of the Court of Bankruptcy have heretofore been accustomed to act under any of the said acts; and every such clerk shall do and perform all acts heretofore done and performed by such registrars or by the clerk of the Insolvent Debtors Court under any of the said acts; and every such clerk shall do and perform all such acts and duties necessary for carrying this act into effect as shall be ordered by any such county court, or by any commissioner of the said court for the relief of insolvent debtors; and that the high bailiff of every such county court and his assistants shall be and act as a messenger of the Court of Bankruptcy and his assistants have hitherto been accustomed to act under the said acts; and such high bailiff and his assistants shall do all acts heretofore done under the said acts, and shall possess and enjoy all the powers, authorities, and privileges when acting under the said acts as have been heretofore done, possessed, or enjoyed by any messenger of the Court of Bankruptcy or his assistants when acting under any of the said acts, and shall do and perform all such acts as shall be ordered by any such county court for the purpose of carrying this act into effect.

6. That from the time this act shall commence and take effect the Court for the Relief of Insolvent Debtors in England, and the commissioners thereof, and the judges of the county courts aforesaid, shall have jurisdiction in all matters of insolvency and debt under the aforesaid acts in manner following; that is to say, the said Court for the Relief of Insolvent Debtors, and the commissioners thereof, in all cases in which the insolvent in cases of insolvency, or the defendant in the case of any summons issued under the aforesaid act for the better securing the payment of small debts, shall have resided for six calendar months next immediately preceding the time of filing his petition, or of the suing out of any such summons aforesaid within any parish the distance whereof, as measured by the nearest highway from the General Post-office in London to the parish church of such parish, shall not exceed the distance of twenty miles, to which district the jurisdiction of the said court and the commissioners thereof under the aforesaid acts is hereby restricted; and the said county courts aforesaid in all cases wherein the insolvent or defendant shall have resided elsewhere, and shall have resided for six calendar months next immediately preceding the time of filing his petition, or the suing out of any summons within the district of such county court to which such insolvent shall prefer his petition, or to which any plaintiff may apply for any summons as aforesaid; and that every commissioner of the Court for the Relief of Insolvent Debtors, and every such county court aforesaid, shall, from and after the time this act shall commence and take effect, have and exercise, in the prosecution of such petitions and summonses filed and issued in such courts respectively, the like power and authority in all respects under the aforesaid acts as the commissioners of her Majesty's Court of Bankruptcy and District Courts of Bankruptcy have heretofore had and exercised on the presentation of petitions of insolvent debtors, and on such summonses as aforesaid, under such acts, except as hereinafter otherwise provided, and shall each, singly, be and form a court for every purpose under this or the aforesaid acts; and that every commissioner of the said Court for the Relief of Insolvent Debtors shall henceforth, singly, be and form a court for every purpose under all acts now in force or which may hereafter be in force relating to insolvent debtors.

7. That the said two first-mentioned acts shall apply to the cases of persons petitioning under the said acts, although they may have been already in prison under judgment or otherwise for debt.

8. Provided always, and be it enacted, that if any such insolvent shall not have so resided for six months in any one place as aforesaid, then he shall file his petition in the said Insolvent Debtors Court, and the jurisdiction aforesaid in the matter of such insolvency shall be vested either in the Court for Relief of Insolvent Debtors in London, or in such one of the said county courts as the said Court for the Relief of Insolvent Debtors shall direct.

9. That with respect to petitions under the aforesaid acts or

either of them which are now in dependence, or which shall have been presented to the Court of Bankruptcy or any District Court of Bankruptcy before the time at which this act shall commence and take effect, the provisions of such acts, and the jurisdiction of such courts and the commissioners thereunder such acts, or under the rules and orders made in pursuance thereof, shall remain in full force and effect notwithstanding the passing of this act.

10. That from and after the 15th day of September next the circuits of the commissioners of the said Court for the Relief of Insolvent Debtors shall be abolished; and that if thereafter any insolvent debtor in custody in any of her Majesty's gaols situated elsewhere than within the district to which the jurisdiction of such court is restricted as hereinbefore mentioned shall petition such court under any act or acts relating to insolvent debtors, other than the two first-mentioned acts or this act, or if any such prisoner shall have so petitioned prior to the passing of this act, and his petition shall not have been heard, or if the same shall have been heard and the consideration thereof shall have been adjourned, such court or some commissioner thereof shall forthwith, after the schedule of such prisoner shall have been duly filed in the case of any new petition, and at any time which to such court or commissioner shall seem fit in the case of any petition which shall not have come on for hearing, or the hearing of which shall have been adjourned as aforesaid, make an order referring such petition for hearing to the county court within the district of which such insolvent debtor is in custody, and shall transmit such petition and schedule to such court for hearing accordingly; and that the judge of such court shall appoint a time and place for such prisoner to be brought up before such court, and cause the usual notices to be given; and that any court to which any such petition shall be so referred and transmitted shall have and possess the same power and authority with respect to every such petition, and shall make all such orders, give all such directions, and do all such matters and things requisite for the discharging or remanding of such prisoner, and otherwise respecting such prisoner, his schedule, creditors, and assignees, as the said Court for the Relief of Insolvent Debtors or any commissioner thereof might make, give, or do in the matters of petitions heard before such court or commissioner under such acts; and that every such petition and schedule, and all judgments, rules, orders, directions, and proceedings pronounced, made, and done thereon in all and every the matters aforesaid by such county court, shall be returned to the said Court for the Relief of Insolvent Debtors, signed by the judge of such county court, to be a record of the said Court for the Relief of Insolvent Debtors, and to be kept as such among the records thereof; and the said Court for the Relief of Insolvent Debtors, and every commissioner thereof, in every case in which any insolvent debtor petitioning the Court for the Relief of Insolvent Debtors under such acts shall be in custody in any of her Majesty's gaols within the district to which the jurisdiction of such court is limited aforesaid, and the county courts in the matter of every such petition so referred and transmitted for hearing as aforesaid, shall have power to issue a warrant or order, directed to the governor, keeper, or gaoler of any gaol, directing him to bring the insolvent before the county court on the day appointed for the hearing of his petition, or at any adjourned sitting held in the matter of this petition, and every such governor, keeper, or gaoler shall obey such warrant; and every such court may order the expense attending the bringing up of every such insolvent to be paid by the provisional assignee out of the estate and effects of such insolvent, or if there be no estate, or the same be insufficient for such purpose, out of the interest and profit arising from any government securities upon which any unclaimed money produced by the estates and effects of insolvent debtors may be invested.

11. And whereas in pursuance of an act passed in the second year of the reign of her Majesty [cap. 110], intitled "An Act for abolishing arrest on Mesne Process in Civil Actions except in certain Cases, for extending the Remedies of Creditors against the Property of Debtors, and for amending the Laws for the Relief of Insolvent Debtors in England," divers persons as sureties have entered into recognisances to the provisional assignee of the Insolvent Debtors Court, with conditions that the insolvents therein mentioned should duly appear at the times and places therein mentioned, and it is necessary that some of such insolvents should appear before the county

courts under this act; be it therefore enacted, that every such recognisance shall extend to bind the persons who may have entered into the same, in case the insolvent debtor therein mentioned shall not at the time appointed in such recognisances duly appear before the county court to which the matter of such insolvent is transferred by this act and on every adjourned hearing, or shall not abide by the final judgment of such Court.

12. And whereas in consequence of late alterations in the laws of imprisonment for debt certain compensations have become payable and are paid by the Commissioners of her Majesty's Treasury to the officers of the Court for the Relief of Insolvent Debtors in respect of the diminution of fees received therein: And whereas by the additional business given to the said court by this act the fees payable therein will again be increased, whereby a less sum will be required for the said compensations; be it enacted, that the fees to be received in the said court in matters where jurisdiction is given by this act shall be received by the same persons, to be by them applied in the same manner as the fees received in matters heretofore under the jurisdiction of the said court are now applied, anything herein to the contrary notwithstanding: Provided always, that it shall be lawful for the Commissioners of her Majesty's Treasury for the time being, or any three of them, and they are hereby empowered, to give such directions as they shall think proper in regard to the compensation allowances now payable to the officers and clerks of the Court for the Relief of Insolvent Debtors in England, under the provisions of the said recited act passed in the eighth year of the reign of her Majesty, in consequence of the fees to be received by them being again increased by the operation of this act.

13. That it shall be lawful for one of her Majesty's principal Secretaries of State, with the consent of the Commissioners of her Majesty's Treasury, from time to time to order what fees shall be paid and received by the several officers or otherwise under and by virtue of the said recited act passed in the tenth year of the reign of her Majesty and of this act, and the amount of such fees respectively; and that until such order shall be made the clerks of the several county courts shall have and receive for their own use all fees which have heretofore been taken under any of the aforesaid acts by any officer of the Court of Bankruptcy, or by any officer or other person of or connected with the Court for the Relief of Insolvent Debtors, except as hereinafter mentioned, for business which is by this act transferred to the county courts; and that the several high bailiffs acting as messengers under this act as aforesaid shall have and receive for their own use all fees which have heretofore been paid to the messengers of the Court of Bankruptcy when doing the business by this act directed to be done by such bailiffs.

14. And whereas it may be expedient that the Court of Bankruptcy in London should hold sittings in matters of bankruptcy at some place or places within the district over which the jurisdiction of such court extends, at which such court hath not hitherto been used to sit; be it declared and enacted, that it shall be lawful for the Lord Chancellor, at any time or times whenever it shall appear to him to be expedient, by any order or orders to give the necessary directions in that behalf, ordering any commissioner, registrar, official assignee, messenger, or usher of the Court of Bankruptcy in London to sit and attend and act in the prosecution of any fiat in bankruptcy at any place elsewhere within such district than in the city of London; and every commissioner, registrar, official assignee, messenger, and usher so sitting, attending, and acting shall have the like power, jurisdiction, and authority as if sitting, attending, and acting in the prosecution of such fiat in London.

15. That any commissioner or registrar so sitting and acting shall have paid to him, in addition to his salary, by the Governor and Company of the Bank of England, by virtue of any order or orders of the Lord Chancellor to be made from time to time for that purpose, out of the interest and dividends that have arisen or may arise from the securities now or hereafter to be placed in the Bank of England to an account there, entitled "The Bankruptcy Fund Account," (but subject and without prejudice to any prior charges on the same), such sum of money for travelling and other expenses as the Lord Chancellor shall deem fit.

16. That the forms given in the schedules of any of the said acts, or any forms heretofore used under the said acts, may be

altered so far as to adapt them to the change of jurisdiction by this act directed.

17. That the office of the first one of the commissioners of the Court for the Relief of Insolvent Debtors, and of the first two of the Commissioners of the Court of Bankruptcy in London, which shall become vacant after the passing of this act, shall not be filled up until after the termination of the session of Parliament next after such vacancies shall have occurred.

18. That no judge of any county court who has been appointed or who shall hereafter be appointed to that office under or by virtue of the hereinbefore recited act passed in the tenth year of the reign of her Majesty, intituled "An Act for the more easy Recovery of Small Debts and Demands in England," shall, during his continuance in such office, be capable of being elected or of sitting as a member of the House of Commons.

19. That the words "Lord Chancellor" shall in the construction of this act be interpreted to mean also and include the Lord Keeper and Lords Commissioners for the custody of the Great Seal of the United Kingdom for the time being.

20. That this act shall commence and take effect from the 15th September, 1847.

21. That this act may be amended or repealed by any act to be passed in this session of Parliament.

#### CAP. CIII.

An Act to amend the Passengers' Act, and to make further Provision for the Carriage of Passengers by Sea.

[22nd July, 1847.]

#### CAP. CIV.

An Act to explain the Acts for the Commutation of Tithes in England and Wales, and to continue the Officers appointed under the said Acts until the 1st day of October, 1850, and to the End of the then next Session of Parliament.

[22nd July, 1847.]

Sec. 1. *So much of recited Acts as limits the Duration of Tithes Commission repealed. Powers of Commissioners, &c. to continue in force till Oct. 1, 1850, unless sooner determined.*

2. *Confirmed Apportionments to stand good.*

3. *Instruments of Apportionment may be corrected if any Lands shall have been improperly included or charged with Rent-charge therein.*

4. *Instruments to be delivered up for the Purpose of such Correction.*

5. *Act may be amended, &c.*

Whereas by an act passed in the 6 & 7 Will. 4, [c. 71], intituled "An Act for the Commutation of Tithes in England and Wales, tithes commissioners for England and Wales were appointed, and by the said act, and by sundry acts since passed for the amendment thereof, and for continuance of the said commission, the powers of the said commissioners now stand limited, and will expire at the end of the session of Parliament next after the 31st day of July in this year 1847; and it is expedient that the same be further continued: be it enacted &c., that so much of any of the recited acts as limits the time during which any tithes commissioner, assistant commissioner, secretary, or assistant secretary, or other officer or person appointed or to be appointed under the first-recited act, shall hold his office to the said 31st day of July, shall be repealed; and that the commissioners and assistant commissioners, secretary, assistant secretary, and other officers and persons appointed or to be appointed under the first-recited act, may continue to hold their several offices, if not sooner removed by lawful authority, until the 1st day of October in the year 1850, and until the end of the then next session of Parliament; and that all the powers of the said commissioners and their assistant commissioners, secretary, assistant secretary, officers, and servants for the time being, shall continue in force, according to the provisions of the said several acts as amended by this act, until the said 1st day of October, and the end of the then next session of Parliament, unless her Majesty shall be pleased sooner to determine the said commission.

2. And whereas by the first-recited act it was enacted, for the quieting of tithes, that no confirmed agreement, award, or apportionment shall be impeached after the confirmation

thereof by reason of any mistake or informality therein, or in any proceeding relating thereunto, and doubts have been entertained as to the full meaning and extent of such enactment; be it declared and enacted, that, notwithstanding any exception in the said act contained, every instrument purporting to be an instrument of apportionment, confirmed under the hands and seal of the said tithe commissioners, shall be hereby absolutely confirmed and made valid, both at law and in equity, in all respects, subject nevertheless to the powers given to the tithe commissioners in the first-recited act, or in any act passed for the amendment thereof, for alteration of any instrument of apportionment.

3. Provided always, and be it enacted, that if it shall be shewn to the satisfaction of the said tithe commissioners that any lands have been improperly included or improperly charged with rent-charge in any confirmed instrument of apportionment, it shall be lawful for the said tithe commissioners to correct such apportionment, and the deposited copies thereof, either by excluding such lands so improperly charged from the apportionment, and re-distributing any rent-charge imposed upon such lands on lands legally liable to the payment thereof, or by sanctioning the redemption of the rent-charge so improperly charged by the persons capable of redeeming the same under the provisions of an act of the last session of Parliament, [9 & 10 Vict. c. 73], intituled "An Act further to amend the Acts for the Commutation of Tithes in England and Wales;" and all costs and expenses attendant upon the correction of any confirmed instrument of apportionment shall be borne and paid by such persons and in such proportions as the said tithe commissioners shall direct, and shall be recoverable from the person or persons declared liable by the said tithe commissioners to the payment of the same in such manner as expenses attendant upon original instruments of apportionment are recoverable.

4. That, for the purposes of such correction or of recording any such redemption, the person or persons having the custody of any copy of any instrument of apportionment shall be bound, upon the application of the tithe commissioners, to deliver to the said tithe commissioners any copy of a confirmed instrument of apportionment which shall have been deposited with them respectively.

5. That this act may be amended or repealed by any act to be passed in this session of Parliament.

#### CAP. CV.

An Act to continue until the 1st day of October, 1848, and to the End of the then next Session of Parliament, certain Turnpike Acts. [22nd July, 1847.]

#### CAP. CVI.

An Act to provide additional Funds for Loans for Drainage and other Works of public Utility in Ireland, and to repeal an Act of the last Session for authorising a further Issue of Money in aid of Public Works of acknowledged Utility. [22nd July, 1847.]

#### CAP. CVII.

An Act to apply a Sum out of the Consolidated Fund, and certain other Sums, to the Service of the Year 1847, and to appropriate the Supplies granted in this Session of Parliament. [22nd July, 1847.]

#### CAP. CVIII.

An Act for establishing the Bishoprick of Manchester, and amending certain Acts relating to the Ecclesiastical Commissioners for England. [23rd July, 1847.]

#### CAP. CIX.

An Act for the Administration of the Laws for Relief of the Poor in England. [23rd July, 1847.]

- Sect. 1. Appointment of commissioners.
2. Commissioners ex officio.
3. When commissioners shall enter on their office.
4. Who shall preside at meetings of the commissioners.
5. Seal of the commissioners.
6. Appointment of secretaries, clerks, &c.
7. Who are competent to act in execution of act.
8. Salaries.

9. President and one secretary may sit in the House of Commons.

10. Transfer of powers and duties of the poor law commissioners.

11. Power to summon witnesses.

12. Repeal of certain enactments as to the record of the commissioners. 5 & 6 Vict. c. 57.

13. Annual report to her Majesty to be laid before Parliament.

14. How rules are to be made.

15. Definition of general rules.

16. Repeal of part of 4 & 5 Will. 4, c. 76, as to making general rules.

17. Disallowance of general rules by the Queen in Council.

18. Confirmation of existing rules.

19. Appointment of inspectors.

20. Duties of inspectors.

21. Inspectors may summon witnesses.

22. Special inquiries.

23. Persons being married, above sixty years of age, not compelled to live apart in workhouses.

24. For insuring the due visitation of workhouses.

25. For confirmation of the proceedings of boards of guardians.

26. Penalties for giving false evidence, or refusing to give evidence.

27. Confirmation of proceedings under recited acts.

28. Commission to continue for five years.

29. Interpretation of act.

30. Act may be amended, &c.

#### CAP. CX.

An Act to amend the Laws relating to the Removal of the Poor, until the 1st day of October, 1848.

[23rd July, 1847.]

Sect. 1. *Expenditure incurred by any Parish, &c. for Maintenance, &c. of Persons who are or may be by the above recited Enactment exempted from Liability, to be charged to the Union.*

2. *Continuance of Act.*

3. *Act may be amended, &c.*

Whereas by an act passed in the last session of Parliament, [9 & 10 Vict. c. 66], intituled "An Act to amend the Laws relating to the Removal of the Poor," it was, amongst other things, enacted as follows: "that from and after the passing of this act no person shall be removed, nor shall any warrant be granted for the removal of any person, from any parish in which such person shall have resided for five years next before the application for the warrant; provided always, that the time during which such person shall be a prisoner in a prison, or shall be serving her Majesty as a soldier, marine, or sailor, or reside as an in-pensioner in Greenwich or Chelsea Hospitals, or shall be confined in a lunatic asylum or house duly licensed or hospital registered for the reception of lunatics, or as a patient in a hospital, or during which any such person shall receive relief from any parish, or shall be wholly or in part maintained by any rate or subscription raised in a parish in which such person does not reside, not being a bona fide charitable gift, shall for all purposes be excluded in the computation of time hereinbefore mentioned, and that the removal of a pauper lunatic to a lunatic asylum under the provisions of any act relating to the maintenance and care of pauper lunatics shall not be deemed a removal within the meaning of this act; provided always, that, whenever any person shall have a wife or children having no other settlement than his or her own, such wife and children shall be removable when he or she is removable, and shall not be removable when he or she is not removable." And whereas the effect of the above-recited enactment has been to increase unduly the amount of expenditure for the relief of the poor in particular parishes: be it therefore enacted &c., that all the expenditure which shall be incurred by any parish, township, or place forming part of a union for the maintenance, relief, or burial of any person or persons who shall have been at any time within one year before the passing of the above-recited enactment in the receipt of relief from some other parish, township, or place, by right of settlement or reputed settlement therein, and who by the above-recited enactment are or may be exempted from the liability to be removed from the parish, township, or place

in which such person or persons shall be residing, shall from and after the passing of this act, so long as such person or persons shall continue to be so exempted, be charged to the common or general fund of such union in the same manner as the cost of building or providing workhouses in unions and other union expenses are directed to be charged by an act passed in the 4 & 5 WILL. 4, [c. 76], intitled "An Act for the Amendment and better Administration of the Laws relating to the Poor in England and Wales."

2. That this act shall continue in force until the 1st day of October in the year 1849.

3. That this act may be amended or repealed by any act to be passed in this session of Parliament.

CAP. CXL.

An Act to extend the Provisions of the Act for the Inclosure and Improvement of Commons. [23rd July, 1847.]

Sect. 1. Where the title to a manor, &c. is litigated, the consent of both claimants to be equivalent to consent of an actual owner.

2. Provision for the case of more than one person claiming to be interested.

3. Saving rights of the Crown and others to the soil of encroachments.

4. Exchanges may be made of land, excepting or reserving minerals and easements.

5. Recital of provision as to commissioners not proceeding to amend any award under any local act, &c. until notice of application shall have been given by advertisement, &c. Repealed provision repealed, and if the commissioners think fit to proceed on any application, they may refer the same to an assistant commissioner, &c.

6. Lands taken in exchange, &c. in respect of copyhold or customary lands, shall be held to be copyhold, and shall be held of the same lord, &c.

7. Meetings may be adjourned without the attendance of commissioner or assistant commissioner.

8. Notices may be given by the secretary of the commissioners, or other person appointed for that purpose.

9. Recited act deemed part of this act.

10. Act may be amended, &c.

CAP. CXII.

An Act to promote Colonisation in New Zealand, and to authorise a Loan to the New Zealand Company. [23rd July, 1847.]

CAP. CXIII.

An Act to facilitate the Drainage of Lands in Scotland. [23rd July, 1847.]

CAP. CXIV.

An Act for improving the Harbour and Docks of Leith. [23rd July, 1847.]

CAP. CKV.

An Act to vary the Priorities of the Charges made on "The London Bridge Approaches Fund." [23rd July, 1847.]

London Gazette.

TUESDAY, August 31.

BANKRUPTS.

WILLIAM GUTTRIDGE the younger, North-end, Fulham, Middlesex, baker and corn dealer, dealer and chapman, Sept. 8 at 1, and Oct. 6 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Greaves, 4, Furnival's-hall, Holborn.—Fiat dated Aug. 28.

RICHARD ABBEY and JAMES SMITH, Park-road Brewery, Acre-lane, Clapham, Surrey, brewers, dealers and shopmen, Sept. 7 at 2, and Oct. 12 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Fisher & De Jersey, 162, Aldergate-street.—Fiat dated Aug. 24.

GEORGE HOLFORD, Wolverhampton, Staffordshire, jeweller and silversmith, Sept. 14 and Oct. 12 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. James, Birmingham; Phillips, Wolverhampton.—Fiat dated Aug. 20.

JOHN HALL and HENRY HALL, Wooden Box, Hartshorne, Derbyshire, earthenware manufacturers, Sept. 17 and Oct. 22 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Flewker, Derby.—Fiat dated Aug. 23.

MORRIS LYONS, Birmingham, druggist, dealer and chapman, Sept. 14 and Oct. 9 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Wright, Birmingham.—Fiat dated Aug. 23.

THOMAS PALEY, Durham, builder, Sept. 16 at half-past 1, and Oct. 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated Aug. 23.

GEORGE BAGNALL, Newcastle-upon-Tyne, music seller, dealer and chapman, Sept. 16 at half-past 10, and Oct. 19 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Thomas and William Chater, Newcastle-upon-Tyne.—Fiat dated Aug. 23.

THOMAS BENBOW, Llanidloes, Montgomeryshire, draper, grocer, dealer and chapman, Sept. 10 and Oct. 1 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Blair, Manchester; Johnson & Co., Temple, London.—Fiat dated Aug. 18.

SIMEON CLOUGH, Bradford, Yorkshire, woolstapler, (trading under the style or firm of Simeon Clough & Co.), Sept. 11 and Oct. 2 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Lee, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated Aug. 11.

CHARLES PHILLIPS, Baptist-mills, Bristol, engineer, ironfounder, and agricultural implement maker, dealer and chapman, Sept. 14 and Oct. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Nash, Bristol.—Fiat dated Aug. 19.

MARRIAGES.

Edmund Maude, Wm. Henry Jones, George Maude, and Wm. Appin, Northfleet, Kent, Portland cement manufacturers, Sept. 10 at 2, Court of Bankruptcy, London, last ex.—Sam. Brown, Sunderland, Durham, common brewer, Sept. 13 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—Wm. Sykes, Bishopgate-st., London, and Saville-place, Mile-end, Middlesex, carrier, Sept. 21 at 11, Court of Bankruptcy, London, and. ac.—James Ribbotts Weston, Southampton, auctioneer, Sept. 21 at 1, Court of Bankruptcy, London, and. ac.—Evan Thomas, Aldergate-st., London, draper, Sept. 21 at 12, Court of Bankruptcy, London, and. ac.—Jas. Butler, Saffron Walden, Essex, upholsterer, Sept. 21 at 11, Court of Bankruptcy, London, and. ac.—John Brown, Bubwith, near Howden, and Thos. Brown, Newport, Eastington, Yorkshire, tile makers, Sept. 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and. ac.—Chas. Henry Perry, Liverpool, baker, Oct. 4 at 11, District Court of Bankruptcy, Liverpool, 2n. div.

CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on the Day of Meeting.

John Smeeton, Fordingbridge, Hampshire, surgeon, Sept. 21 at half-past 12, Court of Bankruptcy, London.—H. J. Cook, Hedge-row, High-street, Islington, Middlesex, linen draper, Sept. 21 at half-past 1, Court of Bankruptcy, London.—Francis Perry the younger, Austin-friars, London, merchant, Sept. 22 at half-past 2, Court of Bankruptcy, London.—John D. Browne, Walthamstow, Essex, surgeon, Sept. 23 at half-past 2, Court of Bankruptcy, London.—Mary Ellis, Bell, widow, Finch-lane, Cornhill, London, news-vender, Sept. 21 at half-past 2, Court of Bankruptcy, London.—William Henry Burgess, Skinner-street, Somers'-town, Middlesex, and Great Tower-street, London, grocer, Sept. 21 at 1, Court of Bankruptcy, London.—Wm. Kaye, Leyton, Essex, corn dealer, Sept. 24 at half-past 12, Court of Bankruptcy, London.—Henry Dircks, Winsley-street, Oxford-street, Middlesex, and Nicholas-lane, London, manufacturer of malt and hop extract, Sept. 24 at 12, Court of Bankruptcy, London.—G. Purton, Longfleet, Poole, innkeeper, Sept. 24 at half-past 11,

Court of Bankruptcy, London.—*Robert Drew*, Mary-street, Kingsland-road, Middlesex, wine merchant, Sept. 24 at half-past 1, Court of Bankruptcy, London.—*John Notwill*, Falmouth, Cornwall, grocer, Sept. 29 at 11, District Court of Bankruptcy, Exeter.—*Wm. Gray*, Salford, Lancashire, common brewer, Sept. 23 at 12, District Court of Bankruptcy, Manchester.—*G. Wilson*, Salford, Lancashire, iron founder, Sept. 23 at 12, District Court of Bankruptcy, Manchester.—*William F. Westall*, Manchester, hotel keeper, Sept. 23 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 21.

*Joseph Mather*, Rock Ferry, Cheshire, builder.—*Archibald Dunlop*, Lower Belgrave-place, Chester-square, Middlesex, land agent.—*Samuel Fitch*, Beadles-hall, Writtle, Essex, maltster.—*John Judd*, Brynmawr, Breconshire, shopkeeper.—*James Mathew*, Carabaton, Surrey, linen draper.—*Fred. Berner*, West Kirby, and Birkenhead, Cheshire, tea dealer.—*John Walford*, Stamford, Lincolnshire, innkeeper.—*John Joseph Trigwell*, Harrow-road, Middlesex, builder.—*Francis Williams*, Harsisehead, Wolstanton, Staffordshire, provision dealer.

#### SCOTCH SEQUESTRATIONS.

*James M'Leish & Co.*, Perth, and Glasgow, merchants.—*John Baird*, Pownburn, near Edinburgh, wool merchant.—*David Wright*, Edinburgh, manufacturer of flowered muslin.—*Wm. Lamb*, Selkirk, nurseryman.—*D. M'Lead & Son*, Edinburgh, booksellers.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy and have obtained an Interim Order for Protection from Process.

*Andrew Craig*, Temple Sowerby, near Appleby, Westmoreland, ship owner, Sept. 25 at 12, at Weymas', Appleby.—*Dennis Bridges*, Elmeswell, Suffolk, innkeeper, Sept. 16 at 1, King's Head Inn, Stowmarket.—*Robert Brockington*, Red Lion-street, Spitalfields, and Church-street, Bethnal-green, Middlesex, clothier, Sept. 29 at 11, Court of Bankruptcy, London.—*Thomas Price*, Portsea, Southampton, licensed victualler, Sept. 14 at 11, Court of Bankruptcy, London.—*James Kerslake*, Broad-street, Cornwall-road, Lambeth, Surrey, out of business, Sept. 13 at half-past 10, Court of Bankruptcy, London.—*Wm. Sawyer*, Ashford-street, Hoxton, Middlesex, carpenter, Sept. 13 at 10, Court of Bankruptcy, London.—*Joseph Stockwell*, Stokenchurch, Oxfordshire, baker, Sept. 13 at half-past 10, Court of Bankruptcy, London.—*George Thorne*, High-street, Poplar, Middlesex, baker, Sept. 13 at half-past 10, Court of Bankruptcy, London.—*C. Chambers*, St. James's-place, Bermondsey, Surrey, commission agent and merchant's clerk, Sept. 13 at 10, Court of Bankruptcy, London.—*Sam. Lawrence*, John-st., Berkeley-sq., Middlesex, groom, Sept. 14 at 12, Court of Bankruptcy, London.—*Wm. Gresham*, Grosvenor-st., Commercial-road East, Middlesex, tailor, Sept. 29 at half-past 11, Court of Bankruptcy, London.—*John Sutton*, Church-st., Stoke Newington, Middlesex, carpenter, Sept. 29 at 11, Court of Bankruptcy, London.—*Wm. Good*, Hertford-cottages, Kingsland-road, clerk, Sept. 29 at 11, Court of Bankruptcy, London.—*John Tutthill*, Wenhamston, Suffolk, boot maker, Sept. 29 at half-past 11, Court of Bankruptcy, London.—*Thos. Boyce*, Barnet, Hertfordshire, licensed victualler, Sept. 14 at half-past 10, Court of Bankruptcy, London.—*James Clark*, Redcross-street, Borough-clink, Southwark, painter, Sept. 13 at 12, Court of Bankruptcy, London.—*Thos. Waking*, Old Castle-street, Shoreditch, Middlesex, fancy pasteboard maker, Sept. 14 at half-past 10, Court of Bankruptcy, London.—*John Braik*, Barnet, Middlesex, labourer, Sept. 14 at half-past 10, Court of Bankruptcy, London.—*John Woolrich*, Fensmeers, Shropshire, farm labourer, Sept. 16 at 11, District Court of Bankruptcy, Birmingham.—*John Broughall* the elder, Ellesmere, Shropshire, farmer, Sept. 16 at 12, District Court of Bankruptcy, Birmingham.—*Robert Syer*, Liverpool, painter, Sept. 8 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Wright*, Lascard, Wallasey, Cheshire, joiner, Sept. 8 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Boyne*, Barnstaple, Devonshire, accountant, Sept. 9 at 1, District Court of Bankruptcy, Exeter.—*John Parks*, Camborne, Cornwall, shopkeeper, Sept. 16 at 1, District Court of Bankruptcy, Exeter.—*James Austen*, Exeter, farrier, Sept. 21 at

11, District Court of Bankruptcy, Exeter.—*John Hughes*, Liverpool, block maker, Sept. 15 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Davies*, Mold, Flintshire, cheese dealer, Sept. 15 at 11, District Court of Bankruptcy, Liverpool.—*James Broadribb*, Clifton, Bristol, labourer, Sept. 17 at 11, District Court of Bankruptcy, Bristol.—*Isaac Wood* the elder, Burdett-place, Old Kent-road, Surrey, carpenter, Sept. 14 at 12, Court of Bankruptcy, London.

Saturday, Aug. 28.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*James Hayden*, Southampton, shoe maker, No. 68,450 C.; Ebenezer Williams, assignee.—*James Harvey*, Tormoham, Devonshire, builder, No. 68,075 C.; *John Crossman*, assignee.—*Elizabeth Cracknell*, widow, Stotodesden, near Cleobury Mortimer, Shropshire, No. 68,366 C.; *Thos. C. Robins*, assignee.—*Wm. Gibson* the elder, London-wall, London, shoe maker, No. 59,089 T.; *Hen. J. Achlin*, assignee.

Saturday, Aug. 28.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Das. Davies*, Mason-st., Old Kent-road, Surrey, builder: in the Gaol of Horsemonger-lane.—*Isaac Elkan*, Basing-lane, Bread-street, Cheapside, London, merchant; in the Debtors Prison for London and Middlesex.—*Daniel Squier*, London-terrace, Hackney-road, Middlesex, dealer in cattle: in the Debtors Prison for London and Middlesex.—*H. Briebach*, Cannon-street-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Jorden Chadwick*, the elder, Gt. Cambridge-st., Hackney-road, Middlesex, Chelsea pensioner: in the Debtors Prison for London and Middlesex.—*Jno. Harland Mann*, David-street, York-place, Mary-le-bone, and of Jacob's-wells-mews, Charles-st., Manchester-sq., Middlesex, coach maker: in the Debtors Prison for London and Middlesex.—*John Rawlins*, Ebury-square, Pimlico, Middlesex, smith: in the Debtors Prison for London and Middlesex.—*George Seabrook*, Fetter-lane, London, and Luton, Bedfordshire, dealer in straw plait: in the Debtors Prison for London and Middlesex.—*Joseph Lucas*, Lambeth-square, New Cut, Lambeth, Surrey, carpenter: in the Gaol of Horsemonger-lane.—*Wm. Clements*, William-street, Brandon-street, Newington, Surrey, wheelwright: in the Gaol of Horsemonger-lane.—*Wm. Jones*, Preston, Lancashire, block cutter: in the Gaol of Lancaster.—*James Perret*, Liverpool, ornamental plasterer: in the Gaol of Lancaster.—*Jos. Barrett*, Bowling Back-lane, near Bradford, Yorkshire, cabinet maker: in the Gaol of York.—*Martin Heckler*, Stonegate, Yorkshire, dram shopkeeper: in the Gaol of York.—*Robert Bullock*, Kexborough, near Barnaley, Yorkshire, machine maker: in the Gaol of York.—*Joseph Collinson*, Holgate, near York, Yorkshire, out of business: in the Gaol of York.—*David Peachey*, Clifton, Bristol, tailor: in the Gaol of Bristol.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Tuesday, Sept. 14, at 9.

*John Fish*, Trelick terrace, Vauxhall-road, Pimlico, Middlesex, plumber.—*R. L. Brewer*, Fenchurch-street, London, tailor.—*Rt. Everett*, Martha-street, Haggerstone, Shoreditch, Middlesex, lessee of turnpike tolls.—*Rob. Ruffe*, Gt. Queen-street, Lincoln's-inn-fields, Middlesex, cabinet maker.—*John Hill*, Lower Whitcross-street, Cripplegate, London, parish beadle to the parish of St. Giles, Cripplegate.—*Rd. Gaskin*, Dean-street, Fetter-lane, London, boot maker.—*Jas. Carter Paffard*, Drury-lane, Middlesex, linen draper.—*John Carter*, Alfred-ter., Queen's-road, Grange-road, Bermondsey, Surrey, out of business.—*G. Herbert Howes*, Richard's-place, Webber-street, Blackfriars-road, Surrey, out of business.—*Rt. Welford*, Palace-row, New-road, St. Pancras, Middlesex, auctioneer.

Sept. 15, at the same hour and place.

*Rob. Eoennett*, Doctor-st., Walworth-common, Walworth, Surrey, dealer in coals.—*J. Franks Chittenden* the younger, Temple-st., Queen's-rd., Dalston, Middlesex, out of business.—*Ch. Brake*, Canterbury-place, Walworth, Surrey, licensed preacher.—*J. Adolphus*, Leadenhall-street, London, surgeon.—*Wm. Pys*, Bolingbroke-road, Battersea, Surrey, foreman at

awmills.—*George Betts*, Edward-st., Hampstead-road, Middlesex, medical student.—*John Alex. Resnais*, Clarence-st., Rotherhithe, Surrey, out of employment.—*Thomas Watkins*, Leadenhall-market, London, licensed victualler.—*W. Moyes*, Bozier's-court, Tottenham Court-road, tailor.—*John Dallor* the younger, Scot's-yard, Bush-lane, Cannon-street, London, wine merchant.

Sept. 16, at the same hour and place.

*Daniel Lewis*, South-street, Southampton-street, Camberwell, Surrey, baker.—*George Groves*, Princess-street, Lisson-grove, Mary-le-bone, Middlesex, baker.—*Das. Crew*, High-street, Southwark, Surrey, commission agent for the sale of corn.—*Edward Walker*, Wapping High-street, Wapping, Middlesex, grocer.—*J. Lucas*, Broomfields, Deptford, Kent, omnibus driver.—*Wm. H. Joyner*, Shirley, near Croydon, Surrey, dealer in wood.—*Walter Little*, Three King-court, Lombard-street, London, spirit merchant.—*Wm. Hoekly*, Buttesland-street, Hoxton, Middlesex, surgeon.—*W. Collins Lorge*, Red Lion-square, Middlesex, coach body maker.—*John Warren*, Brunswick-street, Hackney-road, Middlesex, gentleman.

#### INSOLVENT DEBTOR'S DIVIDEND.

*Wm. Bell*, clerk in the Ordnance Office, in the Tower of London: 3s. 4d. in the pound, (in addition to former dividends of 9s. 8½d.), Richardson & Co.'s, Golden-square.

**CORRIGENDUM.**—The meeting of *Francis Sanders* and *Ch. Sanders*, advertised, ante p. 327, to be held on the 24th of September, at the Exchange Rooms, Nottingham, is postponed sine die.

#### FRIDAY, SEPT. 3.

##### BANKRUPTS.

**EDWARD BROOKE LARKMAN**, Wellington-terrace, Wandsworth-road, and Vauxhall-place, South Lambeth, Surrey, coal merchant, livery-stable keeper, dealer and chapman, Sept. 11 at 1, and Oct. 15 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Smith, Barnard's-inn, Holborn.—Fiat dated Aug. 28.

**GEORGE ARMFIELD** the younger, Croydon, Surrey, coach builder and harness maker, dealer and chapman, Sept. 11 at 3, and Oct. 15 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Drummonds & Co., Croydon; Dynes, 61, Lincoln's-inn-fields.—Fiat dated Aug. 31.

**JOHN GILBERT**, Engine Works, Boston-street, Hackney-road, Middlesex, millwright and engineer, Sept. 11 at 11, and Oct. 15 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Barton, Buckingham-street, Strand.—Fiat dated Aug. 31.

**SARAH CHALENER**, Charles-st., Westbourne-terrace, Middlesex, milliner and dress maker, Sept. 13 at 12, and Oct. 15 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Wood & Fraser, 78, Dean-street, Soho.—Fiat dated Aug. 27.

**THOMAS WHINNEY**, Pantion-st., Haymarket, Middlesex, licensed victualler, dealer and chapman, Sept. 11 at 3, and Oct. 15 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Shaw, Queen-street, Cheapside.—Fiat dated Sept. 1.

**JOHN THIES**, Old Broad-st., London, bread and biscuit baker, trader, dealer and chapman, Sept. 13 at 12, and Oct. 15 at 2, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Taylor, Guildhall-chambers.—Fiat dated Aug. 23.

**THOMAS PYE**, King's-road, Chelsea, Middlesex, timber merchant and coal merchant, dealer and chapman, Sept. 11 at 11, and Oct. 15 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Rixon & Son, King William-street.—Fiat dated Aug. 28.

**SAMUEL SLATER**, Albemarle-street, Piccadilly, Middlesex, tailor, dealer and chapman, Sept. 10 at 3, and Oct. 13 at half-past 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Pike, 26, Old Burlington-street.—Fiat dated Sept. 2.

**WILLIAM RAWLINSON**, George-street, Minories, London, draper, dealer and chapman, Sept. 10 at 3, and Oct. 13 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Reed & Co., Friday-street, City.—Fiat dated Sept. 1.

**JAMES MORGAN**, Southampton-row, Russell-square, Middlesex, tailor, dealer and chapman, Sept. 10 at half-past 10, and Oct. 13 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Gresham, 3, Castle-st., Holborn.—Fiat dated Aug. 28.

**WILLIAM BENNETT** and **HENRY SELBY REEVE**, London-road, Surrey, licensed victuallers, dealers and chapmen, Sept. 11 at 12, and Oct. 18 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Moon, Adam-street, Adelphi.—Fiat dated Aug. 28.

**GEORGE HADFIELD**, Liverpool, and Poulton-cum-Seacombe, Cheshire, paint and varnish manufacturer, dealer and chapman, Sept. 14 and Oct. 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Fisher & Stone, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Aug. 23.

**HENRY STEVENSON HEWITT**, Waterloo, near Liverpool, hotel keeper, dealer and chapman, Sept. 14 and Oct. 5 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dodge, Liverpool; Bridger & Co., London-wall.—Fiat dated Aug. 31.

**WILLIAM HENRY NORTH**, Liverpool, grocer, dealer and chapman, Sept. 14 and Oct. 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Thompson, Liverpool; Shelbeck & Hall, Southampton-walks.—Fiat dated Aug. 30.

**WILLIAM OGDEN**, Chorlton-upon-Medlock, within Manchester, flour dealer, grocer, dealer and chapman, Sept. 14 and Oct. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Needham, Manchester; Johnson & Co., Temple.—Fiat dated Aug. 23.

**WILLIAM DARLING HAY**, Newcastle-upon-Tyne, bread and biscuit baker, Sept. 16 at 2, and Oct. 19 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated Aug. 27.

**BENJAMIN ROBINSON**, Huddersfield, Yorkshire, fancy cloth manufacturer and merchant, Sept. 16 and Oct. 21 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Floyd, Huddersfield; Sudlow & Co., Chancery-lane, London.—Fiat dated July 26.

**GEORGE MILLER**, Whitley, Yorkshire, innkeeper, dealer and chapman, Sept. 21 and Oct. 9 at 1, District Court of Bankruptcy, Leeds: Off. Ass. Stanfield; Sols. Blackburn, Leeds; Walker, Furnival's-inn, London.—Fiat dated Aug. 20.

#### MEETINGS.

*John E. Spicer* and *Cornelius Poulton*, Alton, Hampshire, paper manufacturers, Sept. 17 at 11, Court of Bankruptcy, London, last ex.—*George Purton*, Longfleet, Poole, innkeeper, Sept. 24 at half-past 11, Court of Bankruptcy, London, aud. ac.—*James Riley*, Mount-place, Walworth, Surrey, cheesemonger, Sept. 24 at 11, Court of Bankruptcy, London, aud. ac.—*Thomas Shatters*, Liverpool, corn broker, Sept. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*David Williams*, Ruthin, Denbighshire, cattle salesman, Sept. 24 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Michael Mc Ardle*, Liverpool, grocer, Sept. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*E. Cooban*, Liverpool, common brewer, Sept. 24 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Simon Lee Trotman*, Liverpool, merchant, Sept. 24 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Bryning Adlington* and *Edward Jones*, Liverpool, tailors, Sept. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Robert Ballantyne*, Liverpool, merchant, Sept. 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*J. Cockburn*, New Broad-street, London, merchant, Sept. 24 at 12, Court of Bankruptcy, London, div.—*Alex. Beattie* and *F. Macnaghten*, Nicholas-lane, Lombard-street, London, merchants, Sept. 27 at 1, Court of Bankruptcy, London, div.—*H. Webb*, Stafford, porter dealer, Sept. 23 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*H. Fisher*, St. Tower-street, London, broker, Sept. 27 at half-past 12, Court of Bankruptcy, London.—*Peter Furlong*, Halifax, Nova Scotia, British North America and Liverpool,

merchant, Sept. 24 at 11, District Court of Bankruptcy, Liverpool.—*W. Jackson*, Transverser, Cheshire, joiner, Oct. 1 at 11, District Court of Bankruptcy, Liverpool.—*R. Adams* and *T.A. Banks*, Liverpool, cattle salesmen, Sept. 24 at 11, District Court of Bankruptcy, Liverpool.—*A. G. Robinson*, Rathley, Leicestershire, woolstapler, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*George Wisnall*, Worcester, coach builder, Sept. 28 at 11, District Court of Bankruptcy, Birmingham.—*William Worey*, Forebridge, Castle Church, Staffordshire, stone dealer, Sept. 28 at 12, District Court of Bankruptcy, Birmingham.—*Rd. Watkins*, Manchester, tailor, Sept. 24 at 12, District Court of Bankruptcy, Manchester.—*Michael Horan*, Bolton, Lancashire, grocer, Sept. 25 at 1, District Court of Bankruptcy, Manchester.—*John Dickinson*, Manchester, bookbinder, Sept. 25 at 1, District Court of Bankruptcy, Manchester.—*Sarah Bowring*, Farnston, near Manchester, widow, plumber, Sept. 27 at 12, District Court of Bankruptcy, Manchester.—*Edward Moller*, Ashton-under-Lyne, Lancashire, stone mason, Sept. 27 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 24.

*Thos. Evans*, Bath and Bristol, share broker.—*D. Watson*, Clitheroe, Lancashire, innkeeper.—*T.A. Roberts*, College-hill, London, paper agents.—*Giuseppe P. Sandrinelli*, Bishop's-place, Brompton, Middlesex, merchant.—*Charles Twigg*, Birmingham, button maker.

#### FIAT ANNULLED.

*James Mills*, Didmarton, Gloucestershire, draper.

#### PARTNERSHIPS DISSOLVED.

*John Andrew* and *Wm. Andrew*, attorneys and solicitors, Manchester.—*Edward Francis Fennell*, *Robert John Child*, and *Wm. Rob. Kelly*, attorneys and solicitors, Bedford-row, London, (so far as regards the said Edward Francis Fennell).

#### SCOTCH SEQUESTRATIONS.

*George Whyte*, Glasgow, flax buyer.—*Jas. Helms & Co.*, Glasgow, manufacturers.—*John Niven*, junior, Glasgow, bookseller.—*Gray & Rosburghs*, Greenock, merchants.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*George Field*, Luton, Bedfordshire, butcher, Sept. 13 at 10, Court of Bankruptcy, London.—*Geo. Cribb*, York-cottages, Charles-st., Albany-road, Camberwell, Surrey, dentist, Sept. 14 at half-past 10, Court of Bankruptcy, London.—*Roderic Clark*, Birmingham, whip thong maker, Sept. 28 at 12, District Court of Bankruptcy, Birmingham.—*John Lambert*, Hulme and Chorlton-upon-Medlock, Manchester, cooper, Sept. 14 at 12, District Court of Bankruptcy, Manchester.—*Wm. Burgess*, Bath, dealer in glass, Sept. 23 at 11, District Court of Bankruptcy, Bristol.—*Alex. McLeod*, Huddersfield, Yorkshire, out of business, Sept. 9 at 11, District Court of Bankruptcy, Leeds.—*Aaron Bell*, Astley, Swillington, Yorkshire, coal steward, Sept. 9 at 11, District Court of Bankruptcy, Leeds.—*Geo. Turton*, Skelmanthorpe, High Hoyland, Yorkshire, pattern designer, Sept. 9 at 11, District Court of Bankruptcy, Leeds.—*David Gomersall*, Farsley, Calverley, Yorkshire, cloth manufacturer, Sept. 9 at 11, District Court of Bankruptcy, Leeds.—*Wm. Geo. W. Webb*, Bedminster, Bristol, china dealer, Sept. 7 at 11, District Court of Bankruptcy, Bristol.

#### Wednesday, Sept. 1.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*John Benson*, Stratford-green, Stratford, Essex, gentleman: in the Debtors Prison for London and Middlesex.—*Wm. Bodgrose* the elder, Great Queen-street, Lincoln's-inn-fields, Middlesex, brass founder: in the Debtors Prison for London and Middlesex.—*Herbert Morgan* the elder, Gellygloges, Llanthwy, Breconshire, farmer: in the Gaol of Brecon.—*Miss Pilkington*, widow, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Thos. P. Farrer*, Chepstow, Monmouthshire, printer: in the Gaol of Monmouth.—*Mary Ann Jones*, Birkenhead, Cheshire, mangle keeper: in the Gaol of Chester.—*Thos. Penny*, Downton, Southampton, farmer: in the Gaol of Winchester.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, Sept. 17, at 9.

*Wm. Baber*, Munster-square, Regent's-park, Middlesex, tailor.—*Chas. Wiles*, Perry-st., Somers-town, Middlesex, engraver.—*Chas. M. Green*, Fetter-lane, London, baker.—*Chas. Nash*, Maudslott-st., Soho, Middlesex, out of business.—*John Webster*, Lower George-st., Sloane-sq., Chelsea, Middlesex, clog maker.—*Samuel Aylott*, Church-st., Mile-end New-town, Middlesex, shoemaker's shopman.—*Hen. Dixon*, Esher-st., Kennington-lane, Lambeth, Surrey, grocer.—*John Pater*, Oakley-sq., St. Pancras, Middlesex, builder.—*Thos. Jarvis*, Whittlebury-st., Euston-sq., and Milton-st., Euston-square, Middlesex, milkman.—*John Middleton*, Belmont-place, Wandsworth-road, Surrey, commission agent in malt.

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LONDON, SEPTEMBER 11, 1847.

THERE may be many things in the practice of our English criminal law which require reform. But it should be a comforting reflection, to those who are dissatisfied with the criminal laws of their own country, that they are, at least, free from a practice which still disgraces the procedure of the most enlightened foreign countries, and which we should have hoped to see, ere this, expelled from the judicial practice of any nation affecting to be even moderately civilised: we allude to the practice of what certainly is, and we believe is technically called, "moral torture." It is not often that Englishmen have their attention particularly called to the judicial proceedings of the French authorities in the matter of persons accused of crimes; and, therefore, few, perhaps, are aware, and still fewer give much thought to the mode of proceeding adopted. But the late frightful occurrences which have taken place in the French capital, have caused us to be supplied with very minute information upon all the proceedings that have taken place, in the investigation of a death unquestionably the result of violence, but of which the author or authors cannot be said, at present, to be clearly identified. The point to which we particularly wish to direct our comments is, the examination of the Duke de Praslin,—an examination which, as it was conducted by the highest law officers of the State, must be presumed to have been strictly regular. But what a picture does it present of the French procedure in matters of criminal inquiry! Repeatedly was the Duke, a person, be it remembered, against whom there was nothing but circumstantial evidence, and that even not very strong at the time the examination was commenced, attacked and pressed with questions which could only be put on the assumption that he was guilty. After several answers to leading questions, the answers im-

plying, at least, if not actually asserting the innocence of the person questioned, the President of the Court of Peers suddenly puts to the accused this question:—"Was she (the deceased) not stretched upon the floor *where you had struck her for the last time?*" Well might the prisoner reply:—"Why do you ask me such a question?" Then follow these questions and answers:—

"You must have experienced a most distressing moment when you saw, upon entering your chamber, that you were covered with the blood which you had just shed, and which you were obliged to wash off?—Those marks of blood have been altogether misinterpreted. I did not wish to appear before my children with the blood of their mother upon me.

"You are very wretched to have committed this crime?—(The accused makes no answer, but appears absorbed).

"Have you not received bad advice, which impelled you to this crime?—I have received no advice. People do not give advice on such a subject.

"Are you not devoured with remorse, and would it not be a sort of solace to you to have told the truth?—Strength completely fails me to-day.

"You are constantly talking of your weakness. I have just now asked you to answer me simply, 'yes,' or 'no?'—If any body would feel my pulse, he might judge of my weakness.

"Yet you have had just now sufficient strength to answer a great many questions in detail. You have not wanted strength for that?—(The accused makes no reply).

"Your silence answers for you that you are guilty?—You have come here with a conviction that I am guilty, and I cannot change it.

"You can change it if you give us any reason to believe the contrary; if you will give any explanation of appearances that are inexplicable upon any other



supposition than that of your guilt?—I do not believe I can change that conviction on your mind.

“Why do you believe that you cannot change that conviction?—(The accused, after a short silence, said that he had not strength to continue).”

“When you committed this frightful crime did you think of your children?—As to the crime, I have not committed it; as to my children, they are the subject of my constant thoughts.

“Do you venture to affirm that you have not committed this crime?—(The accused, putting his head between his hands, remained silent for some moments, and then said) I cannot answer such a question.”

For a parallel to such an examination as this in English records, we must go back to the worst State prosecutions, in the worst of times. Even in our commonest police proceedings, when the crime with which a prisoner is charged is of such a character as to draw after it, if proved, perhaps only short imprisonment, how continually do we see the prisoner cautioned by his law adviser to be silent, and how rarely do we find any questions put to him; how much more rarely do we find him pressed, squeezed, tortured as it were, by such a pertinacious and oppressive string of interrogatories as that which has been administered by the highest French court to a man charged with a crime so horrible, that, if he was innocent, the shock produced on his mind and nerves by the circumstances attending the deceased's murder, and the fixing of the accusation upon himself, might well put him in a state in which he would be most unfit to contend against questions founded on a rooted impression of his guilt, and crowded upon him with the manifest object of driving him to a confession.

Nothing would be more possible than that an innocent man, subjected to the pressure of such a torture, might, purposely, in order to escape from it, or involuntarily, from pre-occupation of mind, make admissions which would so entangle him, as to render it almost impossible that he should, by any subsequent defence, remove the impression of his guilt. We are not intending to say that this was the fact in the case of the Duke de Praslin. There is certainly not much room for doubting that he was justly charged with the murder of the Duchess, either as perpetrator or director of it; nevertheless, there are circumstances which do raise some doubt, whether his hands committed it, particularly the fact that there were no less than eleven wounds on the head of the deceased, four of which (as it is stated), from their shape and appearance, must have been inflicted with some sharp instrument. Now, it is not very consistent, with probability, that a strong man, armed with any sharp weapon, or even any *hard* weapon, should have to inflict eleven wounds on a woman's head, before he succeeded in killing her. Again, many of the circumstances which appear to have been thought strong against the Duke, are not, we submit, if carefully considered, of much weight. For instance, considerable importance appears to have been attributed to the existence of scratches and wounds on the Duke's person, and to his being found possessed of a piece of cord so peculiarly arranged as to be at least adapted if not intended for strangling a person. As to the first point, it will be recollected that the Duke is de-

scribed as having been found dressed immediately after the murder. Now, if he committed the murder, being dressed; there could hardly be scratches and lacerations as described, through his dress, upon his skin; and if he committed the murder, being dressed only in a night dress or in a dressing gown, it is singular that no traces of such dress, or of blood to any extent, trailed by it over the floor or furniture of the Duke's own room, should be found: according to the published evidence, none was found. The circumstance of the cord is not calculated to raise any suspicion at all, as connected with the actual murder. If it raises any suspicion, it would be that the Duke intended to strangle his wife, not that he meant to cut her to pieces. The presence of the pistol, the fact of there having been apparently a discharge of it, might be consistent with a defence by the Duke, of his wife, against another person.

We do not make these observations with the view of proving that the Duke de Praslin was innocent, but with the view of shewing that much of the circumstantial evidence apparently against him might, by possibility, be consistent with his innocence; that a man surrounded by such adverse circumstances might, by possibility, be so stunned and overwhelmed as to give himself up for lost; and might, therefore, be in a condition of mind to make the application of interrogatories such as those, which it seems French magistrates may and do administer to accused persons, an instrument not only of profound torture, but, possibly, of gross injustice.

Again, therefore, we say, we rejoice that, barbarian Saxons as we are, we are at least free from the judicial barbarism of applying to accused persons a species of torture, for which there is less excuse in the middle of the nineteenth century, than there was for racks and iron boots and thumbscrews in the middle ages.

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An Act to enable the Caledonian Railway Company to make an Extension of the Motherwell Branch of the Clydesdale Junction Railway to Auchinheath Mineral Field, with Branches therefrom.

CAP. xxiii.

An Act to enable the Caledonian Railway Company to make Branch Railways to Wilsontown, to Fauldhouse, and to Biggar and Broughton.

CAP. xxiv.

An Act to enable the Caledonian Railway Company to make Branches from the Clydesdale Junction Railway to the Douglas and Lesmahagow Mineral Fields, and to Strathavon.

CAP. xxv.

An Act to abolish, reduce, equalise, and consolidate the Rates and Duties leviable at the Harbour and Docks of Leith.

CAP. xxvi.

An Act for better supplying with Water the Inhabitants of the Town and Borough of Rochdale, and of several Townships and Places, all in the Parish of Rochdale in the County of Lancaster.

CAP. xxvii.

An Act for granting further Powers to the Bristol and Clifton Oil Gas Company.

CAP. xxviii.

An Act for better supplying with Gas and Water the Royal Burgh of Inverness, Suburbs, and Places adjacent.

CAP. xxix.

An Act for amending the Ryde Improvement Act.

CAP. xxx.

An Act for better assessing the Poor Rates, Highway Rates, County and Police Rates, and other Parochial and Local Rates, on small Tenements in the several Townships of Wolverhampton, Bilston, Willenhall, and Wednesfield, in the County of Stafford.

CAP. xxxi.

An Act to enable the Shipowners Towing Company to sue and be sued.

CAP. xxxii.

An Act to alter and amend an Act, intituled "An Act for providing in or near the Burgh of Cupar more extensive Accommodation for holding the Courts and Meetings of the Sheriff, Justices of the Peace, and Commissioners of Supply of the County of Fife; and for the Custody of the Records of the said County;" and to authorise the Commissioners acting under the Authority of that Act to provide a Court House at Dunfermline for the Accommodation of the Courts of the Sheriff and Justices of the Peace in the Western District of the said County.

CAP. xxxiii.

An Act for better assessing and collecting the Poor, Church, and Highway Rates within the Parish of Kingston-upon-Thames in the County of Surrey.

CAP. xxxiv.

An Act to enable the Scottish Union Insurance Company to purchase Annuities and invest Money on Securities in England and Ireland; and for other purposes relating thereto.

## CAP. xxxv.

An Act for incorporating the Scottish Equitable Life Assurance Society, for confirming the Rules and Regulations thereof, for enabling the said Society to sue and be sued, to take and to hold Property; and for other Purposes relating thereto.

## CAP. xxxvi.

An Act for regulating legal Proceedings by or against "Claridge's Patent Asphalt Company," and for granting certain Powers thereto.

## CAP. xxxvii.

An Act to enable the Mayor and Commonalty and Citizens of the City of London to raise a Sum of Money for paying off the Monies now charged on the Bridge House Estates by Authority of Parliament, and to raise further Monies upon the Credit of the said Estates, and of their own Estates and Revenues, for effecting Public Works and Improvements in and near the said City.

## CAP. xxxviii.

An Act for enabling the Metropolitan Sewage Manure Company to alter the Line of their Works; and for other Purposes.

## CAP. xxxix.

An Act to authorise the Purchase by the Aberdeen Railway Company of a Piece of Ground at the upper Part of the Inches and upper part of the Harbour of Aberdeen now vested in the Aberdeen Harbour Commissioners, and to enable such Commissioners to make certain Alterations and new Works connected with such Harbour.

## CAP. xl.

An Act for better lighting with Gas the Town of Runcorn, otherwise called Higher Runcorn and Lower Runcorn, and also certain Townships and Hamlets in the Vicinity.

## CAP. xli.

An Act for lighting with Gas the Town and Neighbourhood of Bingley, in the West Riding of the County of York.

## CAP. xlii.

An Act for rendering more efficient the Dublin Consumers Gas Company.

## CAP. xliiii.

An Act for extending the Powers of the Imperial Continental Gas Association.

## CAP. xliiv.

An Act to amend and extend the Provisions of an Act passed in the third Year of the Reign of King George the Fourth, intituled "An Act for incorporating the Warrington Gaslight Company."

## CAP. xlv.

An Act for removing the Market between King Street and Castle Street in the Town of Sheffield, and for providing a new Market Place in lieu thereof, and for regulating and maintaining the Markets and Fairs of the said Town.

## CAP. xlvi.

An Act for better and more effectually ascertaining, assessing, collecting, and levying the Poor Rate and all other Rates and Assessments in the Parish of Ewell in the County of Surrey; and for the better Management of the Business and Affairs of the said Parish; and for other Purposes relating thereto.

## CAP. xlvii.

An Act for repealing the Acts relating to the Roads leading from the Lower Market House in Tavistock to Old Town Gate in the Borough of Plymouth, and from Manadon Gate to the Old Pound near Devonport in the County of Devon, and making other Provisions in lieu thereof.

## CAP. xlviii.

An Act to enlarge and improve the Meal, Corn, and Grain Markets of the City of Edinburgh; and for other Purposes in relation thereto.

## CAP. xlix.

An Act for establishing a Market and Market Place in the Town and Borough of Wakefield.

## CAP. l.

An Act to repeal the Waterford Road Act.

## CAP. li.

An Act for the better Maintenance, Improvement, and Repair of the Glasgow and Shotts Turnpike Roads.

## CAP. lii.

An Act for the Amendment of the Port and Harbour Acts of Belfast, for making further Improvements and new Works there, and for the Amendment of the Belfast and Cavehill Railway, and Belfast Town Improvement Acts.

## CAP. liiii.

An Act for incorporating the Commercial Gaslight and Coke Company.

## CAP. liiv.

An Act for better supplying with Water the Town and Neighbourhood of Over Darwen in the County of Lancaster, and for affording a more regular and constant Supply of Water to the Mill Owners and others on the River Darwen.

## CAP. liv.

An Act to incorporate a Company by the Name of "The London Sewage Chemical Manure Company."

## CAP. lvi.

An Act for amending an Act passed in the fourth Year of the Reign of his late Majesty King William the Fourth, intituled An Act for granting certain Powers to the British American Land Company, and for granting farther Powers to the said Company.

## CAP. lvii.

An Act for making a Railway from Staines to join the London and South-western Railway near Farnborough, with a Branch to Chertsey.

## CAP. lviii.

An Act for making a Railway from Richmond to Windsor, with a Loop Line through Brentford and Hounslow.

## CAP. lix.

An Act to authorise an Extension of the Cork, Blackrock, and Passage Railway to Monkstown, and to amend the Act relating thereto.

## CAP. lx.

An Act to authorise certain Alterations of the Line of the Wilts, Somerset, and Weymouth Railway.

## CAP. lxi.

An Act to authorise certain Alterations of the Line of the Waterford, Wexford, and Wicklow Railway, and to amend the Act relating thereto.

## CAP. lxii.

An Act to enable the Liskeard and Caradon Railway Company to raise a further Sum of Money.

## CAP. lxiii.

An Act for making a Railway from the Town of Killarney in the County of Kerry to the Harbour of Valencia in the same County.

## CAP. lxiv.

An Act to empower the Norfolk Railway Company to make a Railway from the Lowestoft Railway near Reedham to join the Norwich Extension of the Ipswich and Bury Saint Edmunds Railway near Diss, with a Branch therefrom to Halesworth.

## CAP. lxv.

An Act to alter and amend several of the Powers and Provisions of the Act relating to the Dundalk and Eaniskillen Railway.

CAP. lxxvi.

An Act for rating to the Relief of the Poor and other Parochial and Local Rates the Owners of certain Property within the Parishes of King's Norton, Northfield, and Beoley in the County of Worcester, Edgbaston in the County of Warwick, and Harborne in the County of Stafford, in lieu of the occupiers thereof.

CAP. lxxvii.

An Act to repeal Two several Acts relating to the Liverpool Gas-light Company, and to substitute other Provisions in lieu thereof, and to enable the said Company to raise a further Sum of Money.

CAP. lxxviii.

An Act for reducing the Dues of the Harbour of the Borough and Town of Weymouth and Melcombe Regis in the County of Dorset, and consolidating the Trusts created by the Acts relating to such Harbour and the Bridge of the said Borough; and for other Purposes.

CAP. lxxix.

An Act to amend certain Acts for making and maintaining Roads and converting the Statute Labour in the Counties of Ross and Cromarty, and Part of Nairn locally situate in the County of Ross.

CAP. lxxx.

An Act to explain and amend the Laws of Sewers relating to the City and Liberty of Westminster, and Part of Middlesex.

CAP. lxxxi.

An Act for the more easy Recovery of Small Debts and Demands within the City of London and the Liberties thereof.

CAP. lxxxii.

An Act to authorise an Alteration in the Line of the Cornwall Railway, and to amend the Act relating thereto; and for other Purposes.

CAP. lxxxiii.

An Act to authorise the Right Honourable Francis Egerton Earl of Ellesmere to sell, and the London and North-western Railway Company to purchase, the Estate and Interest of the said Earl in the Manchester South Junction and Altrincham Railway.

CAP. lxxxiv.

An Act for enabling the Vale of Neath Railway Company to construct certain new Lines of Railway in connexion with the Vale of Neath Railway; and for other Purposes.

CAP. lxxxv.

An Act to enable the General Terminus and Glasgow Harbour Railway Company to make Branch Railways to the Caledonian and other adjoining Railways, and to amend the Act relating to such Railway.

CAP. lxxxvi.

An Act to authorise the Gloucester and Dean Forest Railway Company to construct a Dock or Basin at Gloucester in connexion with the said Railway.

CAP. lxxxvii.

An Act for the better supplying the Town of Dunfermline and Places adjacent thereto with Water.

CAP. lxxxviii.

An Act to enable the Ambergate, Nottingham, and Boston and Eastern Junction Railway Company to alter the Line of their Railway, and to construct a Branch Railway therefrom into the Town of Nottingham.

CAP. lxxxix.

An Act to enable the Llynvi Valley Railway Company to make an Extension of their Railway to Newcastle in the County of Glamorgan, and to amend the Act relating to the said Railway, to be called "The Llynvi Valley Railway Extension."

CAP. lxxx.

An Act to enable the Shrewsbury and Birmingham Railway Company to make Branch Railways to Madeley and Ironbridge; and for other Purposes.

CAP. lxxxii.

An Act to enable the Bristol and South Wales Junction Railway Company to improve and maintain the Aust or Old Passage Ferry across the River Severn.

CAP. lxxxiii.

An Act to enable the Caledonian Railway Company to make a Branch Railway from the Glasgow, Garnkirk, and Coatbridge Railway to Glasgow, and to enlarge the Station in that City.

CAP. lxxxiiii.

An Act to enable the Caledonian and Dumbartonshire Junction Railway Company to make certain Deviations and Branches.

CAP. lxxxiv.

An Act to repeal an Act of the second Year of his late Majesty King William the Fourth, intituled "An Act to enable the British Commercial Insurance Company to sue and be sued in the Name of one of the Directors or of the Secretary for the Time being of the Company," and to enable the said Company to sue and be sued in the Name of one of their Directors or of their Secretary for the Time being.

CAP. lxxxv.

An Act to alter and amend the Newry and Enniskillen Railway Act, 1845.

CAP. lxxxvi.

An Act for amending the Newport, Abergavenny, and Hereford Railway Act, 1846, and to authorise Deviations from the Line of the said Railway, and for making Branches and Extensions therefrom.

CAP. lxxxvii.

An Act for making a Railway from Herne Bay to a Junction with the Canterbury and Whitstable Railway, to be called "The Herne Bay and Canterbury Junction Railway."

CAP. lxxxviii.

An Act to enable the London and South-western Railway Company to widen and improve the London and South-western Railway from the Junction thereof with the Richmond Railway to the Terminus at Nine Elms, and to enable them to enlarge their intended Station at the York Road, Lambeth.

CAP. lxxxix.

An Act to enable the Dundee and Perth Railway Company to alter and extend their Line near to Perth, and to make Branches therefrom to Inchture, Polgavie, and Inchmichael.

CAP. xc.

An Act to enable the Glasgow, Barrhead, and Neilston Direct Railway Company to alter a Portion of their Line; and for other Purposes relating thereto.

CAP. xci.

An Act for making Branch Railways from the Great Western Railway and from Hammersmith to join the West London Railway, for widening a Portion of the West London Railway, and for extending the same, so as to join the London and South-western Railway, in the Parish of St. Mary, Lambeth, in the County of Surrey.

CAP. xcii.

An Act to authorise the Purchase by the Eastern Counties Railway Company of the Maldon, Witham, and Braintree Railway.

CAP. xciii.

An Act to enable the Great Southern and Western Railway Company to make a Railway from Portarlinton to Tullamore.

## CAP. xciv.

An Act to empower the Norfolk Railway Company to make a Railway from Wymondham to Diss.

## CAP. xcv.

An Act to authorise the Purchase of the Glasgow Southern Terminal Railway, by the Glasgow, Barrhead, and Neilston Direct Railway Company, and to amend the Acts relating to the said Company.

## CAP. xcvi.

An Act for making an Alteration in the Line of the Southampton and Dorchester Railway, and Branches therefrom to Lymington and Eling; and for other Purposes.

## CAP. xcvii.

An Act for making a Branch Railway from the Southampton and Dorchester Railway at Moreton, to Weymouth, and for other Purposes.

## CAP. xcviii.

An Act to authorise an Alteration in the Line of the Lowestoft Railway, and to amend the Act relating to the Lowestoft Railway and Harbour Company.

## CAP. xcix.

An Act to enable the Norfolk Railway Company to extend their Railway to the Town of Great Yarmouth; and for other Purposes.

## CAP. c.

An Act to enable the Dublin and Drogheda Railway Company to make a Railway from the Navan Branch of the Dublin and Belfast Junction Railway, in the County of Meath, to the Town of Kells, in the same County.

## CAP. ci.

An Act for making a Railway from Abercraze Farm, in the Parish of Ystradgunlais, in the County of Brecon, to Swansea, in the County of Glamorgan, with Branches, to be called "The Swansea Valley Railway.

## CAP. cii.

An Act to authorise a Deviation in the Line of the Manchester and Lincoln Union Railway.

## CAP. ciii.

An Act to enable the Manchester and Leeds Railway Company to make an Extension of the Holmfirth Branch of the Huddersfield and Sheffield Junction Railway.

## CAP. civ.

An Act to enable the South-eastern Railway Company to make a Railway to connect the London and Greenwich Railway and the North Kent Line of the South-eastern Railway with the Bricklayers Arms Branch Railway.

## CAP. cv.

An Act for making a Railway from the Liverpool and Bury Railway, near Liverpool, through Crosby, to the Town of Southport, to be called "The Liverpool, Crosby, and Southport Railway."

## CAP. cvi.

An Act for widening, altering, and improving the Dundee and Newtyle Railway.

## CAP. cvii.

An Act to empower the London and North-western Railway Company to make a Railway from the London and North-western Railway, near Bletchley, to Newport Pagnel, Olney, and Wellingborough.

## CAP. cviii.

An Act to consolidate and amend the Acts relating to the North Staffordshire Railway Company, and to authorise certain Alterations of, and the Formation of, certain Branches and additional Works in connexion with their Undertaking.

## CAP. cix.

An Act for making certain new Lines of Railway in connexion with the South Wales Railway, and certain Alterations in the Line of the said Railway; and for other Purposes.

## CAP. cx.

An Act to authorise the Construction of a Railway from Cannock, in the County of Stafford, to Uttoxeter, in the same County, to join the North Staffordshire Railway Potteries Line by a Company to be called "The Derbyshire, Staffordshire, and Worcestershire Junction Railway Company."

## CAP. cxl.

An Act to authorise the Sale to the Dublin and Drogheda Railway Company of the Navan Branch of the Dublin and Belfast Junction Railway, and to enable the Dublin and Drogheda, the Dublin and Belfast Junction Railway Company, with a Branch from Drogheda to Navan, the Ulster, and the Dundalk and Enniskillen Railway Companies, or any of them, to amalgamate with one another.

## CAP. cxli.

An Act to empower the Boston, Stamford, and Birmingham Railway Company to make a Railway from the System and Peterborough Railway, at or near Peterborough, to the Stamford and Wisbech Line of the Boston, Stamford, and Birmingham Railway, in the Parish of Thorney and Isle of Ely.

## CAP. cxlii.

An Act to authorise the East Lincolnshire Railway Company to purchase an existing Lease of the Louth Navigation.

## CAP. cxiv.

An Act to empower the London and North-western Railway Company to admit certain Parties as Shareholders in their Undertaking for making a Railway from Coventry to Nuneaton, in the County of Warwick; and for other Purposes.

## CAP. cxv.

An Act to enable the London and South-western Railway Company to make Railways from Andover, to join their Salisbury Branch Railway at Michaelmarsh, and from the same Branch at Romsey to join the Southampton and Dorchester Railway at Redbridge, all in the County of Southampton, to be called "The Andover and Southampton Junction Railway."

## CAP. cxvi.

An Act for enabling the Manchester, Sheffield, and Lincolnshire Railway Company to make a Railway at Bugsworth, and for amending the Acts relating thereto.

## CAP. cxvii.

An Act for the Enlargement of the Wearmouth Dock, and the Construction of new Works in connexion therewith; and for other Purposes relating thereto.

## CAP. cxviii.

An Act to empower the London and North-western Railway Company to make a Branch Railway from the London and North-western Railway, near Atherstone, to the Midland Railway, at Whitacre, in the County of Warwick.

## CAP. cxix.

An Act to enable the Glasgow, Kilmarnock, and Ardrossan Railway Company to make certain Branch Railways, and to make certain Deviations from the Line and Levels of the said Railway; and to amend the Act relating to the said Railway.

## CAP. cxx.

An Act to authorise a certain Alteration in the Line of the Birmingham, Wolverhampton, and Stour Valley Railway, and to amend the Act relating thereto; and for other Purposes.

## CAP. cxxi.

An Act to authorise a Lease of the Undertaking of the Shropshire Union Railways and Canal Company to the London and North-western Railway Company.

## CAP. cxxii.

An Act to enable the Midland Railway Company to alter the Line of the Leicester and Swannington Railway, and to make certain Branches therefrom; and for other Purposes.

## CAP. cxxiii.

An Act for constructing and maintaining Docks and other Works at or near the South Side of the Town of Swansea, in the Town and Franchise of Swansea, in the County of Glamorgan.

## CAP. cxxiv.

An Act for lighting with Gas the Town of Croydon and its Vicinity, in the County of Surrey.

## CAP. cxxv.

An Act to amend the East Lincolnshire Railway Act, 1846, and to authorise the Construction of a Branch Railway to join the Great Grimsby and Sheffield Junction Railway, near Grimsby.

## CAP. cxxvi.

An Act to construct Waterworks for supplying with Water the Town of Falmouth and certain Parishes adjacent thereto, in the County of Cornwall.

## CAP. cxxvii.

An Act for improving and maintaining the Harbour of Macduff, in the County of Banff.

## CAP. cxxviii.

An Act to repeal the Acts relating to Workworth Harbour, in the County of Northumberland, and to make other Provisions in lieu thereof.

## CAP. cxxix.

An Act for extending and enlarging the Provisions of the Act for regulating Buildings and Party Walls within the City and County of Bristol, and for forming certain Streets, and for widening other Streets within the same.

## CAP. cxxx.

An Act to enable the Midland Great Western Railway of Ireland Company to make certain Deviations in the authorised Line of the said Railway; and to amend the Acts relating thereto.

## CAP. cxxxi.

An Act to amend and enlarge the Powers and Provisions of the Westminster Improvement Act, 1848, and to authorise the Application of certain Rates in aid of the Improvements.

## CAP. cxxxii.

An Act to empower the London and North-western Railway Company to make a Railway from the London and North-western Railway, near Watford, to St. Albans, Luton, and Dunstable.

## CAP. cxxxiii.

An Act to authorise the Consolidation into one Undertaking of the York and Newcastle, and the Newcastle and Berwick Railways.

## CAP. cxxxiv.

An Act for enabling the York and Newcastle Railway Company to make certain Branch Railways in the Counties of Durham and York; and for other Purposes.

## CAP. cxxxv.

An Act to enable the Midland Railway Company to make a Railway from near Leicester, via Bedford, to Hitchin and to Northampton and Huntingdon, with Branches; to enlarge the Leicester Station of the Midland Railway; and for other Purposes.

## CAP. cxxxvi.

An Act to empower the North British Railway Company to extend the Haddington Branch of the North British Railway: to make certain Alterations in the Hawick and Kelso Branches of the same Railway; and for other Purposes.

## CAP. cxxxvii.

An Act to amend the Acts relating to the Ipswich and Bury St. Edmunds Railway Company, and to enable the Company to construct a Railway from the Ipswich and Bury St. Edmunds Railway, near Ipswich, to Woodbridge.

## CAP. cxxxviii.

An Act to enable the Manchester, Sheffield, and Lincolnshire Railway Company to make a Branch Railway from the Market Rasen and Lincoln Line of their Railway in the Parish of Stainton-by-Langworth to the Town of Wragby in the County of Lincoln.

## CAP. cxxxix.

An Act for enabling the London and North-western Railway Company to make a Railway from Birmingham to Lichfield, and for amending the former Acts relating to the said Company.

## CAP. cxl.

An Act for enabling the York and North Midland Railway Company to extend the Line of their Harrogate Branch Railway, and make a Station at Harrogate.

## CAP. cxli.

An Act for enabling the York and North Midland Railway Company to make a Railway from their Line at Burton Salmon to Knottingley, with a Branch therefrom, and for other Purposes.

## CAP. cxlii.

An Act to enable the Aberdeen Railway Company in part to alter their Branch Railway to Brechin.

## CAP. cxliii.

An Act to enable the Great Northern Railway Company to alter the Line of their Railway near Doncaster.

## CAP. cxliv.

An Act to authorise the Shrewsbury and Chester Railway Company to make certain Branches, and to provide Station Room and other Conveniences in the City of Chester, and to raise additional Capital for these Purposes; and for amending the former Acts relating to the said Company.

## CAP. cxlv.

An Act for enabling the London and South-western Railway Company to make Extensions of the Guildford Extension and Portsmouth and Fareham Railway, near Portsmouth, and a Deviation in the authorised Line thereof near Godalming.

## CAP. cxlvi.

An Act to enable the Great Northern Railway Company to make certain Alterations in the Line of their Railway as already authorised between Grantham and York.

## CAP. cxlvii.

An Act to authorise an Extension of and the Construction of a Station in Connexion with the Chester and Holyhead Railway at Chester, and for other Purposes.

## CAP. cxlviii.

An Act to enable the Great Northern Railway Company to take a Lease of or to purchase the East Lincolnshire Railway, and the Boston, Stamford, and Birmingham Railway.

## CAP. cxlix.

An Act for enabling the Birmingham, Wolverhampton, and Dudley Railway Company to purchase Lands for additional Station Room at Birmingham, and for authorising the Sale of the Undertaking of the said Company to the Great Western Railway Company.

## CAP. cl.

An Act to enable the Midland Railway Company to enlarge their Stations at Maccabrough and Normanton respectively, and to construct additional Sidings or Branch Railways.

(To be continued):



## London Gazettes.

TUESDAY, SEPTEMBER 7.

## INSOLVENT.

JOSEPH DEER, Bryanstone-street, Edgware-road, Middlesex, wheelwright.

## BANKRUPTS.

WILLIAM THOMAS, Catherine-street, Strand, Middlesex, publisher, advertisement agent, dealer and chapman, Sept. 17 at half-past 11, and Oct. 22 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Shield & Harwood, Queen-street, Cheapside.—Fiat dated Aug. 31.

JAMES TAYLOR, Pickett-place, Strand, and 334, Strand, Middlesex, printer, Sept. 21 at half-past 11, and Oct. 23 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Hodgson & Co., Lincoln's-inn-fields.—Fiat dated Aug. 27.

EDWARD JACOBSON, Great Saint Helen's, London, merchant, (trading under the firm of Jacobson, Brothers), Sept. 15 at half-past 10, and Oct. 13 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Hill & Matthews, Bury-court, St. Mary-axe.—Fiat dated Aug. 27.

CHARLES BONE, Millbank-street, Westminster, Middlesex, licensed victualler, dealer and chapman, Sept. 15 at 11, and Oct. 9 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Lawrance & Plews, Old Jewry-chambers, City.—Fiat dated Sept. 3.

JOHN HAMMOND, Bognor, Sussex, ironmonger, Sept. 18 at 12, and Oct. 20 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Taylor, Pavement, Finsbury.—Fiat dated Aug. 31.

BARNABAS MAYHEW and FREDERICK SMEE, Phoenix Brewery, Bromley New Town, Bow-common, Middlesex, brewers, Sept. 15 at 11, and Oct. 9 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Lawrance & Plews, Old Jewry-chambers, City.—Fiat dated Aug. 27.

EDWARD BURKITT, Lynn, Norfolk, corn merchant, Sept. 21 at half-past 11, and Oct. 25 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Read, Mildenhall, Suffolk; Jones & Co., 1, John-street, Bedford-row.—Fiat dated Aug. 4.

JOHN MILLER, Liverpool, saddler, Sept. 17 and Oct. 12 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Tyrer, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Aug. 31.

GEORGE BOLTON, Liverpool, stock and share broker, dealer and chapman, Sept. 17 and Oct. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Hornor, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Aug. 31.

HENRY WOODS, Liverpool, victualler and cooper, dealer and chapman, Sept. 17 and Oct. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated Sept. 3.

HENRY COLE, Liverpool, hat manufacturer, dealer and chapman, Sept. 17 and Oct. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Aug. 31.

JOHN SHAKESHAF, Tranmere, Cheshire, licensed victualler and builder, Sept. 17 and Oct. 15 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Canenove; Sols. Hillier, Birkenhead, Cheshire; Frampton, Gray's-inn, London.—Fiat dated Aug. 28.

HENRY DOCKER LUCKMAN, Halme, Manchester, lace-man, hosier, and glover, dealer and chapman, Sept. 17 and Oct. 8 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Ackers, Manchester; Lever, 10, King's-road, Bedford-row, London.—Fiat dated Aug. 28.

CHARLES GWATKIN HILL, Preston, and Blackpool, Lancashire, artist, teacher of drawing, picture dealer, and lodging-house keeper, dealer and chapman, Sept. 17 and Oct. 8 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester, Walker, Preston; Gregory & Co., 1, Bedford-row, London.—Fiat dated Aug. 31.

RICHARD CHANTLER, Pendleton, Eccles, Lancashire, joiner and builder, Sept. 21 and Oct. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atherton, Manchester; Bower & Son, 46, Chancery-lane, London.—Fiat dated Aug. 30.

THOMAS BURLEY the elder, Wolverhampton, Staffordshire, grocer, tea dealer, dealer and chapman, Sept. 14 and Oct. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Bloxham, Birmingham; Burton, Powis-place, Queen's-place, Bloomsbury, London.—Fiat dated Aug. 28.

JOHN JONES, Ledbury, Herefordshire, brewer and corn merchant, Sept. 21 at 11, and Oct. 16 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Gregg, Ledbury; Motteram & Knowles, Birmingham.—Fiat dated Aug. 27.

JOHN PATEY BALDY, Deyonport, Devonshire, apothecary, dealer and chapman, Sept. 23 at 1, and Oct. 19 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Laidman, Exeter; Clowes & Co., 10, King's Bench-walk, Temple, London.—Fiat dated Aug. 31.

JAMES PAVEY the elder, Hotwells, Clifton, Bristol, mason, Sept. 23 and Oct. 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Callender, Bristol; Wiglesworth & Co., Gray's-inn-square, London.—Fiat dated Sept. 4.

WILLIAM GWYNN, Dursley, Gloucestershire, druggist and tea dealer, dealer and chapman, Sept. 20 at half-past 12, and Oct. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Biahop & Wells, Dursley.—Fiat dated Sept. 3.

JAMES DAWES, Gloucester, tailor, dealer and chapman, Sept. 21 and Oct. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Smalridge, Gloucester.—Fiat dated Aug. 31.

WILLIAM BUCKLAND, Chippenham, Wiltshire, inn-keeper, carpenter, dealer and chapman, Sept. 21 and Oct. 19 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Slack, Bath; Bridges, Bristol.—Fiat dated Aug. 28.

HENRY WILLIAM MORETON, Newport, Monmouthshire, ship and insurance broker, and general commission-agent, (carrying on the said business at Newport, under the style or firm of H. W. Moreton & Co.), Sept. 21 and Oct. 19 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Callender, Bristol; Wiglesworth & Co., 5, Gray's-inn-square, London.—Fiat dated Aug. 31.

RICHARD HENRY COWELL, Leeds, Yorkshire, paper merchant, Sept. 18 and Oct. 9 at 1, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sanderson, Leeds; Rushworths, Staple-inn, London.—Fiat dated Aug. 31.

JOHN FAWCETT, Richmond, Yorkshire, linen and woollen draper, watch maker, dealer and chapman, Sept. 18 and Oct. 9 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Barr & Co., Leeds; Simpson, Richmond; Fiddey, Temple, London.—Fiat dated Aug. 28.

## MEETINGS.

*Robert Kippas*, Colne, Lancashire, cotton spinner, Sept. 17 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Inall*, Shipston-on-Stour, Worcestershire, auctioneer, Sept. 28 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Thos. Hen. May*, Little Britain, London, baker, Sept. 28 at 2, Court of Bankruptcy, London, aud. ac.—*John Laybourne*, Manchester, printer, Oct. 1 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Wm. Teack*, Winton, Durham, grocer, Sept. 28 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Sept. 30 at 12, div.—*John Wilkinson*, Stockton-upon-Tees, Durham, wharfinger, Sept. 28 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Sept. 30 at 1, div.—*John Welsh*, Carlisle, Cumberland, tailor, Sept. 28 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Sept. 30 at 11, div.—*John Corbett*, Nottinghamshire, wool dealer, Oct. 1 at 10, District Court of Bankruptcy, Sheffield, aud. ac.; Oct. 8 at 10, div.—*William Lowe*, Bristol, ivory turner, Sept. 30 at 11, District Court of Bankruptcy, Bristol, div.—*Michael Mc Ardle*, Liverpool, grocer, Oct. 1 at 11, District Court of Bankruptcy, Liver-

pool, div.—*John Kinder*, Birkenhead, Cheshire, painter, Oct. 1 at 11, District Court of Bankruptcy, Liverpool, div.—*Edmondson Coobas*, Liverpool, common brewer, Oct. 1 at 12, District Court of Bankruptcy, Liverpool, div.—*Robert Ballantyne*, Liverpool, merchant, Sept. 29 at 11, District Court of Bankruptcy, Liverpool, div.—*Thos. Snaith and Geo. Snaith*, Bishop Auckland, Durham, ironmongers, Sept. 28 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div. sep. est. of *George Snaith*.—*George Strawbridge*, Bristol, builder, Sept. 28 at 11, District Court of Bankruptcy, Bristol, div.—*John Laybourns*, Manchester, printer, Oct. 8 at 12, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Ferguson Macgusken*, Leadenhall-street, London, merchant, Sept. 30 at half-past 2, Court of Bankruptcy, London.—*Wm. Pearce*, Southborough, Kent, dealer and chapman, Sept. 28 at 2, Court of Bankruptcy, London.—*T. Henry May*, Little Britain, London, baker, Sept. 28 at 2, Court of Bankruptcy, London.—*Harris Watson*, Wilson-st., Finsbury, Middlesex, stove grate manufacturer, Sept. 28 at 11, Court of Bankruptcy, London.—*Joshua Cowell*, High-street, Peckham, Surrey, boot dealer, Oct. 1 at 1, Court of Bankruptcy, London.—*W. Hands*, Whitmore-road, Hoxton, Middlesex, baker, Sept. 28 at half-past 2, Court of Bankruptcy, London.—*John Hay*, Bath, Somersetshire, surgeon dentist, Sept. 30 at 11, District Court of Bankruptcy, Bristol.—*J. Burton*, Taunton, Somersetshire, coach proprietor, Oct. 6 at 11, District Court of Bankruptcy, Exeter.—*Richard Rich*, Bodmin, Cornwall, carrier, Oct. 5 at 11, District Court of Bankruptcy, Exeter.—*Wm. Clayton*, Langcliffe, Yorkshire, *Wm. Clayton*, Lostock, Walton-le-Dale, and *William Wilson*, Preston, Lancashire, bankers, Sept. 30 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Sept. 28.

*Wm. Kay*, *Wm. Mortimer*, and *Edward Fletcher*, Bury, Lancashire, brass and iron founders.—*Henry Cole*, Birkenhead, Cheshire, builder.—*Rob. Weir*, Harley-st., Cavendish-square, Middlesex, bookseller.—*John Christopher Addison*, Margaret-st., Cavendish-sq., Middlesex, grocer.—*John Thos. Cremer*, St. Mary-axe, London, merchant.—*R. Cox*, Chalford, Gloucestershire, stone mason.

## SCOTCH SEQUESTRATIONS.

*Thomas & John Phillips*, Glasgow, merchants.—*John Murphy*, Glasgow, agent.—*James Macclane*, deceased, Edinburgh, travelling merchant.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. Waghorne*, Market-hill, Shadwell, Middlesex, carpenter, Sept. 22 at 11, Court of Bankruptcy, London.—*Peter Harman Spilling*, Bungay, Suffolk, tailor, Sept. 15 at 10, Court of Bankruptcy, London.—*Joseph Darvell*, Cheam, Bucks, baker, Sept. 14 at 10, Court of Bankruptcy, London.—*J. Dore*, Carendon-sq., Somers'-town, piano forte maker, Sept. 14 at 10, Court of Bankruptcy, London.—*R. Young*, Church-street, Bethnal-green, Middlesex, undertaker, Sept. 14 at 10, Court of Bankruptcy, London.—*A. Eldret*, Gravesend, Kent, coffee-house keeper, Sept. 14 at 10, Court of Bankruptcy, London.—*J. Dillingham*, Flitwich, Bedfordshire, wheelwright, Sept. 15 at 10, Court of Bankruptcy, London.—*J. Finlison*, Liverpool, chymist, Oct. 1 at 12, District Court of Bankruptcy, Liverpool.—*Alice Williams*, Bangor, Carnarvonshire, publican, Sept. 15 at 11, District Court of Bankruptcy, Liverpool.—*John Racker Webb*, Hulme, Manchester, tobacconist, Sept. 15 at 12, District Court of Bankruptcy, Manchester.—*Wm. Barton*, Fendleton, near Manchester, Lancashire, engraver, Sept. 16 at 12, District Court of Bankruptcy, Manchester.—*Wm. Short*, Ivy-bridge, Devonshire, millwright, Sept. 22 at 11, District Court of Bankruptcy, Exeter.—*Charles Keates*, Hanley, Stoke-upon-Trent, Staffordshire, butcher, Sept. 16 at 12, District Court of Bankruptcy, Birmingham.—*Charles Watkins*, Chipping Sodbury, Gloucestershire, baker, Sept. 21 at 11, District Court of Bankruptcy, Bristol.—*Edw. Hyatt*, Bristol, fishmonger, Sept. 21 at 11, District Court of Bank-

ruptcy, Bristol.—*Thos. Greator*, Birmingham, shoe manufacturer, Sept. 18 at 12, District Court of Bankruptcy, Birmingham.—*Henry Rodman*, Frampton Cotterell, Gloucestershire, baker, Sept. 23 at 11, District Court of Bankruptcy, Bristol.—*Wm. Wright*, Alfreton, Derbyshire, dealer in tea, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Ferrands*, Nottingham, butcher, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Butler*, Ratcliffe-upon-Trent, Nottinghamshire, dealer in tea and tobacco, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*Jos. F. Smith*, Crich, Derbyshire, frame smith, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*John Dierden*, Dudley, Worcestershire, out of business, Sept. 23 at 11, District Court of Bankruptcy, Birmingham.—*William R. Jones*, Deritend, Birmingham, chaser, Sept. 23 at half-past 11, District Court of Bankruptcy, Birmingham.—*James G. Pipe*, Armitage, Staffordshire, out of business, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*William Ruscoe*, Crewe, Cheshire, broker, Sept. 14 at 12, District Court of Bankruptcy, Liverpool.—*Arthur Greves*, Warwick, furniture broker, Sept. 15 at 11, District Court of Bankruptcy, Liverpool.—*Daniel Kitchen*, New Lenton, Nottinghamshire, lace maker, Sept. 10 at 10, District Court of Bankruptcy, Sheffield.

## Saturday, Sept. 4.

The following Assignee has been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Chas. Hen. Payne*, Albany-st., Middlesex, barrister at law, No. 59, 126 T.; James Spooner, assignee.

## Saturday, Sept. 4.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Geo. R. Cowell*, King-st., Snow-hill, London, baker: in the Debtors Prison for London and Middlesex.—*W. Parsons*, Pearson-street, Kingland-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Hen. Corsten*, Alfred-street, Maiden-lane, Battle-bridge, Middlesex, florist: in the Debtors Prison for London and Middlesex.—*Wm. P. M. Croft*, Windmill-st., Haymarket, Middlesex, licensed victualler: in the Queen's Prison.—*Caleb Pizzie*, Windsor-terrace, City-road, Middlesex, commission agent: in the Queen's Prison.—*Francis Wm. C. Browne*, Thomas-terrace, Bancroft-place, Mile-end-road, Middlesex, dealer in newspapers: in the Debtors Prison for London and Middlesex.—*Benj. M. Ryder*, Kingston-upon-Hull, licensed victualler: in the Gaol of Kingston-upon-Hull.—*Patrick Murphy*, Liverpool, horse dealer: in the Gaol of Lancaster.—*Anthony Boulton*, Stanley-end, King's Stanley, Gloucestershire, cattle salesman: in the Gaol of Gloucester.—*Jonathan Jackson*, Gillmoor, Kirbymoorside, Yorkshire, small farmer: in York Castle.—*Thomas Jones*, Fleetwood, Lancashire, licensed victualler: in Lancaster Castle.—*Abraham Burnell*, Bidale and Askew, near Bidale, Yorkshire, schoolmaster: in York Castle.

The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Tuesday, Sept. 21, at 9.

*John Ryan*, Colosseum Hotel, Portland-road, Regent's-park, Middlesex, chemist.—*Christ. Robinson*, Merton, Wimbledon, Surrey, enameller.—*John Thomas Armstrong*, Great Tower-st., London, oilman.—*Edw. Poland*, Oxford-street, Middlesex, shopman to a furrier.—*Rich. Rowe*, Liquepond-street, Gray's-inn-lane, Middlesex, carpenter.—*Thos. Cooke*, Little Union-st., Moor-lane, London, not following any business.—*Wm. H. Colt*, High-st., Shoreditch, Middlesex, coffee-shop keeper.—*Christian H. Schafer*, Union-terrace, Notting-hill, Kensington, Middlesex, baker.—*Jas. Goodey*, Bedford-street, Bedford-square, London Hospital, Whitechapel, Middlesex, wheelwright.—*Alex. Oppenheim*, Upper Stamford-st., Waterloo-road, Surrey, commission agent.

Sept. 22, at the same hour and place.

*Jos. Arnell*, Old-town, Middlesex, butcher.—*Thos. Major*, Meadow-place, South Lambeth, Surrey, attorney at law.—*Waldron Kelly*, Cannon-st., London, inspector of City Police.—*Charles Fearley* the elder, Brunswick-street, Southwark, Surrey, accountant.—*George Hall*, Stafford-street, Peckham, Surrey, grocer.—*Jas. Hale*, High Holborn, Middlesex, bedding manufacturer.—*Geo. Hogarth*, Albany-street, Regent's-

park, Middlesex, reporter.—*Th. Lowe*, Old-road, Limehouse, Middlesex, baker.—*Edw. Jones*, Paul-st., Finsbury, Middlesex, dyer.—*Jas. Ingram*, Brunswick-st., Hackney-road, Middlesex, baker.

Sept. 23, at the same hour and place.

*Benj. Cockle*, Greenwich, Kent, sawyer.—*Jas. Flockhart*, Dalston-place, Dalston, Middlesex, merchant.—*R. Rowed*, Leadenhall-st., London, shipping agent.—*William Tibury*, Great Titchfield-st., Marylebone, Middlesex, brass manufacturer.—*Edward Mrians*, Fish-street-hill, London, licensed victualler.—*John Sheldon*, Albert-street, Dog-row, Bethnal-green, Middlesex, pork butcher.—*Alex. Ingram*, Hoxton, Middlesex, baker.—*Edw. C. Pullblank*, Castle-sq., Brighton, Sussex, and Edwardes-sq., Kensington, Middlesex, lessee of the Theatre Royal, Brighton, comedian, and lieutenant in her Majesty's royal marines.—*Wm. H. Nicholls*, Curtain-road, Shoreditch, Middlesex, gas fitter.—*Wm. Reeves*, Britannia-street, City-road, Middlesex, bricklayer.

FRIDAY, SEPT. 10.

BANKRUPTS.

**GEORGE PEACEY and SAMUEL MOTTLEY BARTLETT**, Aldermanbury, London, warehouseman, traders, dealers and chapmen, (trading under the name, style, or firm of Peacey, Bartlett, & Company), Sept. 21 at 11, and Oct. 21 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Sept. 2.

**GEORGE GAGE COLDREY**, Lawrence-lane, London, merchant, dealer and chapman, Sept. 18 at half-past 2, and Oct. 20 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Ashurst & Son, 157, Cheapside, London.—Fiat dated Aug. 31.

**THOMAS WELLS**, Sudbury, Suffolk, confectioner, Sept. 18 at half-past 11, and Oct. 20 at half-past 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Gooday, Sudbury, Suffolk; Chilton & Co., Chancery-lane.—Fiat dated Aug. 31.

**ALEXANDER TURNEY**, Addington-square, Camberwell, Surrey, brewer, Sept. 21 at 1, and Oct. 21 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Archer, Gracechurch-street, London.—Fiat dated Sept. 8.

**SAMUEL HANDLEY**, Manor-ter., Shepherd's-lane, Lambeth, builder and dealer in building materials, Sept. 21 and Oct. 21 at 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Turnley, Walbrook-house, Walbrook.—Fiat dated Sept. 8.

**ALFRED RULE**, Leadenhall-street, London, ship and insurance broker, dealer and chapman, (trading under the firm of E. & A. Rule), Sept. 21 and Oct. 21 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Gregson & Kewell, Angel-court, Throgmorton-street.—Fiat dated Sept. 4.

**WILLIAM COX**, Weymouth, Dorsetshire, lath maker and shopkeeper, Sept. 23 at 1, and Oct. 19 at 11, District Court of Bankruptcy, Exeter; Off. Ass. Hermann; Sols. Mansfield & Andrews, Dorchester; Stogden, Exeter.—Fiat dated Aug. 31.

**JOSEPH COOPER PLAYER**, Dursley, Gloucestershire, draper, dealer and chapman, Sept. 20 and Oct. 19 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Bishop & Wells, Dursley; W. & C. Bevan, Bristol.—Fiat dated Aug. 31.

**JAMES SPERRING**, Chippenham, Wiltshire, innkeeper, carpenter, dealer and chapman, Sept. 24 and Oct. 22 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Slack, Bath; Bridges, Bristol.—Fiat dated Sept. 4.

**WILLIAM DEWHIRST**, Huddersfield, Yorkshire, printer and stationer, dealer and chapman, Sept. 25 and Oct. 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfield; Sols. Bond & Berwick, Leeds; Williamson & Co., Gt. James-street, London.—Fiat dated Sept. 4.

**JOHN PICKARD**, Midgeley, Thornhill, Yorkshire, farmer and corn dealer, dealer and chapman, Sept. 23 and Oct. 21 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Scholes, Dewsbury; Harle & Clarke, Leeds; Broadribb, Child's-place, Temple-bar, London.—Fiat dated July 18.

**THOMAS BUSHELL and GEORGE BUSHELL**, Bristol, masons and stone cutters, Sept. 24 and Oct. 22 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Sabine, Bristol.—Fiat dated Aug. 28.

**WILLIAM WAYTE**, Basford, Nottinghamshire, iron and brass founder, dealer and chapman, Sept. 24 and Oct. 3 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Buttery & Son, Nottingham; Wolston, Furnival's-inn, London.—Fiat dated Aug. 31.

**WILLIAM HENDERSON**, Wolverhampton, Staffordshire, tin plate manufacturer, Sept. 18 and Oct. 16 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Clark & Sparrow, Wolverhampton; Mottram & Knowles, Birmingham; Capes & Stewart, Gray's-inn, London.—Fiat dated Aug. 25.

**GEORGE WHITEHEAD, JOHN SETTLE, JOHN SMITH, JOHN HYDE, WILLIAM KELSALL, JAMES HOLDEN, THOMAS BARLOW, DUNCAN CRIGHTON, JOHN JONES, THOMAS MALINSON, WILLIAM FOSTER, DAVID CRIGHTON, JAMES ASHWORTH, WILLIAM HOPWOOD, JOHN MURGATROYD, and JAMES BROWN**, all of Pendleton, near Manchester, (severally members of the Manchester Industrial Society, and lately carrying on the business of cotton spinners and manufacturers of power loom cloth, in copartnership together at Hill's Cloth Mill, in Pendleton aforesaid, heretofore under the style or firm of James Brown & Company, and subsequently under the style or firm of Crighton, Holden, & Company), Sept. 20 and Oct. 11 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Aug. 26.

CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thomas Priestley*, Bedford, grocer, Oct. 1 at half-past 11, Court of Bankruptcy, London.—*William Davies*, Liverpool, blacksmith, Oct. 1 at 11, District Court of Bankruptcy, Liverpool.—*George Hewood*, Leeds, Yorkshire, carver, Oct. 5 at 11, District Court of Bankruptcy, Leeds.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 1.

*Thomas Lambert Powell*, Romsey, Hampshire, cabinet maker.—*Edwin Hills*, St. Mary's-road, Peckham, Surrey, charcoal burner.—*Wm. Wild and Robert Wild*, Gigg in Heap, Lancashire, bleachers.—*Joseph Hall*, Carlisle, Cumberland, victualler.—*Josiah George Jones*, Bridgewater, Somersetshire, dealer in musical instruments.—*James Hughes*, Liverpool, joiner.—*Francis Stamp*, Kingston-upon-Hull, stock broker.—*Wm. Bankers*, Stockwell-park-road, Surrey, builder.—*Thomas Asant*, Dawlish, Devonshire, upholsterer.—*Lewis Legden*, Barnet, Hertfordshire, coach builder.

PARTNERSHIP DISSOLVED.

*James Quilter and John Taylor*, Gray's-inn-square, Middlesex, attorneys and solicitors.

SCOTCH SEQUESTRATIONS.

*Cowan, Bellis, & Co.*, Glasgow, manufacturers.—*James Rankin*, Glasgow, baker.—*James Patterson*, Kilmuir, manufacturer.—*David Gardner*, Glasgow, baker.—*M. Taylor*, Edinburgh, commission agent.—*Matthew Perren*, Glasgow, merchant.

INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*William Ord*, Warwick-street, Pimlico, Middlesex, doctor of medicine, Oct. 6 at half-past 12, Court of Bankruptcy, London.—*Evan Jenkins*, Vine-court, Lamb-street, Spitalfields, Middlesex, milkman, Oct. 6 at 12, Court of Bankruptcy, London.—*Michael Durrant*, Hickling, Norfolk, butcher, Oct. 6 at half-past 12, Court of Bankruptcy, London.—*F. N. Oetler*, Newport Pagnell, Buckinghamshire, plumber, Oct. 5 at 11, Court of Bankruptcy, London.—*Wm. F. Cweek*, Iwerne Courtney, Dorsetshire, out of business, Oct. 6 at 12, Court of Bankruptcy, London.—*John Lawrence*, Leigh-st., Burton-creecent, Middlesex, cheesemonger, Oct. 5 at half-past 12, Court of Bankruptcy, London.—*Thomas Drew* the younger, Portsea, Southampton, butcher, Oct. 5 at half-past

11, Court of Bankruptcy, London.—*James Robinson*, Maidstone, Kent, shoemaker, Sept. 29 at half-past 11, Court of Bankruptcy, London.—*Joseph Magens*, Henry-street, Kennington-lane, Lambeth, Surrey, baker, Oct. 6 at half-past 12, Court of Bankruptcy, London.—*Thomas Waller*, Goodman's-stile, Church-lane, Whitechapel, Middlesex, brass manufacturer, Sept. 29 at 11, Court of Bankruptcy, London.—*James Heywood*, Crossland-moor, near Huddersfield, Yorkshire, woolsorter, Sept. 21 at 11, District Court of Bankruptcy, Leeds.—*James Schofield*, Cleekeaton, Yorkshire, cloth manufacturer, Sept. 21 at 11, District Court of Bankruptcy, Leeds.—*Thomas Greenwood*, Mills-hall, Sutton, Kildwick, Yorkshire, blacksmith, Sept. 21 at 11, District Court of Bankruptcy, Leeds.—*Aaron Buckler*, Holsworthly, Devonshire, watchmaker, Sept. 21 at 11, District Court of Bankruptcy, Exeter.—*Hiram Cohen*, Exeter, clothier, Sept. 21 at 11, District Court of Bankruptcy, Exeter.—*Thomas Turk*, Pill-gwenty, Newport, Monmouthshire, general outfitter, Sept. 17 at 11, District Court of Bankruptcy, Bristol.—*Christopher Addison*, Tamworth, Staffordshire, news agent, Sept. 21 at 12, District Court of Bankruptcy, Birmingham.—*John E. H. Greves*, Stratford-upon-Avon, Warwickshire, attorney at law, Sept. 16 at 12, District Court of Bankruptcy, Birmingham.—*Charles Sherlocks*, Manchester, warehouseman, Sept. 17 at 12, District Court of Bankruptcy, Manchester.—*John Hughes*, Frowhanglog, Llandinidlan, Carnarvonshire, miller, Oct. 6 at 11, District Court of Bankruptcy, Liverpool.—*Henry Holmes Perry*, Everton, near Liverpool, attorney's clerk, Sept. 14 at 11, District Court of Bankruptcy, Liverpool.—*Charles Williams*, Wharton-street, Lloyd's-square, Clerkenwell, Middlesex, clerk in the Customs, Oct. 6 at 12, Court of Bankruptcy, London.—*Mrs. Elizabeth Needham*, Little Smith-street, Westminster, Middlesex, widow, out of business, Oct. 5 at half-past 12, Court of Bankruptcy, London.—*Richard Dames*, Duke-street, Westminster-road, Surrey, bedstead maker, Oct. 6 at 12, Court of Bankruptcy, London.—*Robert Peacock De La Noy*, Kingston-upon-Hull, victualler, Sept. 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*James Bentham*, Bradford, Yorkshire, dyer, Sept. 28 at 11, District Court of Bankruptcy, Leeds.—*James Stokell*, Beverley, Yorkshire, butcher, Sept. 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Joseph Kilburn*, Batley Carr, Yorkshire, weaver, Sept. 16 at 11, District Court of Bankruptcy, Leeds.—*A. Gambles*, Leeds, Yorkshire, clothier, Sept. 16 at 11, District Court of Bankruptcy, Leeds.—*Richard Wood*, Eakdale-side, Yorkshire, farmer, Sept. 16 at 11, District Court of Bankruptcy, Leeds.—*John Wood*, Leeds, Yorkshire, plumber, Sept. 28 at 11, District Court of Bankruptcy, Leeds.—*William Fox*, Bishop-bridge, near Market Rasen, Lincolnshire, warehouseman, Sept. 22 at 10, District Court of Bankruptcy, Kingston-upon-Hull.—*James Butten*, Tadcaster, Yorkshire, shopkeeper, Sept. 21 at 11, District Court of Bankruptcy, Leeds.—*Wm. Farrer*, Pontefract, Yorkshire, innkeeper, Sept. 21 at 11, District Court of Bankruptcy, Leeds.

Wednesday, Sept. 8.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions.)

*Wm. Henry Chapman*, York-place, Waterloo-road, Surrey, surgical instrument maker: in the Queen's Prison.—*Meinard Proter*, White Lion-street, Norton Folgate, Middlesex, manufacturer of waterproof paste: in the Debtors Prison for London and Middlesex.—*Rob. Wm. Mathew*, Bessford-st., Walworth, and Keen's-row, Walworth-road, Surrey, manufacturer of bonnet preservers and trouser brace: in the Queen's Prison.—*TA. Pamé* the elder, Broad-st., Paddington, Middlesex, tobacconist: in the Debtors Prison for London and Middlesex.—*Jos. H. Ellis*, Regent-street, Middlesex, shoe maker: in the Debtors Prison for London and Middlesex.—*James Fuller*, Tealey-st., Borough, Surrey, coffee housekeeper: in the Gaol of Surrey.—*John Slaggy*, Soberton, near Droxford, Southampton, labourer: in the Gaol of Winchester.—*John Suttill*, Killinghall, near Harrogate, Yorkshire, quarryman: in York Castle.—*Den. Milner*, Cheetham, Manchester, iron dealer: in the Gaol of Lancaster.—*Edw. Minaker*, Birmingham, out of business: in the Gaol of Coventry.

The following Prisoners are ordered to be brought before the Court, in Portugal-st., on Friday, Sept. 24, at 9.

*John Brown*, William's-place, Pitt-street, Old Kent-road,

Surrey, out of business.—*John Harland Moss*, David-street, York-place, Mary-le-bone, coach maker.—*George Seabrook*, Fetter-lane, London, and Luton, Bedfordshire, dealer in straw plait.—*Jos. Jas. Iron Syer*, New Bridge-street, Blackfriars, London, undertaker.—*Jorden Chadwick* the elder, Gt. Cambridge-street, Hackney-road, Middlesex, Chelsea pensioner.—*Daniel Squier*, London-terrace, Hackney-road, Middlesex, dealer in cattle.

Sept. 27 at the same hour and place.

*Th. Lowe*, Upper Mitcham, Surrey, chronometer manufacturer.—*Wm. Farr*, St. George's-road, New Kent-road, Surrey, out of business.—*Rob. Satterthwaite*, Yorkshire Grey-yard, Hampstead, Middlesex, chandler shopkeeper.

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# The Jurist

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LONDON, SEPTEMBER 18, 1847.

THE doctrine now generally acted upon in regard to purchases of an equity of redemption, of technically maintaining or declaring the existence of the mortgage debt as a charge, after it is paid, is so contrary to common sense, that it would be most desirable to bring it within the range of the next set of legislative inquiries into legal reform. We say legislative inquiries, because we conceive the doctrine is now so far settled as to leave little probability of its being disturbed by the Courts. Indeed, absurd as it is in theory, it is beneficial, and, perhaps, absolutely necessary, for the protection of purchasers in practice; and, therefore, what is desirable is, that the effect which is now attained by an absurd method, should be attained by some positive rule consistent with sense.

A laudable attempt has been made by the learned Editor of the Third Edition of Mr. Bythewood's *Precedents*, (Vol. 9, p. 209, et seq., n. a), to place the doctrine on something like a rational ground, by contending that it can only be explained upon the principle that a purchaser of an equity of redemption is bound to indemnify the mortgagor from all liability under the mortgage, and that the relation of the vendor and purchaser in such cases is that of principal and surety. "The doctrine," he says, "established by the above decisions, has been disapproved of; (see 3 *Sugd. Vend.* 138); and some of the cases might, perhaps, have been otherwise determined. The only principle upon which they can be understood to have proceeded appears to be founded on the well settled rules, that a foreclosure is a purchase of the estate in consideration and satisfaction of the debt; (*Perry v. Barker*, 8 Ves. 527; 13 *Id.*); and that a purchaser of an equity of redemption is bound to indemnify the mortgagor from all liability under the mortgage. As to all charges, then, of which

the purchaser had notice, the relation between him and the vendor is that of principal and surety. To allow, therefore, the purchaser, by resorting to the securities which as between himself and his vendor he has extinguished, to throw upon the vendor that burthen which he is impliedly bound to exonerate him from, would be contrary to all the principles of equity; and, on this ground, the decision in *Brown v. Stead* and *Smith v. Phillips*, at least, may be satisfactorily rested; and *Parry v. Wright*, though a harder case, could not, perhaps, have been differently decided. A vendor ought not to be allowed this equity, unless he has himself acted with good faith, and, therefore, although as between adverse incumbrancers constructive notice is deemed equivalent to actual knowledge, it may well be doubted whether the vendor, who is bound to give direct notice to the purchaser, and who has neglected to perform that duty, should be heard to insist, as in *Toulmin v. Steere*, on that fictitious notice, which was invented only for the protection of innocent parties."

However, the same learned writer proceeds to admit, that all the cases were founded on the general principle of merger; and no doubt the whole doctrine is founded upon that principle. Nor do we find fault with the application of the principle of merger, so far as it goes to establish, that when a mortgagee purchases the equity of redemption, or a purchaser of the equity of redemption pays off the mortgage debt, the debt is merged in the inheritance, and cannot be set up as a charge to override subsequent incumbrances, of which the purchaser has notice. For it is both law and sense that a man cannot separate his existence as an individual, from his existence as an owner of the inheritance, and say, that, in his personal character, he is indebted to himself in his territorial character; that he cannot, in fact, be at once debtor and creditor.

But that with which we quarrel, as an absurdity, is the notion, that, by transferring the satisfied debt to a trustee for the purchaser, he can, in fact, maintain the existence of the debt as a charge, so as to fall back upon it, in order to oust subsequent incumbrances. The true principle of the debt merging when a mortgagee purchases the equity of redemption, or the purchaser of an equity of redemption pays off the debt, is, that the debt is gone. Being paid, in the one case, or exchanged for its equivalent in the land in the other, (which is in a sense being paid), it has ceased to exist. It is technically said to be merged;—it is, in fact, at an end. How, then, can that which has ceased to exist be transferred, or, by purporting to be transferred, be kept in existence? One does understand the doctrine of assigning a satisfied term as a protection, (though that even grates a little upon one's common sense), because a term in land is a legal estate, whether the objects of the term be or be not satisfied. It would be, indeed, an estate, if there never had been any object to be satisfied. But a credit is not an estate, but only a claim, which, being satisfied, ceases, by the very act of its payment, to have any existence. So that the notion of keeping the debt on foot, as it is called, after it is, in fact, satisfied by payment, is simply one of those legal absurdities, to which we have been obliged to resort in order to get rid of the mischievous effects of certain other legal absurdities or refinements.

No doubt, it would be very unjust, and highly prejudicial to commerce, if no person could discharge a mortgage and take the equity of redemption, without letting in upon his estate all subsequent incumbrances, of which he had constructive, as well as those of which he had actual, notice. But the convenience of mankind would be quite as well met by a positive rule of law, that, in such cases, the purchaser's estate should not be rendered liable to such subsequent incumbrances by the destruction of the prior debt, as by the adoption of a contrivance, which we really believe no conveyancer ever has recourse to without an unwelcome sensation, that, while he draws, complete merger of his common sense in his law is taking place.

### LOCAL AND PERSONAL ACTS,

DECLARED PUBLIC, AND TO BE JUDICIALLY NOTICED.

(Concluded from p. 371).

#### CAP. cli.

An Act to enable the Edinburgh, Leith, and Granton Railway Company to make a Branch Railway to the Upper Drawbridge in the Town of Leith.

#### CAP. clii.

An Act to enable the Edinburgh, Leith, and Granton Railway Company to make a Branch Railway from Bonnington to Trinity Villa, to acquire certain Pieces of Land, and to shut up and use certain Roads or Streets for the Purposes of the said Railway.

#### CAP. cliii.

An Act for making a Railway from Portadown, in the County of Armagh, to Dungannon, in the County of Tyrone, to be called "The Portadown and Dungannon Railway."

#### CAP. cliv.

An Act for making a Railway from the Great Western Railway at Cheltenham to join the Oxford and Rugby Railway near Oxford, with a Branch therefrom, and for other Purposes.

#### CAP. clv.

An Act to empower the Boston, Stamford, and Birmingham Railway Company to make a Railway from Wisbech to Sutton Bridge, with a Branch to Sutton St. Mary, and to improve the Harbour at Sutton Bridge.

#### CAP. clvi.

An Act to authorise the Purchase by the Eastern Counties Railway Company of the North Woolwich Railway, and the Lease of the Pepper Warehouses and Wharfs of the East and West India Dock Company.

#### CAP. clvii.

An Act to enable the Eastern Counties Railway Company to enlarge their London and Stratford Stations, and to amend some of the Provisions of the Acts relating to the Eastern Counties Railway Company.

#### CAP. clviii.

An Act to enable the Eastern Counties Railway Company to make a Railway from the Eastern Counties Railway, near Cambridge, to the Bedford and Bletchley Railway at or near Bedford, with Branches.

#### CAP. clix.

An Act to incorporate the Huddersfield and Manchester Railway and Canal Company and the Leeds, Dewsbury, and Manchester Railway Company with the London and North-western Railway Company.

#### CAP. clx.

An Act to enlarge the Powers of the Dublin, Dundrum, and Rathfarnham Railway Act, 1846, and to enable the Company to make an Extension to Stephen's Green.

#### CAP. clxi.

An Act for enabling the Huddersfield and Manchester Railway and Canal Company to alter a Portion of the Line of their Oldham Branch, and for other Purposes.

#### CAP. clxii.

An Act for making a Railway from Mold, in the County of Flint, to join the Chester and Holyhead Railway, in the Parish of Hawarden, in the same County, with Branches, to be called "The Mold Railway."

#### CAP. clxiii.

An Act to enable the Manchester and Leeds Railway Company to make certain Branches, Extensions, and other Works, and to alter the Name of the Company.

#### CAP. clxiv.

An Act for enabling the Blackburn, Darwen, and Bolton Railway Company to make certain Alterations in the Line of their Railway in the Parishes of Blackburn and Bolton-in-the-Moors; and for amending the Acts relating thereto.

#### CAP. clxv.

An Act for enabling the Manchester, Sheffield, and Lincolnshire Railway Company to make a Coal Branch from their Thurgoland Station to the Township of Stainborough.

#### CAP. clxvi.

An Act to enable the Manchester and Leeds Railway Company to alter the Line and Levels of the Brighams Branch of the West Riding Union Railways, and to make a new Line into Leeds.

CAP. clxvii.

An Act to enable the Direct London and Portsmouth Railway Company to make an Approach to the Town of Dorking, and a Deviation in the Line and certain Alterations in the Levels of their Railway and in the Croydon and Epsom Railway.

CAP. clxviii.

An Act to enable the Glasgow, Paisley, and Greenock Railway Company to make a certain Branch Railway to the Caledonian Railway at Glasgow, and to divert Part of the Glasgow, Paisley, and Ardrossan Canal.

CAP. clxix.

An Act to amalgamate the Glasgow, Paisley, and Greenock Railway with the Caledonian Railway, and to authorise the raising of additional Money by the said last-mentioned Company.

CAP. clxx.

An Act for making a Deviation in the Line of the Lynn and Ely Railway, and for forming Docks within the Borough of King's Lynn.

CAP. clxxi.

An Act to enable the Lynn and Ely Railway Company to make a Navigation from Lynn to Wormegay, all in the County of Norfolk.

CAP. clxxii.

An Act to enable the Caledonian Railway Company to make certain Branch Railways in the Counties of Dumfries and Cumberland.

CAP. clxxiii.

An Act for making a Railway from the North British Railway at East Linton to Ormiston, to be called "The East Lothian Central Railway."

CAP. clxxiv.

An Act to amalgamate the Eastern Union and Ipswich and Bury St. Edmunds Railway Companies.

CAP. clxxv.

An Act to enable the Chard Canal and Railway Company to extend their Railway from Ilminster to Chard, all in the County of Somerset.

CAP. clxxvi.

An Act to enable the Midland Great Western Railway of Ireland Company to make a Railway from Athlone to Galway.

CAP. clxxvii.

An Act to enable the Newport, Abergavenny, and Hereford Railway Company to extend their Railway from the Neighbourhood of Pontipool to the Taff Vale Railway.

CAP. clxxviii.

An Act for making a Railway from the Northampton and Peterborough Branch of the London and North-western Railway to the Town of Banbury, to be called "The Northampton and Banbury Railway;" and for other Purposes.

CAP. clxxix.

An Act for making a Railway from the Swansea Vale Railway at Ynisymond in the Parish of Cadoxton to Nantmelyn in the Parish of Llangedfelaeh, both in the County of Glamorgans, with Branches.

CAP. clxxx.

An Act to authorise the Purchase by the Dublin and Drogheda Railway Company of the Navan Branch of the Dublin and Belfast Junction Railway, and to authorise the Dublin and Drogheda, the Dublin and Belfast Junction Railway, with a Branch from Drogheda to Navan, the Ulster, and the Dundalk and Enniskillen Railway Companies, or any of them, to amalgamate with one another.

CAP. clxxxi.

An Act to amend some of the Provisions of the Glasgow, Dumfries, and Carlisle Railway Act, 1846.

CAP. clxxxii.

An Act to amend the Act relating to the Glasgow, Dumfries, and Carlisle Railway Company, and to authorise the Company to make a Branch Railway to Kircudbright, with diverging lines therefrom; and for other Purposes.

CAP. clxxxiii.

An Act to amend the Acts and alter the Terms of Amalgamation of the Glasgow, Dumfries, and Carlisle Railway Company, and of the Glasgow, Paisley, Kilmarnock, and Ayr Railway Company.

CAP. clxxxiv.

An Act to enable the Glasgow, Paisley, Kilmarnock, and Ayr Railway Company to make certain Branch Railways in the County of Ayr, and to alter the Line of the Glasgow and Belfast Union Railway; and for other Purposes.

CAP. clxxxv.

An Act to authorise the Construction of certain Branch Railways in the County of Ayr in connexion with the Glasgow, Paisley, Kilmarnock, and Ayr Railway: and for other Purposes.

CAP. clxxxvi.

An Act to amend the Acts relating to the Glasgow, Paisley, Kilmarnock, and Ayr Railway, and to provide additional Station Accommodation; and for other Purposes.

CAP. clxxxvii.

An Act for making a Railway from Parkgate in the Parish of Great Neston, in the County of Chester, to join the Chester and Birkenhead Railway, in the Parish of Bebbington, in the same County.

CAP. clxxxviii.

An Act for enabling the London and North-western Railway Company to make a Branch Line of Railway from Portobello to Wolverhampton; and for other Purposes.

CAP. clxxxix.

An Act to empower the South Staffordshire Railway Company to make divers Branch Railways; and for other Purposes.

CAP. cxc.

An Act to incorporate the Manchester and Lincoln Union Railway and Chesterfield and Gainsborough Canal Company with the Manchester, Sheffield, and Lincolnshire Railway Company.

CAP. cxci.

An Act to enable the Midland Railway Company to purchase the Mansfield and Pinxton Railway, and to alter the same, and to make a Railway from the Erewash Valley Railway to the Nottingham and Mansfield Railway, with Branches to Mansfield, and also to the Alfreton Ironworks.

CAP. cxcii.

An Act to vest in the Edinburgh and Northern Railway Company the Undertaking of the Low-water Pier at Burntisland, and of the Ferry between the same and Granton, and to enable the said Company to extend and improve the said Pier.

CAP. cxciii.

An Act to empower the Boston, Stamford, and Birmingham Railway Company to make a Branch Railway from the Stamford and Wisbech Line of the Boston, Stamford, and Birmingham Railway at Wisbech to Wisbech Harbour, and to construct certain Works at Wisbech Harbour.



## CAP. cxiv.

An Act to authorise an Alteration in the Line of the Cork and Bandon Railway, and an Extension thereof into the City of Cork, and to amend the Act relating to the said Railway.

## CAP. cxv.

An Act to consolidate the Aberdeen and Great North of Scotland Railway Companies.

## CAP. cxvi.

An Act for improving, regulating, and maintaining the Haven of Sandwich in the County of Kent.

## CAP. cxvii.

An Act to enable the Mayor, Aldermen, and Burgesses of the Borough of Wisbech, as Guardians of the Port and Harbour of Wisbech, to raise a Sum of Money; and for other Purposes.

## CAP. cxviii.

An Act for amending two Acts of Parliament, passed respectively in the fourth Year of the Reign of his late Majesty King George the Fourth and the fourth and fifth Years of the Reign of his late Majesty King William the Fourth, for erecting a Bridge across the River Shannon, and a Floating Dock and other Works for the Improvement of the Port of Limerick.

## CAP. cxix.

An Act for better supplying with Gas the Parish and Neighbourhood of Wakefield in the West Riding of the County of York.

## CAP. cc.

An Act for making perpetual the Provisions of an Act passed in the last Session of Parliament, intitled "An Act for the Regulation of the Legal Quays within the Port of London."

## CAP. cci.

An Act for better supplying with Gas the Town of Ashton-under-Lyne in the County Palatine of Lancaster, and the Neighbourhood thereof.

## CAP. ccii.

An Act for better supplying with Water the City of Edinburgh and Places adjacent.

## CAP. cciii.

An Act to enable the Mayor, Aldermen, and Burgesses of the Borough of Manchester in the County of Lancaster to construct Waterworks for supplying the said Borough and several Places on the Line of the said intended Works with Water; and for other Purposes.

## CAP. cciv.

An Act for supplying with Water certain Parts of the Staffordshire Potteries and the Town of Newcastle-under-Lyme, and several Townships and Places adjoining or near thereto.

## CAP. ccv.

An Act for building a Bridge across the River Ouse in the City of York, with Approaches thereto, and for widening, altering, and improving certain Streets or Thoroughfares within the said City; and for other Purposes.

## CAP. ccvi.

An Act for the more effectually assessing, collecting, and levying the Poor and other Rates in the City and County of the City of Norwich, and Liberties of the same.

## CAP. ccvii.

An Act for amending the Acts relating to the Police and Improvement of the Burgh of Kilmarnock; and for other Purposes in relation thereto.

## CAP. ccviii.

An Act for extending the Municipal Boundaries of the Burgh of Inverness; establishing a general System of Police therein, and regulating the Petty Customs; and for other Purposes relating to the said Burgh.

## CAP. ccix.

An Act for deepening, enlarging, improving, and maintaining the Port and Harbour of Inverness, and the Navigation of the River Ness, and the Quays and Piers and other Works connected therewith; for regulating the Anchorage and Shore Dues of the said Port and Harbour; and for other Purposes relating thereto.

## CAP. ccx.

An Act for enabling the Leeds and Thirsk Railway Company to deviate the Main Line of their Railway in Crimble Valley, to alter the proposed Junction with the York and Newcastle Railway, and to divert the Leeds, Wortley, and Staningley Turnpike Road.

## CAP. ccxi.

An Act to confirm an Agreement between the Treasurer and Masters of the Bench of the Honourable Society of Lincoln's Inn in the County of Middlesex and the joint Vestry of the joint Parishes of Saint Giles-in-the-Fields and Saint George Bloomsbury in the same County and the Rector and Vestry of the separate Parish of Saint Giles-in-the-Fields.

## CAP. ccxii.

An Act for incorporating the Landowners Drainage and Inclosure Company, and for enabling the Owners of settled Estates, drained, irrigated, inclosed, and improved by the said Company, to charge the same for the Purpose of such Drainage, Inclosure, and Improvement.

## CAP. ccxiii.

An Act for repairing and keeping in Repair the Turnpike Roads in the County of Ayr; for making and maintaining new Roads, and altering and improving existing Roads; for rendering Turnpike certain Parish Roads; and for regulating the Statute Labour and Bridge Money in the said County.

## CAP. ccxiv.

An Act to empower the Midland Railway Company to extend the Line of their Nottingham and Lincoln Railway at Lincoln, and to make a Branch Railway to their Lincoln Station.

## CAP. ccxv.

An Act to authorise certain Deviations in the Line of the Stonon and Peterborough Branch of the Midland Railway, and the Formation of a Road or Approach to the intended Man-ton Station thereof.

## CAP. ccxvi.

An Act to authorise the Purchase by the York and North Midland Railway Company of the Interests of the Shareholders in the Market Weighton Canal, and the Purchase of the Canal communicating therewith called Sir Edward Yavasour's Canal, of the Pocklington Canal, and of the Leves Canal, all in the East Riding of the County of York.

## CAP. ccxvii.

An Act to facilitate the effectual Drainage of certain Districts within the Commission of Sewers for the Limits extending from East Moulsey, in Surrey, to Ravensbourne, in Kent.

## CAP. ccxviii.

An Act for enabling the York and North Midland Railway Company to make a Station at Hull, and certain Branch Railways connected with their Railways and the said Station; and for other Purposes.

## CAP. ccxix.

An Act for enabling the York and North Midland Railway Company to make a Railway from their Church Fenton and Harrogate Branch to Knaresborough and Boroughbridge.

## CAP. ccxx.

An Act to enable the Edinburgh and Northern Railway Company to make a Deviation and Extension of their Branch Railway to Dunfermline, to make another Railway from their Strathearn Deviation Railway to the Scottish Central Railway, and to make an Alteration in the Manner of constructing the said Branch and Strathearn Deviation across certain Roads.

## CAP. ccxxi.

An Act for making a Railway from Southport, through Wigan, to Pendleton, near Manchester, with several Branches, to be called "The Manchester and Southport Railway."

## CAP. ccxxii.

An Act to incorporate the Chester and Birkenhead Railway with the Birkenhead, Lancashire, and Cheshire Junction Railway.

## CAP. ccxxiii.

An Act for enabling the Birkenhead, Lancashire, and Cheshire Junction Railway Company to make a Deviation in the Chester Branch of their Railway: and for other Purposes.

## CAP. ccxxiv.

An Act to enable the East of Fife Railway Company to make a Deviation in their main Line, and to improve the Junction with the Edinburgh and Northern Railway near Markinch.

## CAP. ccxxv.

An Act to empower the Eastern Union Railway Company to make a Railway from the Eastern Union Railway, at Manningtree, to Harwich, with Branches thereout; and for other Purposes.

## CAP. ccxxvi.

An Act for making Branch Railways from the Great Western Railway to Henby and to Radstock; to widen certain Portions of the Great Western Railway; to enable the Great Western Railway Company to purchase or amalgamate with the Birmingham, Wolverhampton, and Dudley Railway, and to purchase the Wycombe and Great Western and Uxbridge Railways; and for other Purposes.

## CAP. ccxxvii.

An Act to authorise certain Alterations in the Line of the Liverpool, Manchester, and Newcastle-upon-Tyne Junction Railway; and for other Purposes.

## CAP. ccxxviii.

An Act to empower the London and North-western Railway Company to enlarge their Stations at Liverpool and Crews; and for other Purposes.

## CAP. ccxxix.

An Act to authorise the Sale of the Paisley and Renfrew Railway to the Glasgow, Paisley, Kilmarnock, and Ayr Railway Company, and the Improvement of the said Railway by that Company.

## CAP. ccxxx.

An Act to enable the South-eastern Railway Company further to widen the London and Greenwich Railway, and to enlarge their London Bridge Station.

## CAP. ccxxxi.

An Act to authorise certain Alterations in the Line of the Waterford and Limerick Railway; and to amend the Act relating thereto; and for other Purposes.

## CAP. ccxxxii.

An Act for making certain Lines of Railway in the County of Lancaster, to be called "The Oldham Alliance Railway."

## CAP. ccxxxiii.

An Act for making a Railway and Branch Railways in the County of Chester, to be called "The Manchester and Birmingham and North Staffordshire Junction Railway."

## CAP. ccxxxiv.

An Act to enable the Glasgow, Paisley, Kilmarnock, and Ayr Railway Company to make certain Branch Railways in the County of Renfrew; and for other Purposes.

## CAP. ccxxxv.

An Act to enable the Eastern Counties Railway Company to make a Railway from Wisbech to Spalding.

## CAP. ccxxxvi.

An Act to authorise the Consolidation into one Undertaking of the Oxford and Blotshley Junction Railway Company and the Buckingham and Brackley Junction Railway Company, and to enable the Company so to be consolidated to make Extension Lines to Banbury and Aylesbury, and an Alteration of the Line into the City of Oxford.

## CAP. ccxxxvii.

An Act to enable the Caledonian Railway Company to extend their Station in Edinburgh, and to make Branch Railways to Granton and to the Edinburgh and Glasgow Railway.

## CAP. ccxxxviii.

An Act to enable the Chester and Holyhead Railway Company to extend their Line of Railway to the proposed new Harbour at Holyhead, and to contribute towards the Expense of constructing the said Harbour.

## CAP. ccxxxix.

An Act to incorporate the Edinburgh, Leith, and Granton Railway Company with the Edinburgh and Northern Railway Company.

## CAP. ccxl.

An Act to enable the Liverpool, Manchester, and Newcastle-upon-Tyne Junction Railway Company to make a Railway from the Burnley Branch of the Manchester and Leeds Railway, in the Township of Habersham Eaves, in the Parish of Whalley, in the County of Lancaster, to the East Lancashire Railway, in the same Township; and for other Purposes.

## CAP. ccxli.

An Act to authorise a certain Alteration in the Line of the Reading, Guildford, and Reigate Railway, and to amend the Act relating thereto.

## CAP. ccxlii.

An Act to enable the South Devon Railway Company to extend the Line of the South Devon Railway to Torquay and to Brixham; and for other Purposes.

## CAP. ccxliii.

An Act to amend the Exeter and Ermouth Railway Act, 1846, and to enable the London and South-western Railway Company to subscribe towards, lease, or purchase the said Railway.

## CAP. ccxliv.

An Act for authorising the Sale of Part of the Brighton and Chichester (Portsmouth Extension) Railway to the London and South-western and the London, Brighton, and South Coast Railway Companies, and the Use by the last-mentioned Company of Part (Wandsworth to London) of the London and South-western Railway.

## CAP. ccxlv.

An Act for making a Branch Railway from the Glasgow, Airdrie, and Monklands Junction Railway, at or near Whitevale Street, Glasgow, to the Edinburgh and Glasgow Railway at or near Cowlaw; and to amend the Acts relating to such Railways.

## CAP. ccxvi.

An Act to enable the Edinburgh and Bathgate Railway Company to deviate a Portion of their Main Line, and for other Purposes.

## CAP. ccxvii.

An Act to make certain Deviations in the authorised Line of the "Manchester, Buxton, Matlock, and Midlands Junction Railway," and to amend the Act relating thereto.

## CAP. ccxviii.

An Act to enable the Royston and Hitchin Railway Company to lease or sell their Line, and to authorise the said Company to enter into Contracts and complete Arrangements with the Great Northern Railway Company.

## CAP. ccxlix.

An Act to amend the Acts relating to the London and South-western Railway.

## CAP. ccl.

An Act to repeal an Act passed in the fifty-fifth Year of his late Majesty King George the Third, for building a new Church and also a Workhouse in the Parish of Bathwick, in the County of Somerset; and another Act passed in the fifty-seventh Year of his said late Majesty to amend the said Act, and to provide for the future Administration and Exercise of the Trusts and Powers thereby respectively created.

## CAP. ccli.

An Act for paving, lighting, watching, draining, cleansing, regulating, and otherwise improving the Town of Lytham, in the County Palatine of Lancaster, for supplying the Inhabitants thereof with Water, and for establishing and regulating a Market and Market Places therein.

## CAP. cclii.

An Act for paving, lighting, watching, cleansing, and otherwise improving the Town and Neighbourhood of Tunstall, in the County of Stafford, and for improving and regulating the Market Place and Markets therein.

## CAP. ccliiii.

An Act for better paving, cleansing, draining, regulating, lighting, and improving the District of Rathmines, Mount Pleasant, Ranelagh, Cullenswood, Milltown, Rathgar, and Haroldscross, and such other Portions of the Parish of Saint Peter within the Barony of Uppercross, in the County of Dublin, and for otherwise promoting the Health and Convenience of the Inhabitants.

## CAP. ccliv.

An Act for the further Improvement of the Borough of Belfast.

## CAP. cclv.

An Act for improving the Streets and Public Places, and erecting a Town Hall, and improving the Markets, in the Township of Blackburn, in the County Palatine of Lancaster.

## CAP. cclvi.

An Act for paving, lighting, watching, draining, cleansing, and improving the Town of St. Ives and the Neighbourhood thereof, in the County of Huntingdon.

## CAP. cclvii.

An Act for paving, lighting, cleansing, watering, regulating, and otherwise improving the Town of Portsmouth, in the County of Southampton, and for removing and preventing Nuisances and Annoyances therein.

## CAP. cclviii.

An Act for lighting, paving, cleansing, sewerage, draining, regulating, and improving the Town and Neighbourhood of Bingley, in the West Riding of the County of York, and for other Purposes connected therewith.

## CAP. cclix.

An Act for constructing and maintaining a Bridge across the River Slaney, near the Town of Wexford, with Approaches, and for taking down the present Bridge there.

## CAP. ccx.

An Act to amend the several Acts relating to Graves Harbour.

## CAP. ccxi.

An Act for better supplying with Water the Borough of Liverpool and the Neighbourhood thereof, and for authorising the Mayor, Aldermen, and Burgesses of the said Borough to purchase the Liverpool and Harrington Waterworks and Liverpool Waterworks.

## CAP. ccxii.

An Act for better supplying with Water the Inhabitants of the Town and Neighbourhood of Leeds, in the County of York.

## CAP. ccxiii.

An Act for making Docks at Jarrow Slake, in the River Tyne.

## CAP. ccxiv.

An Act to authorise the Birkenhead Dock Commissioners to construct an additional Dock and other Works at Birkenhead, in the County of Chester, and for other Purposes.

## CAP. ccxv.

An Act to alter and amend the Acts relating to the Birkenhead Commissioners Docks, and to make further Provisions with respect to the Construction of the Sea or Wharf Walls along Wallasey Pool; and for other Purposes.

## CAP. ccxvi.

An Act for authorising the Sale of the Leominster Canal, and other Property of the Company of Proprietors of the Leominster Canal Navigation, and for winding up and adjusting the Concerns of the same Company.

## CAP. ccxvii.

An Act for the better Drainage of Lands called Crowland Washes and Fodder Lots, Cowbit Wash, and Deeping Fen Wash, in the several Parishes of Crowland, Spalding, and Finchbeck; the Hamlets of Cowbit and Peakhill; and the extra-parochial Place or Lands called Deeping Fen, or Deeping Fen Welland Washes, all in the County of Lincoln.

## CAP. ccxviii.

An Act to change the Name of the Liverpool Fire and Life Insurance Company; and for other Purposes relating thereto.

## CAP. ccxix.

An Act to enable the National Mercantile Life Assurance Society to sue and be sued in the Name of a nominal Party, and for other Purposes relating to the said Company.

## CAP. cclxx.

An Act to enable the Coventry, Nuneaton, Birmingham, and Leicester Railway Company to sell and transfer their Railway, Works, and Interests to the London and North-western Midland Railway Companies, or either of them; and for other Purposes.

## CAP. cclxxi.

An Act to enable the Saint Helen's Canal and Railway Company to make Branch Railways to Warrington and to Blackbrook, and to make certain Alterations in their Railway, and also to take a Lease of the Rainford Branch of the London and North-western Railway.

## CAP. cclxxii.

An Act to enable the Great Northern Railway Company to make a Railway from Saint Alban's to the Great Northern Railway at Hatfield, and thence to the Town of Hertford.

## CAP. cclxxiii.

An Act for making a Deviation in the Line of the Taw Vale Railway, for making Branches therefrom to the Towns of Bideford and South Molton, for enlarging the Dock, and for amending the Acts relating thereto.

## CAP. cclxxiv.

An Act to enable the Edinburgh and Northern Railway Company to improve the Ferry between Ferry-Port-on-Craig, and the North Shore of the River Tay.

## CAP. cclxxv.

An Act for consolidating the Lynn and Ely, the Ely and Huntingdon, and the Lynn and Dereham Railway Companies into one Company, to be called "The East Anglian Railway Company."

## CAP. cclxxvi.

An Act for enlarging the present Station of the London, Brighton, and South Coast Railway Company at or near London Bridge, and for the Division of the present Station between the London, Brighton, and South Coast and the South-eastern Railway Companies, for the separate Accommodation of the Traffic of such two Railway Companies.

## CAP. cclxxvii.

An Act to enable the Edinburgh and Northern Railway Company to construct Branch Railways to Saint Andrew's and Newburgh Harbour, and to divert and alter the Levels of certain Turnpike Roads in the Line of the Newport Railway Extension.

## CAP. cclxxviii.

An Act to empower the London and North-western Railway Company to make a certain Branch Railway from Kenilworth to Berkswell, and to widen the Line from Leamington to Coventry, all in the County of Warwick; and for other Purposes.

## CAP. cclxxix.

An Act to enable the Manchester, Sheffield, and Lincolnshire Railway Company to sell the Water not required for their Canals called the Peak Forest Canal and Macclesfield Canal, and to make additional Works in connexion with such Canals.

## CAP. cclxxx.

An Act for widening and improving Cannon Street, and for making a new Street from the West End of Cannon Street to Queen Street, and for widening and improving Queen Street, and for effecting other Improvements in the City of London.

## CAP. cclxxxi.

An Act to amend an Act for improving the Navigation from the Hythe at Colchester to Wivenhoe in the County of Essex, and for better paving, lighting, and improving the Town of Colchester; and for making a new Channel and deepening the River Colne from Wivenhoe to Ram's Hard leading towards the Sea.

## CAP. cclxxxii.

An Act for better supplying with Water the Inhabitants of the Borough of Leicester, and certain Parishes and Places adjacent thereto in the County of Leicester.

## CAP. cclxxxiii.

An Act for removing Doubts as to the Purchase of Lands by the Dock Company at Kingston-upon-Hull in certain Cases.

## CAP. cclxxxiv.

An Act to purchase and define the Manorial and Market Rights of Stockport, to establish public Parks, to purchase or lease Water-works, to build Bridges, and to make other Communications within the Borough of Stockport.

## CAP. cclxxxv.

An Act for establishing a general Cemetery at Wolverhampton in the County of Stafford, and for making certain direct Roads and Approaches to the said Cemetery from the Town of Wolverhampton and the Neighbourhood thereof.

## CAP. cclxxxvi.

An Act to enable the Great Northern Railway Company to make a Branch Railway near Sutton in Lincolnshire.

## CAP. cclxxxvii.

An Act to enable the Great Northern Railway Company to make certain Alterations in the Line and Levels of their Railway between London and the Neighbourhood of Grantham.

## CAP. cclxxxviii.

An Act to enable the East Lancashire Railway Company to alter the Line and Levels of their Railway, and to make a Branch Railway therefrom; and for other Purposes relating thereto.

## CAP. cclxxxix.

An Act to enable the East Lancashire Railway Company to extend the Liverpool, Ormskirk, and Preston, and the Blackburn and Preston Lines of their Railway, into Preston; and for other Purposes relating thereto.

## CAP. cccc.

An Act to enable the Northern Counties Union Railway Company to make certain Alterations in their Railway in the Parishes of Aysgarth and Wensley in the North Riding of the County of York.

## CAP. ccccl.

An Act for making several Lines of Railway between Penistone, Barnsley, Elsecar, and Doncaster, in the West Riding of Yorkshire, to be called "The South Yorkshire, Doncaster, and Goole Railway;" and for authorising the Purchase of Part of the Sheffield, Rotherham, Barnsley, Wakefield, Huddersfield, and Goole Railway, and of the Dun Navigation and Dearne and Dove Canal.

## CAP. ccccli.

An Act for enabling the Wear Valley Railway Company to purchase or lease the Bishop Auckland and Weardale Railway, the Wear and Derwent Railway, the Weardale Extension Railway, and the Shildon Tunnel, and to raise an additional Sum of Money; and for other Purposes.

## CAP. cccclii.

An Act for establishing a general Cemetery for the Interment of the Dead in the Parish of Newbury near the Town of Newbury in the County of Berks.

## CAP. ccccliii.

An Act to empower the London and North-western Railway Company to make divers Branch Railways in the County of Lancaster; and for other Purposes.

## CAP. cccv.

An Act for the Consolidation of the Duffryn Llynvi and Porth Cawl Railway Company with the Llynvi Valley Railway Company.

## CAP. cccvi.

An Act for forming and regulating "The Timber Preserving Company," and to enable the said Company to purchase and work certain Letters Patent.

## CAP. cccvii.

An Act for improving and regulating the Harbour of Sutton Pool within the Port of Plymouth, in the County of Devon.

## London Gazette.

TUESDAY, SEPTEMBER 14.

INSOLVENT.

WALTER JONES, Brecon, grocer.

BANKRUPTS.

JOSEPH SANDELL WELCH, St. James's-street, Westminster, Middlesex, print seller, Sept. 28 at half-past 1, and Oct. 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Gwynne, Temple-chambers, Fleet-street, City.—Fiat dated Sept. 10.

ISAAC CLEAVER TAYLOR, Change-alley, Cornhill, London, tailor, dealer and chapman, Sept. 25 and Oct. 27 at half-past 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Marden & Pritchard, Christchurch-chambers, Newgate-street.—Fiat dated Sept. 11.

JOHN ENSOR POPLER, Union-row, Newington-butts, Surrey, licensed victualler, Sept. 28 at 11, and Oct. 27 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Parnell & Tanqueray, New Broad-street, London.—Fiat dated Sept. 10.

JOSEPH DEER, Bryanstone-street, Edgware-road, Middlesex, wheelwright, Sept. 21 at half-past 12, and Oct. 27 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Seard, North-crescent, Bedford-square.—Fiat dated Sept. 8.

THOMAS CHARLES BURGON, Gt. St. Helen's, Bishopsgate-street, London, drug and druggist, dealer and chapman, Sept. 25 at half-past 2, and Oct. 27 at half-past 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Lewis, Clement's-lane, City.—Fiat dated Sept. 4.

JACOB HANSFORD, Newchurch, Isle of Wight, Southampton, upholsterer and cabinet maker, dealer and chapman, Sept. 28 at half-past 11, and Oct. 27 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Cole & Russell, Ryde, Isle of Wight: Braikemridge, Bartlett's-buildings, Holborn.—Fiat dated Sept. 11.

JOHN DUNLOP, Dover-road, Surrey, and Trindon, near Hartlepool, Durham, coal merchant, dealer and chapman, Sept. 21 at half-past 1, and Oct. 21 at half-past 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Keddell & Co., Lime-street, City.—Fiat dated Sept. 8.

FRANCIS JENKINS, Love-lane, London, corn merchant, Sept. 28 at half-past 1, and Oct. 28 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. France, Godliam-street, Doctors'-commons.—Fiat dated Sept. 11.

JOHN HURLEY, Halseowen, Worcestershire, victualler, dealer and chapman, Sept. 25 and Nov. 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Spencer & Rollings, Birmingham.—Fiat dated Sept. 1.

HENRY EDWARDS, Halifax, Yorkshire, tea dealer and grocer, dealer and chapman, Sept. 30 and Nov. 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Bond & Barwick, Leeds; Blenkarn, Clement's-lane, London.—Fiat dated Aug. 25.

SAMPSON LANGDALE the elder, and SAMPSON LANGDALE the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers and flour merchants, dealers and chapmen, Oct. 7 at 11, and Nov. 2 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Griffith & Crighton, Newcastle-upon-Tyne; Lawrence & Co., Old Fish-street, Doctors'-commons, London.—Fiat dated Sept. 2.

JOHN HATFIELD the younger, Southwell, Nottinghamshire, victualler, butcher, dealer and chapman, Sept. 24 and Oct. 29 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Stenton, Southwell, Notts; Capes & Stuart, Gray's-inn, London.—Fiat dated Sept. 4.

JOHN SPENCER DUNN, Coventry, Warwickshire, draper, dealer and chapman, Sept. 23 and Oct. 28 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Dewes & Son, Coventry; Weeks, Cook's-court, Lincoln's-inn, London.—Fiat dated Sept. 4.

## MEETINGS.

Wm. M. Morley, Bread-street, Cheapside, London, warehouseman, Sept. 25 at 2, Court of Bankruptcy, London, last ex.—Thos. Prosser, Worcester, builder, Oct. 2 at 11, District Court of Bankruptcy, Birmingham, last ex.—Thos. Marriott, Moor-st., Seven-dials, Middlesex, licensed victualler, Oct. 7 at 12, Court of Bankruptcy, London, and ac.—Sara James and Thos. Herbert, Brynnaur, Llanelly, Breconshire, grocers, Oct. 7 at 11, District Court of Bankruptcy, Bristol, and ac.; Oct. 12 at 12, div.—James Wallace, Durham, Sunderland, grocer, Oct. 5 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—John Gillender, Sunderland, Durham, ironmonger, Oct. 5 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 7 at 11, fin. div.—Joseph Hall, Carlisle, Cumberland, victualler, Oct. 5 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 7 at 12, div.—Jos. Allison, Penrith, Cumberland, bookseller, Oct. 5 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Oct. 7 at 1, fin. div.—John Page, Walsall, Staffordshire, iron dealer, Oct. 5 at 11, District Court of Bankruptcy, Birmingham, and ac.—Wm. Doehs, Smitterfield, Warwickshire, licensed victualler, Oct. 7 at 11, District Court of Bankruptcy, Birmingham, and ac.—James Udale, Oakmoor, Staffordshire, corn dealer, Oct. 7 at 12, District Court of Bankruptcy, Birmingham, and ac.—John Massey, Etruria, Staffordshire, gas fitter, Oct. 7 at 12, District Court of Bankruptcy, Birmingham, and ac.; Oct. 9 at 12, div.—Geo. Thos. Rollason, Birmingham, guest dealer, Oct. 5 at half-past 10, District Court of Bankruptcy, Birmingham, and ac.; Oct. 7 at half-past 10, div.—James Tyler, Worcester, hop merchant, Oct. 5 at 11, District Court of Bankruptcy, Birmingham, and ac.; Oct. 9 at 11, div.—Jos. Atwood, Newtown, Rowley Regis, Staffordshire, chain manufacturer, Oct. 7 at half-past 11, District Court of Bankruptcy, Birmingham, and ac. and div.—W. Brice, Bristol, merchant, Oct. 5 at 11, District Court of Bankruptcy, Bristol, div.—Robert E. Huntley, Newcastle-upon-Tyne, wine merchant, Oct. 5 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—John Hollowell, Newcastle-upon-Tyne, maltster, Oct. 5 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, first and fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

Joseph Smith, Gargrave, Yorkshire, worsted spinner, Oct. 5 at 12, District Court of Bankruptcy, Leeds.—Geo. Roberts, Rodborough, Gloucestershire, miller, Oct. 7 at 11, District Court of Bankruptcy, Bristol.—James Baggett, Merryvale, Worcestershire, licensed victualler, Oct. 12 at 12, District Court of Bankruptcy, Birmingham.—George Thos. Rollason, Birmingham, glass dealer, Oct. 5 at half-past 10, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Oct. 5.

Moses Humphries, Hulme, Manchester, joiner.—Thos. W. Berry, Manchester, hat manufacturer.—Rich. Deas, Clitheroe, Lancashire, grocer.—W. Stime, Liverpool, block maker.—John Gapp, Duke-st., Manchester-sq., Middlesex, livery-stable keeper.—Samuel Hitchin, Oxford-street, Middlesex, draper.—John Hinckelife, Wakefield, Yorkshire, carrier.—Chas. Cos, Salford, Lancashire, wine dealer.—John England, Bath, grocer.

## SCOTCH SEQUESTRATIONS.

Chas. West, Glasgow, bookseller.—John and Alex. Baird & Co., Modiesburn, Lanarkshire, lime merchants.—J. and R. G. Jamieson & Co., Kilbirnie, flax spinners.—D. and A. Denny & Co., Glasgow, merchants.—James Miller, Dundee, brewer.—James Low, Dundee, flax dresser.—John Edmondson, Dundee, flax dresser.

ston, Glasgow, merchant.—*Wm. Smeaton*, Cowcaddens, Glasgow, wright.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Thompson* the younger, Prospect-place, Mile-end-road, Middlesex, shopman, Oct. 2 at 11, Court of Bankruptcy, London.—*J. Adams*, Strathmore-terrace, St. George's in the East, Middlesex, out of business, Oct. 6 at 11, Court of Bankruptcy, London.—*Judah Hynes*, King's Lynn, Norfolk, optician, Oct. 7 at 11, Court of Bankruptcy, London.—*John Elger*, Sandgate, Kent, butcher, Oct. 6 at 11, Court of Bankruptcy, London.—*Wm. Gough*, Warfield, near Brecknell, Berkshire, jobbing coach maker, Oct. 6 at 11, Court of Bankruptcy, London.—*Frances Roberts*, widow, Wharf-road, City-road, Middlesex, out of business, Oct. 2 at 11, Court of Bankruptcy, London.—*C. Bradley*, Clerkenwell, Middlesex, gas fitter, Oct. 7 at 11, Court of Bankruptcy, London.—*John William Jarvis*, Fulwood's-rents, Holborn, Middlesex, tea dealer, Oct. 2 at 11, Court of Bankruptcy, London.—*E. Hickman*, Manor-street, Old Kent-road, Surrey, traveller, Oct. 14 at 11, Court of Bankruptcy, London.—*G. Howland*, Ville of Dunkirk, near Faversham, Kent, market gardener, Sept. 30 at 11, Court of Bankruptcy, London.—*Geo. Caudle*, Wyth-street, Drury-lane, Middlesex, scale maker, Sept. 30 at 11, Court of Bankruptcy, London.—*Wm. Yeowell*, Barbican, London, boot maker, Sept. 30 at 11, Court of Bankruptcy, London.—*George Tripp*, Frederick-street, Hampstead-road, Middlesex, piano forte maker, Sept. 30 at 11, Court of Bankruptcy, London.—*John Humphry*, East Everleigh, near Marlborough, Wiltshire, schoolmaster, Sept. 29 at 11, Court of Bankruptcy, London.—*Wm. Scrapsfield*, Cambridge, baker, Sept. 29 at 11, Court of Bankruptcy, London.—*E. Brock*, Maidstone, Kent, gardener, Sept. 30 at 11, Court of Bankruptcy, London.—*Thomas Richard Newman*, Eltham, Kent, smith, Oct. 14 at 11, Court of Bankruptcy, London.—*James Chapman*, Clifton-street, Finsbury, Middlesex, chymist, Oct. 14 at 11, Court of Bankruptcy, London.—*Saml. Matthews*, Landport, Portsea, Southampton, retailer of beer, Oct. 19 at 11, Court of Bankruptcy, London.—*Robert Hearne*, Speenham-land, near Newbury, Berkshire, mail contractor, Oct. 14 at 11, Court of Bankruptcy, London.—*Theo. Lilley*, Grandchester, Cambridgeshire, common brewer, Sept. 17 at half-past 2, Court of Bankruptcy, London.—*Anthony Thomas Biezal*, Old Charlton, near Woolwich, Kent, plumber, Oct. 2 at 11, Court of Bankruptcy, London.—*Thos. Henry Harris*, Great Queen-street, Lincoln's-inn-fields, Middlesex, stationer, Oct. 7 at 11, Court of Bankruptcy, London.—*Geo. Elphick*, Castle-court, Castle-street East, Oxford-street, and Castle-street East, Middlesex, engineer, Oct. 6 at 11, Court of Bankruptcy, London.—*John Bohn*, Charles-street, Peckham, Surrey, bookseller's assistant, Oct. 7 at 11, Court of Bankruptcy, London.—*Sarah Walker*, Great Marlborough-street, Regent-street, Middlesex, gentlewoman, widow, Oct. 6 at 11, Court of Bankruptcy, London.—*Robert Samwell*, St. Martin's-court, Leicester-square, Middlesex, ham and tongue dealer, Oct. 7 at 11, Court of Bankruptcy, London.—*James Hackman*, Buckland, Portsea, Hampshire, fellmonger, Sept. 29 at 11, Court of Bankruptcy, London.—*John Hall*, Whittlesey, Isle of Ely, Cambridgeshire, police constable, Sept. 30 at 11, Court of Bankruptcy, London.—*Widmore Hyatt*, Dudley, Worcestershire, clerk to an engineer, Oct. 2 at 11, District Court of Bankruptcy, Birmingham.—*Benjamin Love*, Kingswinford, Staffordshire, butty collier, Sept. 30 at 12, District Court of Bankruptcy, Birmingham.—*John Nicholl*, Folcshill, Warwickshire, retail brewer, Sept. 21 at half-past 11, District Court of Bankruptcy, Birmingham.—*Joseph Addenbrook*, ledgley, Staffordshire, mason, Sept. 23 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Brown*, Ashborne, Derbyshire, bricklayer, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*Peter Augustus Walters*, Lane-end, Staffordshire, brasier, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*Thomas Smith*, Swinehead, Lincolnshire, drover, Sept. 24 at 11, District Court of Bankruptcy, Nottingham.—*James Price*, Little Over, Derbyshire, out of business, Oct. 1 at 11, District Court of Bankruptcy, Nottingham.—*John Hobbay*, Birmingham, steel pen holder manufacturer, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*William Cockayne*, Nottingham, butcher, Oct.

1 at 11, District Court of Bankruptcy, Nottingham.—*Robt. Kittle*, Barrowby, Lincolnshire, farmer, Oct. 1 at 11, District Court of Bankruptcy, Nottingham.—*Bernard Beagan*, Liverpool, shoemaker, Oct. 1 at 11, District Court of Bankruptcy, Liverpool.—*John Leather*, Liverpool, architect, Oct. 1 at 11, District Court of Bankruptcy, Liverpool.—*Henry Harrison*, Wigan, Lancashire, engineer, Sept. 25 at 12, District Court of Bankruptcy, Manchester.—*J. Lawson*, Salford, Lancashire, baker, Sept. 22 at 12, District Court of Bankruptcy, Manchester.—*Edw. Lees*, Oldham, Lancashire, licensed victualler, Sept. 21 at 12, District Court of Bankruptcy, Manchester.—*James Wearing*, Manchester, out of business, Sept. 25 at 12, District Court of Bankruptcy, Manchester.—*Sarah Stretton*, Bristol, out of business, Sept. 28 at 12, District Court of Bankruptcy, Bristol.—*Thomas Wood*, Cheltenham, Gloucestershire, appraiser, Oct. 7 at 1, District Court of Bankruptcy, Bristol.—*Francis Stone*, Bodminster, Bristol, plumber, Oct. 5 at half-past 12, District Court of Bankruptcy, Bristol.—*John Smallman*, Cheltenham, Gloucestershire, brewer, Oct. 7 at 1, District Court of Bankruptcy, Bristol.

*Saturday, Sept. 11.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Sarah Brown*, Swansea, Glamorganhire, huckster, No. 67,793 C.; *Thomas Francis*, assignee.—*Sam. Booth*, Kelsall, Cheshire, joiner, No. 68,210 C.; *Robert Lightfoot* and *Sam. Johnson Roberts*, assignees.

*Saturday, Sept. 11.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Edward McGrath*, Devonshire-terrace, Camden-road-villas, Camden-town, Middlesex, gentleman: in the Queen's Prison.—*Wm. Griffiths*, Heddon-court, and Saville-place, Regent-st., Middlesex, driller and mender of china and glass: in the Debtors Prison for London and Middlesex.—*Hugh Mackintosh*, Marylebone-st., Regent-st., and Oxenden-street, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Henry Wm. Foster*, St. George's-road, Southwark, Surrey, and Tottenham-court-road, Middlesex, coach and cart wheelwright: in the Queen's Prison.—*Theo. Bullenaris*, Chatham, Kent, billiard-table keeper: in the Debtors Prison for London and Middlesex.—*Robert Glenister*, Little Wyld-st., Lincoln's-inn-fields, Middlesex, licensed victualler: in the Queen's Prison.—*Wm. Coates* the elder, Somerset-place, Hoxton New-town, Middlesex, assistant to an architect: in the Debtors Prison for London and Middlesex.—*George Bull*, Weston-super-Mare, Somersetshire, builder: in the Gaol of Wilton.—*John Cheate*, Lancaster, butcher: in the Gaol of Lancaster.—*Robert Cullyford*, Tarr, Lydeard, Somersetshire, schoolmaster: in the Gaol of Wilton.—*Joseph Baker Troman*, Reddall-hill, Staffordshire, licensed victualler: in the Gaol of Stafford.—*John Heaton*, Pudsey, Calverley, Yorkshire, cloth manufacturer: in the Gaol of York.—*James Houlter*, Salford, Blackburn, Lancashire, ironmonger: in the Gaol of Lancaster.—*Wm. Mowbray Poits*, Gateshead, Durham, grocer: in the Gaol of Durham.—*Robert Francis Reed*, Stockton-upon-Tees, Durham, assistant land surveyor: in the Gaol of Durham.—*Grace Rogers*, widow, Paxton, near Weston-super-Mare, not in any business: in the Gaol of Wilton.—*John Waring*, Lancaster, licensed victualler: in the Gaol of Lancaster.—*George Harding*, Ashton-under-Lyne, Lancashire, shoemaker: in the Gaol of Lancaster.—*Charles Whittem*, Golcar, near Huddersfield, Yorkshire, cloth manufacturer: in the Gaol of York.—*David Terry*, Asset-cum-Gawthorpe, near Wakefield, Yorkshire, publican: in the Gaol of York.—*Chas. Clarkson*, Bradford, Yorkshire, woolstapler: in the Gaol of York.—*John Sherratt*, Abbott's Bromley, Staffordshire, shoemaker: in the Gaol of Stafford.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-st., on Tuesday, Sept. 28, at 9.*

*Robert Wm. Metham*, Kennington-st., Walworth, and Keen's-row, Walworth-road, Surrey, manufacturer of bonnet preservers.—*Francis Wm. Chas. Browns*, Thomas-terrace, Bancroft-place, Mile-end-road, Middlesex, dealer in newspapers.—*Wm. Persons*, Pearson-st., Fellows-st., Kingland-road, Middlesex, bread baker.

Sept. 29, at the same hour and place.

*Thomas Hayward*, Wilmington-square, Clerkenwell, Middlesex, carver on wood.—*Edmund Watkins*, Archer-street, Camden-town, Middlesex, bricklayer.—*Henry Nath. Howell*, Devonshire-place, Chiswick, Middlesex, attorney at law.—*Wm. Philip Masters Craft*, Windmill-st., Haymarket, Middlesex, licensed victualler.—*Jos. Lucas*, Lambeth-square, New-cut, Lambeth, Surrey, carpenter.

Sept. 30, at the same hour and place.

*John Benton*, Stratford-green, Stratford, Essex, gentleman.—*Caleb Pissie*, Windsor-terrace, City-road, Middlesex, commission agent.—*Henry Ownliffe*, London-terrace, London-fields, Hackney, Middlesex, share dealer.—*Wm. Chapman* the younger, Hugh-st., Belgrave-road, Fimlico, Middlesex, clerk to a builder.—*Hugh Barton*, Old Ford-road, Middlesex, brevet major in her Majesty's 53rd regiment of foot.—*Geo. Woollett*, Holborn-hill, London, woollen draper.

## FRIDAY, SEPT. 17.

### BANKRUPTS.

**JOSEPH BAKER** and **JOHN BAKER**, Fore-street, London, machinists and makers of implements in husbandry, dealers and chapmen, (and now or late of Cheapside, tobacconists), Sept. 12 at 12, and Oct. 30 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Sept. 21.

**RICHARD LAW**, Portland-row, Camberwell, Surrey, pawnbroker, Sept. 29 and Nov. 12 at half-past 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Parson, Temple-chambers, Fleet-street, City.—Fiat dated Sept. 10.

**JOHN HOOK**, Southampton-street, Camberwell, Surrey, builder, carpenter, dealer and chapman, Sept. 29 at 2, Nov. 12 at half-past 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Harrison, New-inn.—Fiat dated Sept. 10.

**JOSEPH PHELPS JACOB**, Church-street, Camberwell, and Blenheim-place, Camberwell-green, Lambeth, Surrey, carpenter, builder, and undertaker, Sept. 29 and Nov. 9 at half-past 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Silvester, 19, Great Dover-street, Southwark.—Fiat dated Sept. 8.

**ADOLPHUS FREDERICK LLOYD**, Brighton, Sussex, cook and confectioner, Sept. 28 at half-past 12, and Nov. 9 at 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Rickards & Walker, Lincoln's-inn-fields.—Fiat dated Sept. 11.

**WILLIAM LAMBERT**, Great Titchfield-street, Middlesex, grocer, dealer and chapman, Sept. 28 at 2, and Oct. 28 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Knuckey, Wilmington-square.—Fiat dated Sept. 15.

**JOHN HYAMS**, Jury-street, Aldgate, London, watch manufacturer, Sept. 30 at half-past 11, and Nov. 4 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Piddell, 142, Cheapside.—Fiat dated Sept. 17.

**JOHN EVANS**, Odington, Worcestershire, corn dealer and dealer in horans, dealer and chapman, Sept. 30 and Oct. 28 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Mottram & Knowles, Birmingham; Smith & Co., Bedford-row, London.—Fiat dated Sept. 8.

**WILLIAM HODGSON GRATRIX** and **JOHN TAVERNER**, Nuneaton, Warwickshire, silk and ribbon manufacturers, dealers and chapmen, Oct. 2 at 11, and Oct. 26 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Cowdell, jun., Hinckley; James, Birmingham.—Fiat dated June 14.

**JOHN MORRIS**, Walsall, Staffordshire, saddlers' ironmonger, dealer and chapman, Oct. 2 and 28 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Wilkinson & Co., Walsall.—Fiat dated Sept. 10.

**WILLIAM WILLIAMS**, Kidwelly, Carmarthenshire, timber merchant, brick maker, coal and ironstone merchant, dealer and chapman, Sept. 28 at half-past 11, and Oct. 26 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Castle & Henderson, Bristol; Sarr & Co., Lombard-street, London.—Fiat dated Sept. 4.

**JAMES JONES**, Birkenhead, Cheshire, chemist and druggist, dealer and chapman, Sept. 30 and Oct. 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Cross, Liverpool; Lowe, Chancery-lane, London.—Fiat dated Sept. 10.

**CHARLES GREAM**, Painswick, Gloucestershire, scrivener, Oct. 5 and 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Witebell, Stroud; Brisley, 4, Pancras-lane, Cheapside, London.—Fiat dated Sept. 8.

**MICHAEL ARCHER** and **THOMAS HALSALL**, Liverpool, timber merchants and joiners, dealers and chapmen, Oct. 5 and 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dodge, Liverpool; Bridger & Co., London.—Fiat dated Sept. 4.

**THOMAS CLAPHAM**, Liverpool, wholesale butcher, Oct. 5 and 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Cornishwaite & Co., Old Jewry-chambers, London.—Fiat dated Sept. 10.

**WILLIAM SMITH**, Bramham, Yorkshire, brick and tile maker, dealer and chapman, Sept. 30 and Nov. 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Barr & Co. Leeds; Fiddy, Temple, London.—Fiat dated Aug. 31.

**JONAS HALEY**, Batley Carr, Dewsbury, Yorkshire, machine maker, dealer and chapman, Sept. 30 and Nov. 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Sykes & Co., Milnes-bridge, near Huddersfield; Sykes, Leeds; Sparham, Staple-inn, London.—Fiat dated Sept. 30.

### MEETINGS.

*Th. Bradbury*, Bank-mill, Ashton-under-Lyne, Lancashire, cotton spinner, Oct. 1 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Andrew Birrell*, Salford, Lancashire, vinegar manufacturer, Sept. 30 at 11, District Court of Bankruptcy, Liverpool, last ex.—*Edmund Lord*, Rochdale, Lancashire, flannel manufacturer, Sept. 28 at 12, District Court of Bankruptcy, Manchester, last ex.—*Ed. Gill*, Richmond, Yorkshire, grocer, Oct. 9 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Oct. 12 at 11, div.—*Richard Sergeant*, Maidstone, Kent, oilman, Oct. 13 at 2, Court of Bankruptcy, London, div.—*Edward Edmunds*, Loundes-st., Knightsbridge, and St. George's-place, Knightsbridge, Middlesex, hosier, Oct. 9 at 1, Court of Bankruptcy, London, div.—*John Straker*, *George Walker*, and *T. Brown*, Jarroo, Durham, ship builders, Oct. 8 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. dir.

### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*John M. Munde*, Upper Ordnance-wharf, Rotherhithe, Surrey, cement manufacturer, Oct. 9 at half-past 1, Court of Bankruptcy, London.—*Charles Key*, Wakefield, Yorkshire, manufacturer, Oct. 12 at 11, District Court of Bankruptcy, Leeds.—*Emma Tomlins*, Coleford, Newland, Gloucestershire, grocer, Oct. 12 at 12, District Court of Bankruptcy, Bristol.—*Edward Field*, Stratford-upon-Avon, Warwickshire, mercer, Oct. 26 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 8.

*James Thomas*, Gloucester, innkeeper.—*Henry Moran*, Connaught-terrace, Edgeware-road, Middlesex, salesman.—*Charles Thomas*, Llivior, Montgomery, grocer.—*Ed. Keeler*, Canterbury, dealer in glass.—*John Sugden*, Bradford, Yorkshire, butcher.—*Wm. Guyton* the younger, Liverpool, merchant.—*Edw. Andrew*, Manchester, fustian manufacturer.—*Henry Clark*, Stappleford Abbots, Essex, brush manufacturer.—*Anthony Machin*, Manchester, grocer.—*Wm. Tatham*, Nottingham, tobacco dealer.—*Wm. Orrell*, Manchester, gun manufacturer.

### PARTNERSHIP DISSOLVED.

*Wm. Matthew Armstrong* and *Charles Fisher*, Red Lion-square, Holborn, Middlesex, attorneys at law.

*John* and *Alex. Baird*, Modiesburn, Lanarkshire, merchants.—*David Whyte*, Kinross, manufacturer.—*Wm. Curwell* and *James Shepherd Curwell*, Glasgow, bakers.—*Alexander Hutchison*, Glasgow, cabinet maker.

### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Halcombe*, Vernon-st., Vernon-square, Baginbelle-roads, Middlesex, serjeant-at-law, Sept. 21 at 11, Court

of Bankruptcy, London.—*Charles Collins*, Portman-place, Edgware-road, Middlesex, out of business, Sept. 29 at 11, Court of Bankruptcy, London.—*William Dennis*, Halifax, Yorkshire, cabinet maker, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*Chas. Goeder*, Hopton, Mirfield, Yorkshire, weaver, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*David Smith*, Halifax, Yorkshire, overlooker, Sept. 23 at 11: District Court of Bankruptcy, Leeds.—*John Bross*, Staincliffe, Batley, Yorkshire, blanket manufacturer, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*Joseph Porritt*, Dewsbury, Yorkshire, out of business, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*Robert Ibbetson*, Kingston-upon-Hull, butcher, Oct. 6 at half-past 10, District Court of Bankruptcy, Leeds.—*Frank Milnes*, Littleton, Liversedge, Birstall, Yorkshire, blanket weaver, Oct. 5 at 11, District Court of Bankruptcy, Leeds.—*Charles Barnes*, Kingston-upon-Hull, shopman, Oct. 6 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—*Adam Penkurst*, Newcastle-under-Lyme, out of business, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*Joseph Rosenthal*, Birmingham, cigar dealer, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*James Pitkin*, Luton, Bedfordshire, plasterer, Oct. 11 at 12, Court of Bankruptcy, London.—*Henry Mitchell*, Clitheroe, Lancashire, lime carrier, Sept. 28 at 11, District Court of Bankruptcy, Manchester.—*Robert Hampson*, Hardy Butts, Wigan, Lancashire, wheelwright, Sept. 28 at 11, District Court of Bankruptcy, Manchester.—*Robert Widding*, Wigan, Lancashire, publican, Sept. 28 at 11, District Court of Bankruptcy, Manchester.—*Thos. Hulme*, Aston, Great Badworth, Cheshire, out of business, Oct. 1 at 12, District Court of Bankruptcy, Manchester.—*Stanley Buchanan*, Ashton-under-Lyne, Lancashire, surgeon, Oct. 1 at 12, District Court of Bankruptcy, Manchester.—*Isaac Harvey*, Lower Easton, Gloucestershire, grocer, Oct. 7 at 11, District Court of Bankruptcy, Bristol.—*Alfred Crookes*, Leeds, Yorkshire, attorney's clerk, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*J. Aberoyd*, Leeds, Yorkshire, joiner, Sept. 23 at 11, District Court of Bankruptcy, Leeds.—*Sam. Wilkes*, Willenhall, Staffordshire, modeller, Sept. 23 at half-past 11, District Court of Bankruptcy, Birmingham.

Wednesday, Sept. 15.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Henry Dewey*, Belvidere-place, Southwark-bridge-road, Southwark, Surrey, carpenter: in the Queen's Prison.—*Frank Hart*, Whitmore-cottages, Mortimer-road, Kingsland, Middlesex, out of employment: in the Debtors Prison for London and Middlesex.—*Wm. T. Cope*, Union-court, Holborn-hill, Middlesex, barman: in the Debtors Prison for London and Middlesex.—*John Reeves*, Gloucester-place, Kentish-town, Middlesex, silver chaser: in the Debtors Prison for London and Middlesex.—*Wm. Anson*, Watling-st., London, printer: in the Debtors Prison for London and Middlesex.—*George Hergrave*, Skellgarths, Ripon, Yorkshire, grocer's assistant: in the Gaol of Ripon.—*Christ. Emmott*, Welsden, near Bradford, Yorkshire, boot maker: in the Gaol of York.—*Charles Lyndon*, Birkenhead, Cheshire, saw mill proprietor: in the Gaol of Chester.—*Alice Uren*, widow, Perran Uthnoe, Cornwall, innkeeper: in the Gaol of Bodmin.—*James Thompson*, Northumberland, blacksmith: in the Gaol of Morpeth.—*Geo. Stampson*, Kingston-upon-Hull, joiner: in the Gaol of Hull.—*John Pugh*, Pontesbury, Shropshire, labourer: in the Gaol of Shrewsbury.—*Eliz. Pugh*, widow, Pontesford, Shropshire, miller: in the Gaol of Shrewsbury.—*Robert Beers*, Bishop Auckland, Durham, engineer: in the Gaol of Durham.—*Hens. R. Stevenson*, Bishop Auckland, Durham, assistant to a surgeon: in the Gaol of Durham.—*Michael Cox*, Liverpool, cattle dealer: in the Gaol of Lancaster.—*Wm. W. C. Kirkham*, Chorlton-upon-Medlock, Manchester, brass founder: in the Gaol of Lancaster.—*George Clark*, Seaford, Manchester, woollen draper: in the Gaol of Lancaster.—*Edward James Dunderdale*, Ribbleson, near Preston, Lancashire, plumber: in the Gaol of Lancaster.—*Jos. Davies*, Stretford, near Manchester, gardener: in the Gaol of Lancaster.—*John Britton*, Preston, Lancashire, baker: in the Gaol of Lancaster.—*Wm. Whitehead*, Heaton Norris, Lancashire, out of employment: in the Gaol of Lancaster.—*John Teubman*, Liverpool, joiner: in the Gaol of Lancaster.—*Wm. Merritt*, Salford, Manches-

ter, innkeeper: in the Gaol of Lancaster.—*Mayall Robinson*, Manchester, dealer in cotton waste: in the Gaol of Lancaster.—*Edmund Isherwood*, Manchester, butcher: in the Gaol of Lancaster.—*Rich. Liprot*, Manchester, agricultural implement dealer: in the Gaol of Lancaster.—*Robert Matthews*, Liverpool, grocer: in the Gaol of Lancaster.

#### INSOLVENT DEBTORS' DIVIDENDS.

*John Bateson*, Kirkburton, near Huddersfield, Yorkshire, joiner, Horsfall & Harrison's, Leeds: 2½d. in the pound.—*Chas. Parry*, Circus, Minorics, City, ship insurance broker, Sept. 15, between 11 and 3, Galsworthy & Nichols's, Cook's-court, Lincoln's-inn: 2s. 4½d. in the pound, (in addition to 4s. 1d., before declared).

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed James Davies, Gent., of Hereford, to be a Master Extraordinary in the high Court of Chancery.

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LONDON, SEPTEMBER 25, 1847.

In our last Number we commented upon an absurdity in conveyancing law; we will now turn to an absurdity in the common law, the principle of which, when carried out to its remote, yet inevitable, consequences, produces something more savouring of atrocity, than of mere absurdity. We allude to the law regulating the right of a parent to bring an action for damages for the seduction of his daughter. The principle, if principle it can be called, of this law, bad and revolting as it is, does not always produce injustice. It may be, and no doubt is, very painful to the feelings of a parent, to be able to punish the seducer of his daughter, only through the circuitous mode of an action founded on an allegation, which, besides being in nine cases out of ten actually false, assumes, as the sole wrong done to the plaintiff, that which is merely a trifling, and most frequently unimportant, consequence of the wrong; and assumes, that the only value of his child, in the plaintiff's eyes, is her labour, as though she were his horse or his ox.

But, however revolting this may be, since juries are at liberty in actions of this nature to consider (upon what principle, is not at all intelligible) the wounded feelings of the plaintiff, under certain circumstances, justice, substantial though rough, is done, though done in a very clumsy way. But the principle of the right to sue being founded on a totally false assumption, must, of necessity, if correctly followed out and applied, produce, under certain circumstances, a total denial of justice. For herein is the difference between a law founded on a true and rational principle, and one that is founded on a false principle. The former may not always work full justice, owing to defective forms of proceeding, or the misapplication of it, caused by erroneous reasoning in deducing consequences from

the rule; that is, it may not work all the good that it ought, or it may even sometimes be so employed as actually to work a wrong; but it does so not of its own nature or by force of its own qualities. On the contrary, where the principle of a law is false and vicious, it requires a given state of facts for its object, in order to be capable of avoiding wrong; it requires regulation and moulding, and in fact distortion, to be rendered capable of working justice, even under favourable circumstances; and when unfavourable circumstances are presented to its operation, then, the more sound and logical is the reasoning applied to deduce consequences from it, the more pernicious and unjust is its operation.

The case very lately decided of *Davies v. Williams* (11 Jur. 750) elucidates and confirms most completely this doctrine, and exposes, in the most marked manner, the cruelty as well as absurdity of our law of seduction. In that case the plaintiff's daughter had been in the service of the defendant, and had been seduced by him. She left his service in a state of pregnancy, and went to her mother and lived with her in a state of service till after the birth of a child. The mother brought her action in the usual form. It was held that she could not sue, because the trespass which caused the loss of service, was not committed while the relation of mistress and servant existed between the mother and daughter. That the case was rightly decided in point of law it would hardly be respectful to doubt, when one sees that it was decided by the whole Court unanimously, and after an elaborate argument; but besides, the reasoning on which it was decided is in itself plain and conclusive. The principle on which the right of action is grounded, being solely that the defendant has injured the plaintiff's servant, whereby plaintiff servitium amisit, and having no reference at all to the wrong done to the parent *quâ* parent;

how could any ingenuity deduce from such a principle, that, because a person has injured a servant so that she is not able to work, and I take that servant, I can have an action against the person who has injured her? The defendant, in *Davies v. Williams*, clearly had never injured the plaintiff's servant; but the plaintiff chose to take into her service an incapable servant. It was as if she had bought a lame horse, and then had brought an action against the person who had antecedently injured the horse. Accurate reasoning being therefore employed in applying the rule to the circumstances in *Davies v. Williams*, necessarily produced a failure of justice. If the principle of the law had been that a parent is entitled simply as parent, to a remedy for the injury done to him by the seduction of his daughter, then, in such a case as *Davies v. Williams*, the circumstance which enabled the defendant altogether to elude punishment, viz. his having seduced the woman while he was her master, would in law, as it unquestionably would in morality, have been an aggravation of the injury. And instead of escaping wholly, he would probably have been punished, as he ought to have been, by heavier damages. As the law stands, he was in a better position, because he committed the injury for which he was sued, under circumstances aggravating his culpability. We are not, it will clearly be understood, quarrelling with the decision. It appears to us, that it was so right, that a different decision could not have been arrived at by men reasoning soundly from an established principle. But we quarrel with the continuance of a principle so false, that injustice is worked, not by misapplying it, but by the most careful and correct application of it. If seduction be no real injury; if the well-being and morality of society do not require it to be in any degree punished or repressed, let it be so declared; but if it be an injury at all, it is so as an injury to the sense of honour and to the happiness of the individual and of the parents, not as causing merely a suspension of the power of labouring; and the right to sue ought to be founded on that which really is the injury, not on that which may or may not be a consequence of the injury, and when it is, is rarely an injury in itself of any magnitude. Practically the law gives a remedy only to those who, perhaps, least require and deserve it; for, unquestionably, a certain degree of coarseness of mind and insensibility appear almost necessary ingredients in the willingness to become a plaintiff in an action where a parent seeks for damages, on the ground that his daughter has, by being seduced, been rendered less available to him as a hewer of wood and drawer of water.

#### ACTIONS, &c. BY ASSIGNEES OF REVERSIONS ON AGREEMENTS IN LEASES NOT UNDER SEAL.

In the case of *Standen v. Chrismas*, (11 Jur. 694), the Court of Queen's Bench decided that the stat. 32 Hen. 8, c. 34, "concerning grantees of reversions to take advantage of the condition to be performed by the lessees," applies only to cases of demise by deed, and that, therefore, the assignee of the reversion on a lease not under seal could not sue in assumpsit on the lessee's contract to repair. That the statute of Hen. 8 is confined to leases by indenture is perfectly plain from its

language, and had been already decided; (*Buckworth v. Simpson*, 5 Tyr. 364); but whether the assignee of a reversion cannot, independently of the statute, sue on a contract relating to the land entered into with his assignee, is a point which deserves more consideration than the Court of Queen's Bench seems to have bestowed on it, if, indeed, they considered it at all.

The stat. 32 Hen. 8, c. 34, was passed soon after the dissolution of the monasteries, at a time when freehold leases were much more common than they now are, and appears to have been intended principally to remedy the inconveniences consequent upon the rule of law, that the assignee of a reversion cannot take advantage of a condition for forfeiture contained in a lease for life, according to the distinction taken by Coke: "If a man make a gift in tail or a lease for life upon condition that, if the lessee goeth not to Rome before such a day, the gift or lease shall cease or be void, the grantee of the reversion shall never take advantage of this condition, because the estate cannot cease before an entry; but if the lease had been but for years, then the grantee should have taken advantage of the like condition, because the lease for years, ipso facto, by the breach of the condition without any entry, was void; for a lease for years may begin without ceremony, and so may end without ceremony, but an estate of freehold cannot begin nor end without ceremony. And of a void thing an estranger may take benefit, but not of a voidable estate by entry." But the statute is not confined to the case of a condition for forfeiture. It recites the use of conditions, covenants, and agreements in leases under seals, and that "by the common law of this realm, no stranger to any covenant, action, or condition shall take any advantage or benefit of the same by any means or ways in the law, but only such as be parties or privies thereunto, by the reason whereof as well all grantees of reversions as also all grantees and patentees of the king, &c. be excluded to have any entry or action against the said lessees and grantees, their executors or assigns, which the lessors before that time might by the law have had against the same lessees for the breach of any condition, covenant, or agreement contained in the indentures of their said leases, demises, and grants;" and enacts, that all grantees of reversions which belonged to any of the suppressed monasteries, as also all other persons being grantees or assignees, and their heirs, executors, successors, and assigns, shall have the like entry for non-payment of rent, waste, or other forfeiture, and also the like remedies by action only, "in like manner and form as if the reversion of such lands, &c. had not come to the hands of our said sovereign lord, or as our said sovereign lord, his heirs and successors, should or might have had and enjoyed in certain cases, by virtue of the act made at the first session of the present parliament, if no such grants by letters patents had been made by his highness." The act then gives to lessees, their executors, administrators, and assigns, similar remedies against the assignees of reversion on the covenants entered into by the lessors, except covenants and clauses of warranty.

The inaccuracy of the enacting part of the statute is obvious, and the preamble appears to be not more precise. The general proposition contained in it, that grantees of reversions cannot sue on any covenants entered into with the lessors, was certainly not law, for it is settled that covenants relating to the lands, and entered into with the owner of it, may at common law be sued on by his assignee, whether the estate be a fee or a term of years, and whether it moved from the covenantor at the time of making his covenant or not. (Co. Litt. 384 b.; *Middlemore v. Goodale*, Vin. Abr., "Covenant," (K.) 6; Cro. Car. 603; *Nob v. Awdler*, Cro. El. 373, 486; *Baker v. Damer*, 3 Mod. 338; *Show*, 191; *Athens v. Hamlyn*, 1 Roll. Rep. 81; *Campbell v. Lewis*, 3 B. & Ald. 365; *Kingdon v. Nottles*, 4 M. & S. 53). As the application

of the statute has been confined to covenants relating to the land, it is not easy to see what alteration it effected with respect to covenants. No one doubts that the assignee of a lease may sue the lessor on his covenants, and the statute of Hen. 8 expressly gives to lessors, their executors, administrators, and assigns, the same actions against assignees of the reversions, which they would have had against their lessors; but an action by an assignee of the lease against the lessor himself, is not within the act.

If, then, independently of the statute of Hen. 8, an assignee of a reversion may sue the lessee on a contract under seal relating to the land, (e. g. a covenant to repair), there seems to be no reason why the assignee of the reversion in *Standen v. Christmas* should not have been held entitled to sue the lessee on his contract to repair, though it was not under seal, for it nowhere appears that the transmissibility to an assignee of the benefit or obligation of a contract relating to the land depends on the solemnity of the instrument in which it is contained. As the right of the plaintiff to sue, independently of the statute, does not appear to have been suggested in that case, its authority on that point cannot be considered as conclusive. Covenants and contracts which the law implies have always been allowed to pass to assignees independently of the statute. In *Standen v. Christmas* there was a count upon a supposed implied promise to use the premises in a tenantlike and proper manner, but the Court held that there could be no such implied contract, as the tenant held under an express contract which provided for the very matter. It is at least singular that the plaintiff should have been deprived of the benefit of the tenant's liability to repair, simply because the parties did not take the precaution to say nothing about it.

A lease for more than three years cannot now be made without deed, and there is no advantage in any case in making a lease without deed, because the stamp is the same whether it is under seal or not. But leases do occasionally occur which are not made by indenture, and with regard to them it is important to inquire whether there is any foundation for Lord Coke's position, that the reversioner's assignee could not, at common law, take advantage of the power of re-entry. Littleton confines his statement of the rule to the cases of a lease for life, and the reason given by Coke in his Commentary (that, for avoiding of maintenance, &c. nothing of action, entry, or re-entry can be granted over) is not applicable to an entry in respect of a chattel interest. That a power of re-entry upon a freehold lease would not pass with the reversion, was consistent with the rule, that a freehold could not be made to commence or cease in futuro, and that a contingent freehold interest was not assignable: but a right of entry reserved in a demise for years, is, in fact, an *interesse termini*; and as the assignee of an *interesse termini* may enlarge his interest into an estate by entry, (Co. Litt. 46. b.; Bac. Abr., "Leases," (M.)), there seems to be no reason why the assignee of the reversion on a term of years may not take advantage of the right of entry which has been expressly granted to the reversioner. An indenture reviving the condition of a lease after a dispensation, is clearly not within the statute of Hen. 8, but it has never been considered that the benefit of such a defeasance would not pass to the assignee of the reversion.

If the above conclusions are correct, it seems to follow that an assignee of the reversion may take advantage of the agreements and conditions made upon a verbal letting from year to year, and if so that he may take advantage of the agreements and conditions contained in a memorandum of agreement, (not being a lease), containing the terms by which a yearly tenancy, either contemplated or already in existence, is to be regulated. For if the tenancy is actually in existence, the tenant may make a defeasance without deed, and may enter into

contracts with the reversioner relating to the land, and if the tenancy is afterwards created in pursuance of the agreement, it will be in effect a parol lease, embodying by reference the terms of the pre-existing agreement.

S.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 312).

The ordinary is bound to grant probate of an instrument which is indisputably the will of the deceased; and if the executor accepts the office and desires probate, and is refused by the ordinary, a writ will go from the temporal courts to compel him; (*Luskins v. Carver*, Style, 7; 1 Gibs. Cod. 468); for, although the Spiritual Court is to determine whether there be a will, the executor has a temporal right, and the ordinary cannot put him to any terms but those mentioned in the will; and, therefore, if he will not grant the probate where it is admitted that there is an executor, a mandamus lies to compel him. (1 Wms. Exors. 283, 3rd Edit.; *Marrriot v. Marrriot*, 1 Stra. 672; *Anon.*, 1 Vent. 335; *Anon.*, 1 Stra. 552; *Dunkin v. Man*, Sir T. Ray. 233; *Offey v. Best*, 1 Lev. 186; *Re v. The Inhabitants of Horley*, 8 East, 408; *Reg. v. Raines*, 3 Salk. 233).

And, in a case of complete intestacy, if the ordinary will not grant administration as the statutes appoint, a mandamus lies to compel him. (*Anon.*, 2 Sid. 114; *Offey v. Best*, 1 Lev. 187; *Anon.*, 1 Freem. 372). Thus, if he refuse to commit administration to the husband of the wife's effects, a mandamus will issue. (*Re v. Betersworth*, 2 Stra. 891, 1118). So a mandamus may be had to enforce the right of a sole next of kin; and this, notwithstanding a suit depending his consanguinity not being denied. (*Re v. Hay*, 1 W. Bl. 640; *Re v. Hay*, 4 Burr. 2295; *Re v. Horsley*, 8 East, 406). And, in a case where the widow applied for a mandamus to commit administration to her, although the Court refused it in that form, on the ground that it would deprive the ordinary of the election which the statute gives him between her and the next of kin; yet they issued the writ generally to grant administration of the goods of the intestate. (*Anon.*, 1 Stra. 552, cited by Lawrence, J., in 8 East, 406; 1 Wms. Exors. 335, 336; and see *Fawtry v. Fawtry*, 1 Salk. 36; *Bloxborough v. Davis*, 1 Raym. 684; S. C. 1 Salk. 38; 3 Salk. 21).

And in a case where the bishop, as warden of Manchester College, refused to admit a chaplain, it was held a mandamus would lie, there being no visitor. (*Re v. The Bishop of Chester*, 2 Stra. 797). So, a mandamus lies to compel admission to a canonry or prebendary. (*Clarke v. The Bishop of Sarum*, 2 Stra. 1082). Also to the dean and chapter to fill up a vacancy among the canons residentiary. (*Bishop of Chichester v. Howard*, 1 T. R. 652; *Re v. The Dean and Chapter of Norwich*, 1 Stra. 159). So it lies to the trustees of a meeting-house to admit a dissenting teacher. (*Re v. Barker*, 3 Burr. 1265; S. C., 1 Bl. Rep. 300, 352). So it lies to restore a curate to a chapel who had been turned out. (*Re v. Bloer*, 2 Burr. 1043; see *Re v. Barker and Others*, ubi sup.). To compel the bishop to grant a license to a lecturer to preach, or to shew good cause to the contrary. (*Re v. London*, 13 East. 419; *Re v. The Bishop of London*, 1 Wils. 11, 15; see also *Colefate v. Newcomb*, 2 Ld. Raym. 1206). The Court said:—"There can be no question but this Court hath jurisdiction in all cases of this nature; but the question is, whether this be a proper case for the Court to exercise that jurisdiction. The foundation of applying to this Court in cases of this nature is, that the Statute of Uniformity, (13 & 14 Car. 2, c. 4, s. 19), having made a license necessary, and vested that authority in the bishop, this Court will not suffer him to

exercise that authority arbitrarily; but where a person appears to have a right, will compel the bishop to grant a license or shew good reason to the contrary. (*Rez v. The Bishop of London*, 1 Wils. 11; S. C., 13 East, 420; *Rez v. Canterbury*, 15 East, 117; and see *The Churchwardens of St. Bartholomew*, 3 Salk. 86; S. C., Holt's Rep. 418; 12 Mod. 433). To restore a parish clerk, which is a temporal office, and though appointed by the minister, if removed by him without a sufficient cause, a mandamus lies to restore him. (*Rez v. Warren*, Cowp. 370; Bac. Abr., "Mandamus," (C.) 531; see also *Tarrant v. Hasby*, 1 Burr. 367; *Peake v. Bowen*, 2 Stra. 942; *Pitts v. Evans*, 2 Stra. 1108; *Reg. v. Wale*, 11 Mod. 261; *Rez v. Ashton*, Say. Rep. 159; *Rez v. Procter*, 15 Gow, 3, cited per Lord Mansfield in *Rez v. Warren, Clerk*; *Rez v. Henchman*, Bac. Abr., "Mandamus," (C.)). So to appoint a parish clerk. (*Rez v. The Rector of St. Ann's, Soho*, 3 Burr. 1877; *Anon.*, Lofft. 434). And where a parish clerk hath been unanimously chosen by the vestry, and after admitted and sworn before the archdeacon, and he refused to swear such parish clerk so elected, but admits another chosen by the parson, a mandamus lies to compel him to swear the clerk so elected by the vestry. (2 Rolls. Abr. 234; Vin., "Mandamus," (H.) 3; 3 Burn, Eccl. Law, 64). So a mandamus lies to restore to the office of sexton of the parish. (*Rez v. The Churchwardens of St. James*, Cowp. 413; Bac. Abr., "Mandamus," (C.); *Rez v. Morpeth*, 1 Stra. 59; *Rez v. Kingsclere*, 2 Lev. 18; *Il's case*, 1 Ventr. 143, 153; *Reg. v. Stoke Damerel*, 5 Adol. & Ell. 589). So it lies to appoint a scavenger. (*Il's case*, ubi sup.). To admit churchwardens. (*Rez v. Harris*, 3 Burr. 1428; S. C., 1 Bl. Rep. 430; 2 Chit. Rep. 254). So it lies to the Ecclesiastical Court to swear two churchwardens elected by the parish. (*Anon.*, Ventr. 115; Id. 267; 2 Robs. 106, 107; 3 Cro. 551, 589; *Rez v. Rice*, 1 Raym. 138; S. C., Carth. 393; 5 Mod. 325; *Rez v. Rees*, 12 Mod. 116; *Churchwardens of Northampton's case*, Carth. 118; *Rez v. Simpson*, 1 Stra. 609; S. C., 2 Ld. Raym. 1379; *Rez v. Harwood*, Ib. 1405). So it lies to restore a churchwarden, being a temporal officer, and an office concerning the public; and where to a mandamus to swear a churchwarden chosen according to custom, the archdeacon returned that the person presented was a poor dairyman who had no estate, the Court granted a peremptory mandamus. (Bac. Abr., "Mandamus," (C.); see also 2 Roll. Abr. 234). So it lies for a register in an ecclesiastical court. (Comb. 133; Bac. Abr., "Mandamus," (C.)). So it lies to the commissary of York to admit a deputy register of the Archbishop of York's Court. (*Rez v. Ward*, 2 Stra. 893; *Rez v. Hill*, 1 Show. 253; Bac. Abr., "Mandamus," (C.); but see *Rez v. The Bishop of Gloucester*, 2 B. & Adol. 58). So to restore to the office of apparitor-general of the Archbishop of Canterbury. (*Folke's case*, cited in *Rez v. Ward*, ubi sup.)

We have already seen the Court will compel the ordinary to grant administration and probate in certain cases. Still, in some cases, the Courts have refused the application for a mandamus. Thus, where the father applied for administration to his son's goods, durante minori etate of his grandson, and the ordinary refused, on application for a mandamus, the Court would not grant the writ, saying, that as there was no law which directed to whom these administrations during minority should be granted, there was no law to put in execution; they could not, therefore, grant the writ. (*Smith's case*, 2 Stra. 892). And where the husband has done some act to deprive himself of all interest in the wife's fortune, as by settlement before marriage, the Court will not compel the ordinary to grant administration to him. (*Rez v. Bettesworth*, Stra. 1111; but see *Rez v. Bettesworth*, Id. 891). Nor will the Court grant a mandamus to compel the Ecclesiastical Court to grant probate where a suit is pending. (*Lovegrove v.*

*Bethel*, 1 B. C. Rep. 668). The Court will not grant a mandamus to compel the ordinary to grant administration, unless the person applying has first had resort to the ecclesiastical judge and been refused. (*Raine's case*, 1 Ld. Raym. 262; S. C., 1 Salk. 299; Carth. 457).

Where a mandamus was applied for to elect a canon of the Cathedral Church of St. David's to fill the next vacancy; it being alleged that there was a custom that persons should be elected previous, in order to fill the next vacancy; the Court refused the mandamus. (*Owen v. Straindow*, Jones, 199). So, the Court refused a mandamus to restore the minister of an endowed dissenting meeting-house, when expelled by the majority of the congregation; it appearing that he had not complied with all the requisites essential to give him a prima facie title, Lord Kenyon, C. J., said, "There is no doubt but that a mandamus lies in these cases where there is an endowment, if a proper case be made out. But it is necessary for a party applying for a mandamus to be restored to any office, to make out a prima facie title to such office, and shew, at least, that he has complied with all the forms necessary to constitute his right. Here it does not appear that the party applying has gone through all those ceremonies which the particular sect, of which he is a member, has made it necessary." (*Rez v. Jotham*, 3 T. R. 575). "If he had been before regularly admitted, he might try his right by bringing an action for money had and received for the profits." (Per Buller, J., Id. 578). Nor will the Court grant a mandamus to elect to the office of canon residentiary and dean of a cathedral church, the right of election appearing to be in the chapter, and no right being shewn that the Crown possessed the right claimed by it, viz. that of recommending the party whom the chapter was bound to elect. (*Reg. v. The President of St. Peter's, Exeter*, 9 Law Journ., N. S., Q. B., 303). Nor will a mandamus be granted to a bishop to license a curate of an augmented curacy where there is a cross nomination, because the party had another specific remedy by quare impedit. (*Rez v. The Bishop of Chester*, 1 T. R. 396). Nor will the Court grant a mandamus to the bishop to grant a license to a lecturer who has no fixed salary, but a voluntary contribution in lieu: there is no custom for a person to preach without the consent of the rector, for no person can use the pulpit of a rector unless he consent. (*Rez v. The Lecturer of St. Ann's, Westminster*, 2 Stra. 1192; *Rez v. The Bishop of London*, 1 T. R. 331; *Rez v. The Bishop of Oxford*, 7 East, 645; Id. 600; *Rez v. The Bishop of Exeter*, 2 East, 468; *Rez v. Barker*, 3 Burr. 1267, per Lord Mansfield). Nor will a mandamus lie to the rector to certify to the bishop the election of a lecturer, there being no immemorial custom for the lecturer to use the pulpit without the consent of the rector. (*Rez v. Field and Others*, 4 T. R. 125). Nor will a mandamus lie to commission delegates to admit the bishop's allegations in a suit instituted. (*The Bishop of St. David's v. Lucy*, 1 Ld. Raym. 544). Nor does a mandamus lie to the Archbishop of Canterbury, to issue his fiat to the Vicar-general of the province of Canterbury for the admission of a doctor of civil laws as an advocate of the Court of Arches. (*Rez v. The Archbishop of Canterbury*, 8 East, 213). And it has been held that no mandamus lies to restore a proctor of Doctors' Commons; because it is an ecclesiastical office, and a matter properly and only cognisable in that court, for the temporal courts are not to intermeddle or inquire into their sentence, or into the proceedings in any matters whereof they have a proper jurisdiction, but are to give credit hereto. (*Rez v. Orenden*, 1 Show. 217, 261; *Rez v. Newton*, Id. 251; S. C., nom. *Leigh's case*, 3 Mood. 332; Carth. 169; 3 Lev. 309; 1 Stra. 59, per Holt, J.; Bac. Abr., "Mandamus," (C.)). Nor does a mandamus lie to restore a clerk of a dean and chapter, because it is not a public office. (Comb. 133; Bac. Abr., "Mandamus," (C.)). Where the

registrars of a diocese were authorised by their patent of office to appoint a deputy, to be "approved of and allowed by the bishop," who, if he should not approve of and allow the deputy named and proposed to him, was empowered to appoint another, and on the registrars appointing a deputy, and submitting him to the bishop for approbation, he answered, that "for good and sufficient reasons" he disapproved of the party nominated, but declined to specify his reasons, the Court refused a rule nisi for a mandamus to the bishop to admit the deputy. (*Res v. The Bishop of Gloucester*, 2 B. & Adol. 158). The Court will not grant a mandamus to a visitor, when it is doubtful whether such person is a visitor or not. (*Res v. The Bishop of Ely*, 1 Wils. 266; and see *Usher's case*, 5 Mod. 452; Com. Dig., "Mandamus," B.; see *Res v. The Bishop of Lincoln*, 2 T. R. 338, n., cited in *Res v. The Bishop of Ely*, where it is said, the Court will compel him to hear the parties and form some judgment, though they will not oblige him to go into the merits).

(To be continued).

## London Gazettes.

TUESDAY, SEPTEMBER 21.

### BANKRUPTS.

**JAMES CHARLES VAUGHAN**, Eastcheap, London, fruit merchant, Oct. 6 at 2, and Nov. 16 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Gauntlett, 48, Lincoln's-inn-fields.—Fiat dated Sept. 14.

**JOSHUA HYAMS**, Jury-street, Aldgate, London, watch manufacturer, Sept. 30 at half-past 11, and Nov. 4 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Peddell, 142, Cheapside.—Fiat dated Sept. 17.

**EDWARD SCOTT**, Castle Tavern, Tunbridge-wells, Kent, innkeeper, dealer and chapman, Oct. 2 at half-past 2, and Nov. 4 at 2, Court of Bankruptcy, London: Sols. Slee & Robinson, Parish-st., Southwark.—Fiat dated Sept. 17.

**JOHN LEWER**, Fratton-path, Portsea, Southampton, carpenter and builder, Sept. 30 at 11, and Nov. 1 at half-past 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Murray, London-street; Stigant, Portsea.—Fiat dated Sept. 15.

**JOHN WOSPELL**, High-street, Shoreditch, Middlesex, cabinet maker, auctioneer, dealer and chapman, Sept. 27 at 3, and Nov. 1 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Sept. 15.

**GEORGE HALL**, Trowse Newton, Norfolk, builder and victualler, Oct. 2 at half-past 1, and Nov. 4 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Abbott & Wheatley, Rolls-yard, Chancery-lane.—Fiat dated Sept. 15.

**JOHN GARDINER JACKSON**, Newcastle-street, Strand, Middlesex, and Cour de Guise, Calais, France, importer and manufacturer of fancy embossed and ornamental papers, and all descriptions of pasteboard boxes, dealer and chapman, (carrying on the said businesses with Meadows Montague Wildbore and Louis Achille Leger), Sept. 28 at 3, and Nov. 2 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Wright & Bonner, London-st., Fenchurch-street.—Fiat dated Sept. 7.

**WILLIAM EVANS**, Derby, lamp manufacturer, dealer and chapman, Oct. 8 and Nov. 5 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Whiston, Derby; Bowley, Nottingham.—Fiat dated Sept. 15.

**GEORGE SMAIL**, Coventry, Warwickshire, draper, dealer and chapman, Oct. 5 and Nov. 2 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Smith, Birmingham.—Fiat dated Sept. 8.

**JOSEPH GARDINER**, (carrying on business under the name of Joseph Edward Gardiner, at Leighton House, Sun-street West, Birmingham, Warwickshire), provision merchant, dealer and chapman, Oct. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Harding, Birmingham.—Fiat dated Sept. 10.

**CHARLES FORSTER COTTERILL** and **WILLIAM HENRY HILL**, Walsall, Staffordshire, merchants, dealers and chapmen, Oct. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Bolton, Wolverhampton.—Fiat dated Sept. 14.

**DAVID PRATT** and **JOSEPH FINNEMORE**, Birmingham, steel pen manufacturers, dealers and chapmen, Oct. 5 and Nov. 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Hodgson, Birmingham.—Fiat dated Sept. 15.

**JOSEPH JENNINGS DAY**, Liverpool, ship broker, dealer and chapman, Oct. 4 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Sept. 15.

### MEETINGS.

*James Potter*, Maidstone, Kent, grocer, Oct. 4 at 11, Court of Bankruptcy, London, pr. d.—*Thomas Bewley*, Moulsham, Chelmsford, Essex, iron manufacturer, Oct. 16 at 11, Court of Bankruptcy, London, last ex. and aud. ac.—*J. Milthorpe Maude*, Peckham, Surrey, cement manufacturer, Oct. 9 at half-past 1, Court of Bankruptcy, London, aud. ac.—*T. Cox*, Manchester, wine merchant, Oct. 12 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Oct. 13 at 12, div.—*C. Cox*, Salford, Lancashire, wine dealer, Oct. 12 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Oct. 13 at 12, div.—*John Pritchard*, Bristol, licensed victualler, Oct. 14 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Oct. 15 at 11, div.—*James Freeman*, Cheltenham, Gloucestershire, lodging-house keeper, Oct. 14 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*John Glass*, Devizes, Wiltshire, coal merchant, Oct. 14 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Elis. Berre*, Cheltenham, Gloucestershire, lodging-house keeper, Oct. 14 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Th. Jobling*, Durham, draper, Oct. 12 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Rd. Hodgson*, Durham, mercer, Oct. 12 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*W. Hall*, Durham, grocer, Oct. 12 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Oct. 14 at 1, fin. div.—*Anthony Halliley* and *Rd. Halliley*, Wigton, Cumberland, calico printers, Oct. 14 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Laxenby Pearson*, Newcastle-upon-Tyne, currier, Oct. 12 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Oct. 14 at 12, fin. div.—*George Watson*, Gateshead, Durham, bookseller, Oct. 12 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Robert Rochester*, Hartlepool, Durham, butcher, Oct. 12 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Rob. Currie*, Newcastle-upon-Tyne, bookseller, Oct. 12 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Rd. Mayer*, Stoke-upon-Trent, Staffordshire, dealer in ale, Oct. 14 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Henry Moore Naylor*, Birmingham, haberdasher, Oct. 14 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Ch. Taylor*, Birmingham, brush manufacturer, Oct. 14 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*John Peach Burdett*, Uttoxeter, Staffordshire, grocer, Oct. 14 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.

### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Ray Joseph Jones*, Basingstoke, Southampton, tailor, Oct. 13 at half-past 11, Court of Bankruptcy, London.—*J. Card*, Dilton, Westbury, Wiltshire, miller, Oct. 13 at half-past 2, Court of Bankruptcy, London.—*Ben. Gage*, Gosport, Southampton, victualler, Oct. 12 at 12, Court of Bankruptcy, London.—*Thomas Lawrance*, Reading, Berkshire, draper, Oct. 16 at 12, Court of Bankruptcy, London.—*William Craft*, Spring-street, Paddington, Middlesex, fishmonger, Oct. 16 at 12, Court of Bankruptcy, London.—*Th. Hen. Holford*, Dudley, Worcesterhire, grocer, Oct. 14 at 11, District Court of Bankruptcy, Bristol.—*John Kinder*, Birkenhead, Chester, painter, Oct. 15 at 11, District Court of Bankruptcy, Liverpool.—*Joseph Smith*, Ashton, Mackerfield, Lancashire, cotton spinner, Oct. 14 at 11, District Court of Bankruptcy, Liverpool.—*Sam. Hurdley*, Hazelbury Bryan, Dorsetshire, cheese factor, Oct. 19 at 11, District Court of Bankruptcy, Exeter.

—*Thomas Cow*, Manchester, wine merchant, Oct. 12 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 12.

*John Bailey*, Stalybridge, Cheshire, joiner.

FIAT ANNULLED.

*Joseph Johnston*, Liverpool, flour dealer.

SCOTCH SEQUESTRATIONS.

*James Holmes*, Beeston, Kirkpatrick Juxta, Dumfriesshire, innkeeper.—*Thomas Baird & Co.*, Greenbank, Pollockshaws, Renfrewshire, dyers.—*Gemmell, Brothers, & Co.*, Glasgow, merchants.—*Donald Campbell*, Dankeld, innkeeper.

DECLARATION OF INSOLVENCY.

*Jonathan Turner*, Castle-street, Soho, Middlesex, out of business.

INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Wm. H. Daniell*, Romford, Essex, millwright, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Edward Bos-fellow*, Great Yarmouth, Norfolk, merchant's clerk, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Robt. Benj. Greenwood*, Upper Croyley-terrace, Wenlock-street, City-road, Middlesex, clerk to a meat salesman, Oct. 14 at 11, Court of Bankruptcy, London.—*Jas. Littlewood* the younger, Ladham, Norfolk, licensed victualler, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Thomas Miller*, Edward-street, Woolwich, Kent, grocer, Oct. 14 at 11, Court of Bankruptcy, London.—*Thomas Pagett*, Parkside, Knights-bridge, Hanover-square, pianoforte maker, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*James Holbrook*, Ipswich, Suffolk, lieutenant in the royal navy, on half-pay, Oct. 14 at 11, Court of Bankruptcy, London.—*George Cox*, Wood-street, Lambeth-walk, Surrey, upholsterer, Oct. 14 at 11, Court of Bankruptcy, London.—*Anthony M'Nevis*, Salisbury-street, Strand, Middlesex, upholsterer, Oct. 14 at 11, Court of Bankruptcy, London.—*Samuel Jones*, Southampton, linen draper, Oct. 14 at 11, Court of Bankruptcy, London.—*Jacob Bedwin*, Milton, Berkshire, tailor, Oct. 14 at 11, Court of Bankruptcy, London.—*Henry Grace*, Adam-st., Adelphi, Middlesex, surveyor, Oct. 14 at 11, Court of Bankruptcy, London.—*Wm. Woodgate*, Sproughton-hall, near Ipswich, Suffolk, farmer, Oct. 14 at 11, Court of Bankruptcy, London.—*George Dowdney*, Rickmansworth, Hertfordshire, carpenter, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Thomas Wace*, St. Paul's-terrace, Camden-town, St. Pancras, Middlesex, engine clerk, Oct. 14 at 11, Court of Bankruptcy, London.—*Wm. Russell*, Betloe, Tung, Hertfordshire, farmer, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Thomas Marginson*, Fleet-street, Bethnal-green, Middlesex, hat manufacturer, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Edmund Little*, Waltham-abbey, Essex, out of business, Oct. 14 at half-past 12, Court of Bankruptcy, London.—*Henry Holleswell*, Wardwick, Derbyshire, librarian, Oct. 15 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Burton*, Carlton, Gedling, Nottinghamshire, framework knitter, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*Richard Burrows*, Folkingham, Lincolnshire, cooper, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*George Mitchell*, Calver, near Stoney Middleton, Bakewell, Derbyshire, lead miner, Oct. 1 at 12, District Court of Bankruptcy, Manchester.—*Robert Whitehead*, Manchester, salesman, Oct. 1 at 12, District Court of Bankruptcy, Manchester.—*John Rice*, Sheephead, Leicestershire, shopkeeper, Oct. 1 at 11, District Court of Bankruptcy, Nottingham.—*Henry Hodgkinson*, Uppingham, Rutlandshire, whitesmith, Oct. 1 at 11, District Court of Bankruptcy, Nottingham.—*H. Swift*, Southwell, Nottinghamshire, bailiff, Oct. 8 at 11, District Court of Bankruptcy, Nottingham.—*R. Hardy*, Little Gonerly, Lincolnshire, assistant veterinary surgeon, Oct. 1 at 11, District Court of Bankruptcy, Nottingham.—*J. Saunders*, Newark-upon-Trent, Nottinghamshire, green grocer, Oct. 15 at 11, District Court of Bankruptcy, Nottingham.—*Wm. Hodgson*, Caunton, Nottinghamshire, butcher, Oct. 15 at 11, District Court of Bankruptcy, Nottingham.—*Thos. Deacon Goteh*, Wellingborough, Northamptonshire, leather cutter, Oct. 5 at 11, District Court

of Bankruptcy, Birmingham.—*Jos. Hamblet*, Cornhill, near Dudley, Worcestershire, brick maker, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*Sam. Stephens*, Stone, Staffordshire, shoemaker, Sept. 25 at 11, District Court of Bankruptcy, Birmingham.—*Wm. John Hammond*, Liverpool, comedian, Sept. 23 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Keane*, Bobbington, Cheshire, out of business, Sept. 28 at 11, District Court of Bankruptcy, Liverpool.—*Oliver Beckett*, Liverpool, passenger broker, Sept. 28 at 12, District Court of Bankruptcy, Liverpool.—*Richard Jones*, Liverpool, labourer, Sept. 27 at 10, District Court of Bankruptcy, Liverpool.—*John Jones*, Liverpool, joiner, Sept. 29 at 11, District Court of Bankruptcy, Liverpool.—*David Cook*, Walton-on-the-Hill, Lancashire, out of business, Oct. 6 at 11, District Court of Bankruptcy, Liverpool.—*Hugh William Lewis*, Bangor, Carnarvonshire, attorney, Oct. 5 at 12, District Court of Bankruptcy, Liverpool.—*Thos. Wilkinson*, Hulme, within Manchester, grocer, Sept. 28 at 11, District Court of Bankruptcy, Manchester.—*Wm. Wilkinson*, Stockport, Cheshire, druggist, Sept. 28 at 11, District Court of Bankruptcy, Manchester.—*Jasper Wallis*, Swindon, Wiltshire, mason, Oct. 5 at 12, District Court of Bankruptcy, Bristol.—*Wm. Benson Hill*, Bristol, assistant to a bookseller, Oct. 7 at 11, District Court of Bankruptcy, Bristol.—*Thos. Oston*, Liverpool, out of business, Sept. 29 at 11, District Court of Bankruptcy, Liverpool.

Saturday, Sept. 18.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Richard Hinkman*, Hansley Castle, Worcestershire, farmer, No. 24,040 C.; *Joseph Presdee*, new assignee, in the room of T. H. Wheeler and G. G. Jones, deceased.—*John Hewitson*, Staveley, near Kendal, Westmoreland, draper; No. 68,066 C.; *Stephen Robinson*, assignee.—*Thos. Godfrey*, Chester, ship broker, No. 68,146 C.; *Wm. Moore* and *Wm. Buckley Jones*, assignees.—*Chas. William De Courcy Ross*, Queenborough, Isle of Sheppy, Kent, commander in her Majesty's Royal Navy, No. 68,373 C.; *Emanuel Emanuel*, assignee.—*Richard Lawrence Brewer*, Fenchurch-st., London, tailor, No. 59,116 T.; *Wm. Cullingford*, assignee.

Saturday, Sept. 18.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Traish*, Southampton-st., Camberwell, Surrey, licensed victualler: in the Gaol of Surrey.—*John McGregor*, Bath-place, Deptford-lane, Old Kent-road, Surrey, warehouseman's warehouseman: in the Debtors Prison for London and Middlesex.—*Chas. Brownless*, Stanningley, near Leeds, Yorkshire, out of business: in York Castle.—*Jonathan Foster*, Curra Laith, near Bingley, Yorkshire, out of business: in York Castle.—*John Gausst*, Pudsey, near Leeds, Yorkshire, cloth manufacturer: in York Castle.—*Martin Murphy*, Bradford, Yorkshire, licensed retailer of beer: in York Castle.—*Richard Wells Hall*, Cheltenham, Gloucestershire, out of business: in the Gaol of Gloucester.—*John Jackson*, Hanakin, near Hawkehead, Lancashire, in no business: in the Gaol of Lancaster.—*Ed. Russell*, Darlston, Staffordshire, bricklayer: in the Gaol of Warwick.—*John Watts*, Walsall, Staffordshire, writing clerk: in the Gaol of Warwick.—*Hen. Heywood*, Manchester, cabinet maker: in the Gaol of Lancaster.—*Martin Joachim Frederick Rudolph Lown*, Hamk, near Hull, Yorkshire, general merchant: in York Castle.

FRIDAY, SEPT. 24.

BANKRUPTS.

THOMAS KIRKBY THOMPSON, Great Tower-street, London, wholesale grocer, dealer and chapman, Oct. 8 at half-past 2, and Nov. 8 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Shearman & Slater, 23, Great Tower-st., London.—Fiat dated Sept. 24.

JAMES ROSS, Great Tower-street, London, grocer, tea dealer, and bookseller, dealer and chapman, Sept. 30 and Nov. 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Wright & Co., London-street.—Fiat dated Sept. 15.

**BENJAMIN STOCK**, Margate, Kent, innkeeper, dealer and chapman, Oct. 6 at half-past 2, and Nov. 16 at half-past 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Fry & Co., Poultry, London.—Fiat dated Sept. 11.

**JOSIAH JOHN CRASKE**, Lowestoft, Suffolk, linen draper, dealer and chapman, Oct. 4 at half-past 11, and Nov. 8 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Clowes & Co., Temple.—Fiat dated Sept. 11.

**JOSEPH WOODFIELD DYER**, Myddleton-st., Clerkenwell, Middlesex, cheesemonger, Oct. 6 at half-past 12, and Nov. 11 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Crosby & Co., Church-court, Old Jewry.—Fiat dated Sept. 21.

**WILLIAM PINEGER**, Highworth, Wiltshire, innkeeper, dealer and chapman, Oct. 7 and Nov. 2 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Packwood, Cheltenham.—Fiat dated Sept. 15.

**WILLIAM LANTROW SYMES**, Ashton-under-Lyne, Lancashire, grocer, dealer and chapman, Oct. 8 and 29 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Sept. 13.

**THOMAS SALE TOWNSEND** and **WILLIAM TOWNSEND**, Liverpool, drapers and haberdashers, dealers and chapmen, Oct. 7 and Nov. 1 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Sept. 21.

## MEETINGS.

*Robert Ker Aitchison*, Great Windmill-street, Haymarket, Middlesex, wine merchant, Oct. 18 at 12, Court of Bankruptcy, London, sud. ac. and div.—*James Rollings*, Landport, Portsmouth, Hampshire, stay manufacturer, Oct. 16 at half-past 11, Court of Bankruptcy, London, sud. ac.—*Thomas Jefferies*, Aberystwith, Cardiganshire, victualler, Oct. 18 at 11, District Court of Bankruptcy, Bristol, sud. ac.—*John Griffiths*, Liverpool, wholesale stationer, Oct. 18 at 11, District Court of Bankruptcy, Liverpool, sud. ac.; Oct. 20 at 11, div.—*Wm. Jones* and *George Clay*, Liverpool, boiler makers, Oct. 18 at 11, District Court of Bankruptcy, Liverpool, sud. ac. joint and sep. est.; Oct. 20 at 11, div. sep. est. *G. Clay*.—*Wm. Townley*, Blackburn, Lancashire, cotton spinner, Oct. 15 at 12, District Court of Bankruptcy, Manchester, sud. ac.; Oct. 21 at 12, div.—*Thomas Hunter*, Bishopswearmouth, Durham, grocer, Oct. 15 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Wm. Taylor*, Worcester, share broker, Oct. 14 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Thomas G. Shams*, Leeds, Yorkshire, woollen cloth merchant, Oct. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Oct. 19 at 11, div.—*James Walton*, Leeds, Yorkshire, tailor, Oct. 16 at 11, District Court of Bankruptcy, Leeds, and. ac.; Oct. 19 at 11, fin. div.—*Richard Dix*, Wells, Somersetshire, saddler, Oct. 21 at 12, District Court of Bankruptcy, Bristol, div.—*Anthony Halliley* and *Richard Halliley*, Wigton, Cumberland, calico printers, Oct. 15 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Robert Ker Aitchison*, Great Windmill-street, Haymarket, Middlesex, wine merchant, Oct. 18 at 12, Court of Bankruptcy, London.—*John D. Elliott*, Hemmingford-place, Barnsbury-road, Islington, Middlesex, and Giltspur-street, London, chymist, Oct. 16 at 1, Court of Bankruptcy, London.—*Thos. Aekling*, Highworth, Wiltshire, corn dealer, Oct. 21 at 11, District Court of Bankruptcy, Bristol.—*Griffith Evans*, Maes y Pandy, Talylyn, Merionethshire, cattle dealer, Oct. 15 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Yates*, Liverpool, joiner, Oct. 18 at 11, District Court of Bankruptcy, Liverpool.—*John Hill* and *George Hill*, Exeter, builders, Oct. 19 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 15.

*Henry King*, North-end, Fulham, Middlesex, victualler.—*James Coney*, Holderness-wharf, Harrow-road, Middlesex, mason.—*Henry Dixek*, Winsley-st., Oxford-st., Middlesex, and Nicholas-lane, London, manufacturer of malt extract.—*Thos. Henry Spence*, Newcastle-upon-Tyne, tailor.—*Robert*

*Selby*, Bursleigh-st., Strand, Middlesex, wine merchant.—*Jas. Thos. Sarson*, Brunswick-place, City-road, Middlesex, vinegar dealer.—*Wm. Henry Burgess*, Skinner-st., Somers'-town, Middlesex, and Great Tower-st., London, grocer.

## FIAT ANNULL'D.

*Abraham Turner*, Huddersfield, Yorkshire, grocer.

## PARTNERSHIP DISSOLVED.

*Hen. Lamb* and *Hen. J. Nettleship*, Kettering, Northamptonshire, attornies and solicitors.

## SOURCE SEQUESTRATIONS.

*Wm. Shaw & Son*, Dundee, merchants.—*John H. Greig*, Edinburgh, insurance broker.—*Wm. and Thos. Gemmill & Co.*, Glasgow, and Canton and Hong Kong, merchants.—*Lang & Co.*, Greenock, merchants.—*James Cleghorn* and *John Cleghorn*, Edinburgh, woollen drapers.—*Alexander Mc Giltroy*, Paisley, baker.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Underwood*, Norwich, police officer, Oct. 13 at half-past 12, Court of Bankruptcy, London.—*John C. Francis*, Bishop's Castle, Shropshire, earthenware dealer, Oct. 2 at 12, District Court of Bankruptcy, Birmingham.—*J. Broad*, Smallthorn, Norton-in-the-Moors, Staffordshire, potter, Sept. 30 at 12, District Court of Bankruptcy, Birmingham.—*Rich. Lea*, Bewdley, Worcestershire, surgeon, Oct. 12 at 12, District Court of Bankruptcy, Birmingham.—*William Cox*, Bridgnorth, Shropshire, licensed victualler and post master, Oct. 12 at 12, District Court of Bankruptcy, Birmingham.—*G. Morgan*, Aston juxta Birmingham, wheelwright, Oct. 12 at 2, District Court of Bankruptcy, Birmingham.—*William Lloyd*, Kingswinford, Staffordshire, miner, Oct. 7 at 12, District Court of Bankruptcy, Birmingham.—*Alfred Steele*, Stafford, out of business, Sept. 30 at 12, District Court of Bankruptcy, Birmingham.—*John Less*, Deritend, Aston, Warwickshire, labourer, Oct. 12 at 12, District Court of Bankruptcy, Birmingham.—*James Simmonds*, Bishop's Frome, Herefordshire, wheelwright, Oct. 2 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Mayer*, Burnlem, Staffordshire, grocer, Sept. 30 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Elwell*, Moxley, Wednesbury, Staffordshire, out of business, Oct. 2 at 11, District Court of Bankruptcy, Birmingham.—*Edward Williams*, Everton, Walton-on-the-Hill, Liverpool, painter, plumber, and glazier, Oct. 4 at 10, District County Court, Liverpool.—*H. Hurton*, Liverpool, beer-house keeper, Sept. 28 at half-past 11, District Court of Bankruptcy, Liverpool.—*Jeremiah Smith*, Halifax, Yorkshire, common carrier, Sept. 30 at 11, District Court of Bankruptcy, Leeds.—*Samuel Stephens*, Stonefield, Stone, Staffordshire, shoemaker, Oct. 7 at 11, District Court of Bankruptcy, Birmingham.

Wednesday, Sept. 22.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*John King*, Whitecross-street, Cripplegate, London, watch maker: in the Debtors Prison for London and Middlesex.—*Hen. Appleton*, New Hampton, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*George Perfit*, Streatham-common, Streatham, Surrey, bricklayer: in the Gaol of Surrey.—*George G. Forrest*, Bennett-st., Stamford-street, Blackfriars-road, Surrey, cheque taker at the Surrey Zoological Gardens: in the Gaol of Surrey.—*George Lee*, Gt. Queen-st., Lincoln's-inn-fields, Middlesex, registrar of births and deaths for the parish of St. Giles in the Fields: in the Debtors Prison for London and Middlesex.—*Rich. B. Govey*, High-street-place, White Horse-lane, Stepney, Middlesex, merchant's clerk: in the Debtors Prison for London and Middlesex.—*James Lock*, Drury-lane, Middlesex, licensed victualler: in the Queen's Prison.—*John D. Davies*, Paradise-street, Mary-le-bone, Middlesex, undertaker: in the Debtors Prison for London and Middlesex.—*Ann Easke*, Albert-sq., Commercial-road East, Middlesex, widow: in the Debtors Prison for London and Middlesex.—*Rd. Brown*, Chapel-st., New-road, Mary-le-bone, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Th. Earl*, Ingram-pl.,



Hornsey-road, Middlesex, draper: in the Debtors Prison for London and Middlesex: *Wm. Bentley Dunton*, Cooley, in Sedgeley, near Wolverhampton, Staffordshire, tailor: in the Gaol of Stafford.—*Geo. Stanney*, Staley-bridge, Lancashire, grocer: in the Gaol of Chester.—*Th. Tope*, Totnes, Devon, chymist: in the Gaol of St. Thomas the Apostle.—*G. Moss*, Liverpool, bedstead maker: in the Gaol of Liverpool.—*Abraham Gambles*, Bramley, near Leeds, Yorkshire, cloth manufacturer: in the Gaol of York.

The following Prisoner is ordered to be brought up before the Court, in Portugal-st., on Thursday, Sept. 30, at 9.

Adjourned.

Waldron Kelly, Stanstead, Essex, out of employ.

INSOLVENT DEBTOR'S DIVIDEND.

John Sobey, Pwllmeyrick, Mathern, Monmouthshire, supernannated boatswain, Royal Navy, Sept. 27, Carruthers's, Grandrahouse, near Chepstow, Monmouthshire: 15s. 9d. in the pound.

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# The Jurist

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OCTOBER 2, 1847.

PRICE 1s.

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LONDON, OCTOBER 2, 1847.

THE subject of "thrown-away votes" is one of considerable importance, inasmuch as it affects the validity of parliamentary and corporate elections, and of all matters depending for their decision on a majority of voices. It has been recently discussed in the public journals, with reference to the election of Mr. Cowan, as member for Edinburgh, who was said to be a government contractor, and, therefore, ineligible; it has also been frequently debated before committees of the House of Commons, but the doctrine is nowhere more clearly stated than in the important case of *Gosling v. Veley and Joslin*, decided in the early part of the present year by the Court of Queen's Bench, (16 Law Journ., N. S., Q. B., 201; 11 Jur. 385). In that case a motion had issued from the ecclesiastical court, directing the parishioners of Baintree to make a rate for the repairs of the church. At a vestry meeting, held in pursuance thereof, a rate was duly proposed and seconded; the only objection raised was in the form of an amendment, to the effect, that, upon general principles, no church-rate should be imposed; and this amendment was carried by a majority. The churchwardens and the minority, however, proceeded then and there to make the rate. The Court held such rate to be valid, upon the ground that it was made by a legal, though not a numerical, majority, as the votes of the objectors were thrown away, the objection being wholly beside the purpose for which they had assembled, and all the circumstances connected with the rate being known to them. Lord Denman, in delivering the judgment of the Court, declared it to be a case in which the rule as to corporate and other elections was properly applicable, and thus stated that rule:—"Where the majority of electors vote for a disqualified person, in ignorance of the fact of disqualification, the

election may be void or voidable. . . . . But in no such case are the electors who vote for him deprived of their votes; if the fact become known, and is declared while the election is still incomplete, they may instantly proceed to another nomination, and vote for another candidate; if it be disclosed afterwards, the party elected may be ousted, and the election declared void, but the candidate in the minority will not be deemed ipso facto elected. But where an elector before voting receives due notice that a particular candidate is disqualified, and yet will do nothing but tender his vote for him, he must be taken voluntarily to abstain from exercising his franchise; and, therefore, however strongly he may in fact dissent, and in however strong terms he may disclose his dissent, he must be taken in law to assent to the election of the opposing and qualified candidate, for he will not take the only course by which it can be resisted, that is, the helping to the election of some other person."

A vote, therefore, is thrown away where it is given for an object wholly foreign to the purpose for which it is required, there being a legal duty to vote, if at all, in relation to that purpose, or where it is given for a candidate after notice of his being ineligible. A question arises, whether, in the last-mentioned case, notoriety of disqualification is sufficient without express notice? Mr. Rogers, in his *Work on Elections*, (p. 227, 6th Edit.), seems to answer in the negative, on the ground that disqualifications, though notoriously existing before the poll, may have been got rid of at or even after its opening, and that it is the continuance of the disqualification which requires to be published, and not the fact of its having previously existed. This, however, implies that the disqualification is of a temporary, not of a perpetual character, and to such an extent, the reason holds good. Where the disqualification is perpetual, or of such a nature that notice must



be presumed, the rule would probably be different, and the language of the Court in *Geering v. Mellet* would apply:—"Where the disqualification depends upon a fact which may be unknown to the elector, he is entitled to notice, for without that, the inference of assent could not be fairly drawn, nor would the consequence as to the vote be just. But if the disqualification be of a sort whereof notice is to be presumed, none need expressly be given. No one can doubt, that if an elector would nominate and vote only for a woman to fill the office of mayor or Burgess in Parliament, his vote would be thrown away; there the fact would be notorious, and every man would be presumed to know the law upon that fact." Such a notoriety and such a disqualification could occur, however, in very few instances.

In the case of Mr. Cowan's election, with reference to which, principally, these remarks have been offered, no express notice was given of his being a government contractor: it was clearly not a perpetual disqualification, nor was it one so notorious as to admit the presumption of notice. Assuming, therefore, his ineligibility, yet the votes given for him could not be said to be thrown away, in the sense which has been attached to that term, and, therefore, Mr. Macaulay, with a minority of votes, would not be seated. A new election would be necessary, unless the *stat. 22 Geo. 3, c. 45*, which disqualifies government contractors from serving in Parliament, has introduced an exception to the general rule.

The 1st section of that statute enacts, that any person, who shall directly or indirectly, himself, or by any one in trust for him, undertake any contract or commission with or from the commissioners of the Treasury, Navy or Victualling Office, Master-General or Board of Ordnance, or with any other persons for or on account of the public service, shall be incapable of being elected, or of sitting or voting as a member during the time he shall hold such contract. By the 9th section, if any such person shall be returned as a member, "such election and return shall be void." By the 3rd section, the act is not to affect incorporated trading companies, if they contract in their corporate capacity.

There would appear to be nothing in the terms of the act to take the case of a government contractor out of the general rule applicable to the election of disqualified persons. The election, in all such cases, is void or voidable, but the candidate in the minority will not be deemed *ipso facto* elected, unless notice of the disqualification has been expressly given, or may be presumed.

Sir John Bernard Bosanquet died at his residence, the Firs, Hampstead Heath, on the 26th inst., aged seventy-four. The deceased was the son of Samuel Bosanquet, Esq., of Forest House, Essex, and his career may be marked by the following dates:—In 1800, called to the bar; in 1824, made a Serjeant-at-law; and in 1827, a King's Serjeant. He was raised to the dignity of Judge in 1830, at which period he was knighted, and sworn in a Privy Councillor. In 1835 and 1836, when the vacant Chancellorship was executed by commission, he was appointed one of the commissioners.

## OBSERVATIONS ON THE CAPACITY OF A PERSON PROFESSING THE JEWISH RELIGION TO SIT IN PARLIAMENT.

Much anxiety appears to prevail at the present time, partly, we presume, in reference to particular interests, but chiefly as a matter of principle, on the question, whether a person professing the Jewish religion can sit as a member of Parliament. The question is one on which it will, we apprehend, be impossible to find anything like direct authority, and it must be solved, if solved it can be without an act of Parliament, by reference to general principles, and to decisions upon the status and rights of persons of the Hebrew persuasion generally. It seems to be supposed that there is a technical impossibility in the way of a Jew sitting in Parliament, arising out of the language of the oath that a member must take before sitting. This, we believe, is a mistake. The only oaths which a member is required to take are the oaths of allegiance and supremacy. In these oaths the words "on the true faith of a Christian," which are in the form of oath prescribed by the 9 Geo. 4, c. 17, as to the qualification for offices, are not found; nor do we believe that there is anything in them to which a Jew might not conscientiously pledge his oath. All declarations of allegiance to the Sovereign, and of conviction that she is not to be controlled by any foreign prince or power; all declarations of hatred and contempt for the Pope of Rome, however childish they may be at this day, are declarations to which, we apprehend, a good Israelite may swear with as much unction and as much honesty as a Protestant Christian. Indeed, the best proof of this is, that the oaths to be taken by a barrister are the same as those to be taken by a member of Parliament, and that there are several gentlemen of the Jewish faith at the Bar. If, however, there were any oath which it is the practice to administer to a member of Parliament before he takes his seat, containing the words "on the faith of a Christian," or other words inconsistent with the religious belief of a Jew, it must be remembered, that, at least, the administration of such oaths is at the will and pleasure of the House, and not compulsory by any act of Parliament; so that whether the existence of any such practice would exclude a Jew from Parliament, is a matter resting in the breast of the House, and on which the House may lawfully enforce or relax its practice at its pleasure.

But there is a more difficult question behind all this mere form, and that is, whether upon principle a Jew is competent to sit in the House. We mean of course upon legal principle. Whether upon the principles of policy and religious toleration such a person ought to be able to represent his fellow citizens, is one on which of course men will differ, and as *THE JURIST* is not a political journal, we shall not offer any opinion or arguments on that subject. But, on legal principle, we conceive the question to be not free from grave difficulties.

There is, we believe, no instance of a professed Jew ever having sat in Parliament, and that, as our readers well know, is a legal reason why it is not lawful that he should, for custom interprets the law: and if a Jew

might have sat in Parliament, it shall be intended that at some time it should have happened. "As usage," says Lord Coke, "is a good interpreter of laws, so non-usage, where there is no example, is a great intendment that the law will not bear it; for, saith Littleton, if any action might have been grounded upon such matter, it shall be intended that at some time it should have been put in use." (Co. Litt. 81. b.). But more, it is unquestionably a maxim that the Christian religion is part and parcel of the law of England; so much so, that a bequest for the express purpose of teaching the Jewish faith, would be void, (*De Costa v. De Paz*, 2 Swanst. 487, note), as being hostile to the Christian religion. Now, if such is the doctrine of the law, it would seem strange that a person of the religious persuasion so held, for some purposes at least, out of the pale of the law, should be competent to be a member of an assembly whose powers extend to the alteration of the law.

If we look at the 9 Geo. 4, c. 17, made for the relief of persons professing other creeds than Protestant Christianity, we find, that although those persons are relieved from the necessity of taking the sacrament according to the rites of the Protestant Church, yet they are required to take an oath couched in these words:—"On the true faith of a Christian." Whence it is to be concluded that as to the offices enumerated in that act at least, and it includes nearly all offices of public trust, none but Christians were intended by the law to be eligible to hold such offices. And it would be strange that the law should exclude a Jew from the office of town councillor or mayor of a corporation on account of his religion, and yet allow him to be a member of the superior assembly whose fiat may unmake the petty Parliaments in which it is not thought fit to include him.

On the other hand, the legal capacity of a Jew is, in most things, equal to that of a Christian. That a Jew may purchase and hold land we take to be clear. A popular prejudice, founded on some shew of legal reasoning, has assumed that he cannot; and, from various causes with which we have at present no concern, it is true that few Jews do hold land. The case most relied upon was cited in the *Bedford Charity case*, (2 Swanst. 503), from Lord Coke's Com. 31. b.:—"If a Jew born in England taketh to wife a Jew born also in England, the husband is converted to the Christian faith, purchaseth lands, and infeofeth another and dyeth; the wife brought her writ of dower, and was barred of her dower, and the reason yielded in the record is this:—Quia vero contra justitiam est quod ipsa dotem petat vel habeat de tenemento quod fuit viri sui; ex quo in conversione sua noluit cum eo adherere et cum eo converti." Now, notwithstanding the observation of the learned Editor of Jarman's Precedents, (3rd Edit., Vol. 1, p. 156), we conceive it difficult to understand this case, unless it was the law that a Jew could not hold land. For if that was not the law, what had his conversion to do with the matter? and why should his wife's non-conversion have damaged her title to dower. However, we conceive it to be quite clear, that at this day a Jew may lawfully hold land. For it is settled, that a Jew may present to a living, (7 Bligh, 322), which he could not do, of course,

unless he could be seized of the advowson, which is real estate. But an inference flows from this doctrine, which goes much further than to establish merely that he may hold land; for, if a Jew may present to a living, clearly the law does not treat his religious persuasion as inconsistent with the exercise of a public trust for the direct and exclusive benefit, not merely of Christianity, but of the Protestant Episcopal Church. Why, then, should it treat his religious persuasion as excluding him from the benefit of a public trust, which is not, even in legal theory, exclusively a trust for the benefit of Christianity, and is in practice and in fact a trust for the benefit of many thousands of subjects of the Crown, not Christians? But the greatest difficulty in the way of holding a Jew incapable of sitting in Parliament is this; that of his exclusion or non-exclusion the House itself is the judge, subject only to a contest with the constituency; and that, in the absence of any specific act of Parliament, or direct authority for the exclusion of a Jew, there is nothing that the House can be required, or even expected, to hold binding upon its judicial conscience, to lead it to decide against the legal competency of a Jew to sit in Parliament. Our own impression is, on the whole, that there is no rule or principle of law excluding any natural born subject of the Queen from sitting in Parliament, on the ground of his religious persuasion, provided he will take the prescribed or customary oaths.

### London Gazettes.

TUESDAY, SEPTEMBER 23.

#### BANKRUPTS.

- WILLIAM HENRY HITCHCOCK, WILLIAM CONNOR, and JOHN ENOCH HITCHCOCK**, Broadwall, Stamford-street, Blackfriars-road, Surrey, saw mill proprietors and brush board manufacturers, (trading as Hitchcock & Connor), Oct. 8 at 12, and Nov. 9 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Solomon, Chester-terrace, Borough-road.—Fiat dated Sept. 25.
- THOMAS HALSTEAD**, Lower Smithfield, and Arundel-street, Strand, Middlesex, publican and ship chandler, Oct. 8 at 11, and Nov. 8 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Gates, Theobald's-road.—Fiat dated Sept. 17.
- MEADOWS MONTAGUE WILDBORE**, Newcastle-st., Strand, Middlesex, and Cour de Guise, Calais, France, importer and manufacturer of surface coloured and ornamental papers, and all description of fancy boxes, (trading under the style or firm of M. Wildbore & Co.), Oct. 11 at 11, and Nov. 8 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Sorrell, Fenchurch-buildings.—Fiat dated Sept. 20.
- DONALD MACKINTOSH**, Russell-street, Bermondsey, Surrey, tanner, Oct. 9 at 2, and Nov. 18 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Cox & Co., Sise-lane, Bucklersbury.—Fiat dated Sept. 24.
- SAMUEL WILLIAMS**, Sloane-square, Chelsea, Middlesex, brush maker, dealer and chapman, Oct. 12 at 11, and Nov. 11 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Sept. 17.
- MARTIN BUGGELN**, Liverpool, victualler, dealer and chapman, (carrying on business in the name of Anthony Selb), Oct. 15 and Nov. 12 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Parsons, Liverpool; Kirk, Symond's-inn, London.—Fiat dated Sept. 17.
- JAMES GRIFFITHS DAVIES**, Manchester, glass dealer and general drysalter, Oct. 14 and Nov. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Langford, Friday-street, Cheapside, London.—Fiat dated Sept. 17.

## MEETINGS.

*Forth Marine Insurance Company*, Bishopgate-st. Within, London, underwriters, Oct. 9 at 2, Court of Bankruptcy, London, pr. d.—*Edward Brewtnall*, Crane-court, Fleet-st., London, bookseller, Oct. 19 at 1, Court of Bankruptcy, London, last ex. and aud. ac.—*Joseph Morse*, Banbury, Oxfordshire, woolstapler, Oct. 19 at 12, Court of Bankruptcy, London, last ex. and aud. ac.—*James Rollings*, Landport, Portsmouth, Hampshire, stay manufacturer, Oct. 16 at half-past 11, Court of Bankruptcy, London, last ex.—*William East Holmes and William Butcher*, Lichfield, coach builders, Oct. 26 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Patrick Fagan*, Birmingham, hardwareman, Oct. 12 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Rich. Williams Gardiner*, Hereford, cattle dealer, Oct. 26 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Henry Tabram*, Queen's Head-yard, Southwark, Surrey, hop factor, Oct. 19 at 11, Court of Bankruptcy, London, aud. ac.—*S. Hartup*, Neithrop, Banbury, Oxfordshire, carpenter and builder, Oct. 19 at 12, Court of Bankruptcy, London, aud. ac.—*Isaac Townsend*, Sheerness, Kent, ironmonger, Oct. 19 at 2, Court of Bankruptcy, London, aud. ac.—*Edward Smith*, Brentwood, Essex, cheesemonger, Oct. 19 at 2, Court of Bankruptcy, London, aud. ac.—*Wm Higginbottom Treacher*, Regent's-street, Quadrant, Middlesex, furrier, Oct. 19 at 2, Court of Bankruptcy, London, aud. ac.—*William Sims*, Gt. Queen-street, Lincoln's-inn-fields, Middlesex, coach maker, Oct. 22 at 11, Court of Bankruptcy, London, aud. ac. and div.—*Robert Heathcote*, Clapham-common, Surrey, omnibus proprietor, Oct. 19 at 11, Court of Bankruptcy, London, aud. ac.—*Christopher Henry Stonehouse*, Newport, Monmouthshire, ship broker, Oct. 19 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*William Crump*, Abergavenny, Monmouthshire, innkeeper, Oct. 19 at 12, District Court of Bankruptcy, Bristol, aud. ac.—*William London* the elder and *William Lenden* the younger, Exeter, carriers, Oct. 27 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Oct. 28 at 1, fin. div.—*Wm Warburton*, Newcastle-upon-Tyne, grocer, Oct. 19 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*William Whitaker Spence*, Newcastle-upon-Tyne, woollen draper, Oct. 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Oct. 20 at 12, div.—*Henry Rawson Morley*, Kingston-upon-Hull, merchant, Oct. 20 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*John Leipold*, Birmingham, music seller, Oct. 26 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Gilbert Brown*, Shiffnall, Salop, banker, Oct. 26 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*John Robert Henderson*, Leicester, wine merchant, Oct. 22 at 11, District Court of Bankruptcy, Nottingham, aud. ac.; at 12, div.; *Christopher Green*, St. Mary Overy's Dock, St. Saviour, Southwark, Surrey, wharfinger, Oct. 22 at 12, Court of Bankruptcy, London, div.—*Thomas Bewley*, Moulsham, Chelmsford, Essex, iron manufacturer, Oct. 22 at half-past 11, Court of Bankruptcy, London, div.—*Robert Johnson* the younger, Pakefield, Suffolk, grocer, Oct. 23 at 12, Court of Bankruptcy, London, div.—*James Dodge*, Cumberland-row, Walworth-road, Newington, Surrey, ironmonger, Oct. 22 at half-past 2, Court of Bankruptcy, London, div.—*W. North*, Bath, Somersetshire, innkeeper, Oct. 19 at 11, District Court of Bankruptcy, Bristol, div.—*Thomas Hunter*, Bishopwearmouth, Durham, grocer, Oct. 19 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*John Lockwood*, Upper Baker-street, Dorset-square, Middlesex, builder, Oct. 19 at half-past 1, Court of Bankruptcy, London.—*Jenkin H. Llewelyn*, Strand, Middlesex, surgeon, Oct. 19 at half-past 1, Court of Bankruptcy, London.—*George Southwell*, Whitstable, Kent, baker, Oct. 19 at 12, Court of Bankruptcy, London.—*Evan Thomas*, Aldersgate-street, London, draper, Oct. 19 at 11, Court of Bankruptcy, London.—*J. M'Kenaa*, George-street, Hanover-square, Middlesex, and Russell-street, Chelsea, Middlesex, tailor, Oct. 21 at half-past 2, Court of Bankruptcy, London.—*Samuel Hartup*, Neithrop, Banbury, Oxfordshire, carpenter, Oct. 19 at 12, Court of Bankruptcy, London.—*Peter Colston*, Ashley-crescent, City-road, Middlesex, silk mercer, Oct. 20 at half-past 12, Court of Bankruptcy, London.—*E. Wood*, King William-st., London, tobac-

conist, Oct. 21 at half-past 1, Court of Bankruptcy, London.—*John Barlow* the elder and *James Gill*, Calvert's-building, Southwark, Surrey, and Maidstone, Kent, hop factors, Oct. 20 at half-past 12, Court of Bankruptcy, London.—*Charles James Hamilton*, High-st., Islington, Middlesex, bookseller, Oct. 19 at 1, Court of Bankruptcy, London.—*Wm. Higginbottom Treacher*, Regent's-st., Quadrant, Middlesex, furrier, Oct. 19 at 2, Court of Bankruptcy, London.—*Hen. Charles Broom*, Lawrance Pountney-hill, London, grocer, Oct. 19 at 11, Court of Bankruptcy, London.—*Edward Smith*, Brentwood, Essex, cheesemonger, Oct. 19 at 2, Court of Bankruptcy, London.—*Thos. Hunter*, Bishopwearmouth, Durham, grocer, Oct. 19 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joseph Newman*, Frampton Cotterell, Gloucestershire, carpenter, Oct. 19 at 11, District Court of Bankruptcy, Bristol.—*Wm. Crump*, Abergavenny, Monmouthshire, innkeeper, Oct. 21 at half-past 12, District Court of Bankruptcy, Bristol.—*Thos. Hill*, Liverpool, ironmonger, Oct. 19 at 11, District Court of Bankruptcy, Liverpool.—*Stephen Slater Hargill*, Newlay, near Leeds, Yorkshire, dyer, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*Lancelot Marshall*, Northallerton, Yorkshire, grocer, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*John Peter and William Davey*, Hunslet, Leeds, Yorkshire, flax spinner, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*Henry Evans*, Heanor, Derby, builder, Oct. 29 at 11, District Court of Bankruptcy, Nottingham.—*Abraham Smith*, Leicester, worsted spinner, Oct. 29 at 11, District Court of Bankruptcy, Nottingham.—*Richard Perkes*, Birmingham, wine merchant, Nov. 13 at 12, District Court of Bankruptcy, Birmingham.—*Joseph Gardner*, Nottingham, baker, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*Ch. Tyler and William Clarke*, Nottingham, lace manufacturers, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*John Henry Denner*, Nottingham, pawnbroker, Oct. 22 at 11, District Court of Bankruptcy, Nottingham.—*William Bromley Cooke*, Winahill, Burton-upon-Trent, Derbyshire, tape manufacturer, Oct. 22 at half-past 10, District Court of Bankruptcy, Nottingham.—*Robert Weston*, Manchester, musical instrument seller, Oct. 20 at 12, District Court of Bankruptcy, Manchester.—*William Wain*, Manchester, pocket-book maker, Oct. 21 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Oct. 19.

*Richard Serjeant*, Maidstone, Kent, oilman.—*W. Francis Westall*, Manchester, hotel keeper.—*Mary Elizabeth Bell*, widow, Finch-lane, Cornhill, London, newvender.—*J. Holy*, Surrey-street, Strand, Middlesex, merchant.—*George Parton*, Longfleet, Poole, innkeeper.—*Richard Womersley*, Stoney Stratford, Buckingham, hat manufacturer.—*Sarah Bearing*, Pendleton, Manchester, widow, plumber.

## PARTNERSHIP DISSOLVED.

*Charles Newstead* and *Wormley Edward Richardson*, Selby, Yorkshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Adam and John Paton*, Stewarton, Ayrshire, timber merchant.—*Wilshire & Phelps*, Edinburgh, merchants.—*Thomas Gillespie*, Glasgow, tavern keeper.—*William Weddel*, Edinburgh, draper.—*James Aikman*, Edinburgh, grocer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Jason Boulton*, Ipaley, Warwickshire, needle maker, Oct. 12 at 12, District Court of Bankruptcy, Birmingham.—*Saml. Stephens*, Stonefield, Stone, Staffordshire, shoemaker, Oct. 7 at 11, District Court of Bankruptcy, Birmingham.—*Francis Jewell*, Bristol, licensed victualler, Oct. 12 at 11, District Court of Bankruptcy, Bristol.—*Thomas D. Hower*, West Derby, Walton-on-the-Hill, Liverpool, accountant, Oct. 4 at 10, District Court of Bankruptcy, Liverpool.—*James Eccles*, Cheltenham, Gloucestershire, carver, Oct. 20 at 10, County Court, Cheltenham.

Saturday, Sept. 25.

The following Assignments have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Thomas French*, Chelmsford, Essex, licensed victualler,

No. 66,526 C.; James Gross, assignee.—*Thomas Watkins*, Leadenhall-market, London, licensed victualler, No. 58,902 T.; John Brown, assignee.

*Saturday, Sept. 25.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Richard Bowtree Turner*, Webb's Hotel, Piccadilly, Middlesex, barrister at law: in the Queen's Prison.—*Geo. Stanford*, High-street, Southwark, Surrey, carpenter: in the Queen's Prison.—*Wm. Milner*, Harper-street, New Kent-road, Surrey, licensed victualler: in the Gaol of Surrey.—*J. Scott*, Southwark-bridge-place, Southwark-bridge-road, Surrey, wine merchant: in the Queen's Prison.—*William Joseph Enderby*, High-street, Highgate, Middlesex, carman: in the Debtors Prison for London and Middlesex.—*Edmund Brett Smith*, Bedford-row, Deptford-road, Rotherhithe, Surrey, tea dealer: in the Gaol of Surrey.—*John Cadell*, Youles-place, Old Kent-road, Surrey, eating-house keeper: in the Queen's Prison.—*Daniel Gilbert*, Luton, Bedfordshire, inn-keeper: in the Debtors Prison for London and Middlesex.—*G. W. Archbold*, Liverpool, mate: in the Gaol of Lancaster.—*Francis Kelly*, Manchester, tailor: in the Gaol of Lancaster.—*Samuel Brooke*, Birchamcliffe, in Lindley, near Huddersfield, Yorkshire, cloth manufacturer: in the Gaol of York.—*Daniel Meadows*, Cheltenham, Gloucestershire, fish dealer's assistant: in the Gaol of Gloucester.—*T. Chaloner*, Manchester, baker: in the Gaol of Lancaster.

FRIDAY, Oct. 1.

#### BANKRUPTS.

**JOSEPH ROBINSON**, Maldon-road, Haverstock-hill, Middlesex, builder, dealer and chapman, Oct. 11 at half-past 1, and Nov. 15 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Goddard & Eyre, 101, Wood-street, Cheapside.—Fiat dated Sept. 25.

**WILLIAM BYERS**, High-street, Shoreditch, Middlesex, woollen warehouseman, dealer and chapman, (trading under the firm or style of William Byers & Co.), Oct. 12 at half-past 11, and Nov. 16 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Walker, Canterbury; Linklaters, Leadenhall-street, London.—Fiat dated Sept. 24.

**JOHN FIELDING ISHERWOOD**, Holland-place, Clapham-road, Surrey, house decorator, plumber and painter, Oct. 12 at half-past 11, and Nov. 18 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Dawes, Serjeants'-inn, Fleet-street.—Fiat dated Sept. 28.

**RICHARD THOMAS TUBBS**, Aldermanbury, London, and Shoreditch, Middlesex, silk agent and trimming seller, Oct. 12 at 1, and Nov. 11 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Hutson, Upper Clifton-street, Finsbury.—Fiat dated Sept. 29.

**CHARLES SKINNER**, Oxford-street, Middlesex, shoemaker, dealer and chapman, Oct. 12 at half-past 12, and Nov. 18 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Billing, King-street, Cheapside.—Fiat dated Sept. 28.

**JOHN NEWTON**, Stockton, Durham, ship builder, Oct. 8 at half-past 1, and Nov. 16 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Waron, Stockton-on-Tees; Harle, Newcastle-upon-Tyne.—Fiat dated Sept. 7.

**GEORGE YOUNG**, Bristol, grocer and cheese dealer, Oct. 15 and Nov. 12 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Sabine, Bristol.—Fiat dated Sept. 25.

**THOMAS BEVAN**, Brecon, Breconshire, corn dealer, grocer, dealer and chapman, Oct. 14 and Nov. 11 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Brittan & Sons, Bristol; White & Co., 11, Bedford-row, London.—Sept. 28.

#### MEETINGS.

*James Dodge*, Cumberland-row, Walworth-road, Newington, Surrey, ironmonger, Oct. 22 at half-past 2, Court of Bankruptcy, London, last ex. and aud. ac.—*Joseph Trevelick* the younger, Newcastle-upon-Tyne, draper, Oct. 12 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Robert Wright*, Copploe-row, Clerkenwell, Middlesex, timber merchant, Oct. 25 at 12, Court of Bankruptcy, London,

aud. ac.—*Thomas Stirling* the elder and *William Stirling*, both of Stratford, Essex, slaters, Oct. 23 at 2, Court of Bankruptcy, London, aud. ac.—*Arnold Hill*, Ipswich, Suffolk, last maker, Oct. 23 at 1, Court of Bankruptcy, London, aud. ac.—*H. Monson*, East-street, Manchester-square, Middlesex, builder, Oct. 23 at half-past 1, Court of Bankruptcy, London, aud. ac.—*James Holmyard*, Ogile-street, Foley-place, and of Foley-street, Middlesex, furniture broker, Oct. 23 at 11, Court of Bankruptcy, London, aud. ac.—*Edward Walker*, High-street, Peckham, Surrey, oilman and grocer, Oct. 23 at 12, Court of Bankruptcy, London, aud. ac. and div.—*George Harris*, Giltspur-street, London, tailor, Oct. 23 at 1, Court of Bankruptcy, London, aud. ac. and div.—*Thos. Bevoley*, Moulsham, Chelmsford, Essex, iron manufacturer, Oct. 22 at half-past 11, Court of Bankruptcy, London, aud. ac.—*R. Johnson* the younger, Pakefield, Suffolk, grocer, Oct. 23 at 12, Court of Bankruptcy, London, aud. ac.—*Henry Smith*, Botley, Southampton, chair maker, Oct. 22 at half-past 2, Court of Bankruptcy, London, aud. ac.—*David James*, Cardigan, licensed victualler, Oct. 28 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*James Collins* and *J. Collins*, Bath, Somersetshire, jewellers, Oct. 26 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Henry Worthington*, Eccleashill, Lancashire, cotton manufacturer, Oct. 26 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Oct. 27 at 12, div.—*George Jones*, Toxteth-park, Lancashire, builder, Oct. 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*C. C. Knight*, Landport, Southampton, draper, Oct. 22 at 1, Court of Bankruptcy, London, div.—*Wm. Higginbottom Treacher*, Regent-street, Middlesex, furrier, Oct. 22 at half-past 12, Court of Bankruptcy, London, div.—*James Butler*, Saffron Walden, Essex, upholsterer, Oct. 25 at half-past 12, Court of Bankruptcy, London, div.—*Evan Thomas*, Alderagate-street, London, draper, Oct. 25 at 2, Court of Bankruptcy, London, div.—*Robert Selby*, Burleigh-street, Strand, Middlesex, wine merchant, Oct. 25 at half-past 1, Court of Bankruptcy, London, div.—*A. Wise*, Ford-house, Wolborough, *Nicholas Baker*, Newton Bushel, Highwick, and *Wm. S. Bentall*, Totnes, Devonshire, bankers, Oct. 27 at 11, District Court of Bankruptcy, Exeter, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Thomas Bowles*, Horsmondon, Kent, victualler, Oct. 22 at half-past 2, Court of Bankruptcy, London.—*Saml. Waters*, Luton, Bedfordshire, baker, Oct. 23 at 11, Court of Bankruptcy, London.—*T. Stirling* the elder and *W. Stirling*, Stratford, Essex, slaters, Oct. 22 at 2, Court of Bankruptcy, London.—*Edw. Walker*, High-street, Peckham, Surrey, oilman, Oct. 23 at 12, Court of Bankruptcy, London.—*W. Jennings*, Bungay, Suffolk, maltster, Oct. 22 at 2, Court of Bankruptcy, London.—*Robert Johnson* the younger, Pakefield, Suffolk, grocer, Oct. 23 at 12, Court of Bankruptcy, London.—*A. Hill*, Ipswich, Suffolk, shoemaker, Oct. 23 at 1, Court of Bankruptcy, London.—*Christopher Green*, St. Mary Overies Dock, Southwark, Surrey, wharfinger, Oct. 22 at half-past 2, Court of Bankruptcy, London.—*James Phillips*, Cross-street, Finsbury, Middlesex, dealer in horses, Oct. 27 at half-past 2, Court of Bankruptcy, London.—*J. Hillman*, Worcester, grocer, Oct. 28 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Insell*, Shipston-upon-Stour, Worcestershire, land agent, Oct. 26 at 12, District Court of Bankruptcy, Birmingham.—*Wm. Stone*, Matlock, Derbyshire, builder, Oct. 29 at 12, District Court of Bankruptcy, Nottingham.—*A. G. Robinson*, Rothby, Leicestershire, wool-stapler, Oct. 29 at 11, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Oct. 22.*

*Wm. Hende*, Whitmore-road, Hoxton, Middlesex, baker.—*Anthony Halliley* and *Richard Halliley*, Wigton, Cumberland, calico printers.—*Harris Watson*, Wilson-st., Finsbury, Middlesex, stove grates manufacturer.—*Richard Watkins*, Manchester, tailor.—*Sam. King*, Newgate-st., London, warehouseman.—*Francis Wm. Gerish*, East-road, City-road, Middlesex, ironfounder.—*Richard Butcher* the younger, Epsom, Surrey, painter.—*Peter Furlong*, Halifax, Nova Scotia, British North America, and Liverpool, merchant.—*Robert Adams* and *Thos. Banks*, Liverpool, cattle salesmen.—*George Stephen Taylor*, Whitstable, Kent, sadler.—*Ed. Seppings*,

Cromer, Norfolk, victualler.—*Thos. Miss Lake*, Uxbridge, Middlesex, bookseller.—*Ed. McMor*, Ashton-under-Lyme, Lancashire, stone mason.—*Thos. Hen. May*, Little Britain, London, baker.

## FIAT ANNULLED.

*Francis Buchanan Hoare*, Lincoln's-inn-fields, Middlesex, printer.

## PARTNERSHIP DISSOLVED.

*Wm. Bush Cooper* and *George William Whitaker*, Hatton-garden, and Bampton and Witney, Oxfordshire, solicitors.

## SCOTCH SEQUESTRATIONS.

*Mrs. Margaret Sanderson*, Aberdeen, innkeeper.—*Macfarlane, Lucas, & Co.*, Glasgow, merchants.—*Ebenezer Weir*, Glasgow, boot tree maker.—*Robert Wilson Osborne*, Kilmarnock, commission merchant.—*D. Bunting*, Glasgow, painter.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*John Richardson*, Briggate, Knareborough, Yorkshire, dealer in bones, Oct. at 11, District Court of Bankruptcy, Leeds.—*Sam. Fell*, Boston, Bramham, Yorkshire, curled hair manufacturer, Oct. 19 at 11, District Court of Bankruptcy, Leeds.— *Jas. Ineson*, Batley, near Dewsbury, Yorkshire, out of business, Oct. 19 at 11, District Court of Bankruptcy, Leeds.—*Henry Hooper*, Great Grimby, Lincolnshire, superannuated officer, Oct. 20 at half-past 10, District Court of Bankruptcy, Leeds.—*William Laycock*, Rastrick, Yorkshire, manager of the Red Lion Inn, Rastrick, Oct. 19 at 11, District Court of Bankruptcy, Leeds.—*Thomas Adams*, Walcot, Bath, Somersetshire, baker, Oct. 12 at 12, District Court of Bankruptcy, Bristol.—*Jos. Noyes*, Shepton Mallett, Somersetshire, shoemaker, Oct. 12 at half-past 11, District Court of Bankruptcy, Bristol.—*Thomas Titterton*, Roehdale, Lancashire, warper, Oct. 14 at 10, Court-house, Roehdale.—*John Mangles*, Richmond, Yorkshire, draper's assistant, Oct. 7 at 11, District Court of Bankruptcy, Leeds.—*Richard Parker*, Stroud, Gloucestershire, attorney at law, Oct. 7 at half-past 11, District Court of Bankruptcy, Bristol.—*George Reynolds*, Bedminster, Bristol, out of business, Oct. 12 at 12, District Court of Bankruptcy, Bristol.—*John House*, Bedminster, Bristol, stable keeper, Nov. 5 at 11, County Court of Gloucestershire, at Bristol.

*At the Court-house, PORTUGAL-STREET, LINCOLN'S-INN, Oct. 18 at 12.*

*Geo. Binnings* the younger, Middle-street, Cloth-fair, Bartholomew-close, London, bricklayer.—*James Watson*, Lewisham, Kent, shoemaker.

*At the County Court of Shropshire, at SHREWSBURY, Oct. 18 at 10.*

*John Pugh*, Pontesbury, Shropshire, labourer.—*Elizabeth Pugh*, Pontistford, Shropshire, miller.

*At the County Court of Lancashire, at LIVERPOOL, Oct. 18 at 10.*

*Wm. Johnston*, Liverpool, tailor.

*At the County Court of Gloucestershire, at BRISTOL, Nov. 5 at 11.*

*Thos. B. Corbett*, Bristol, ship's husband.—*Dev. Peachey*, Clifton, Bristol, tailor.

*Wednesday, Sept. 29.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Benj. Broadbridge* the younger, York-place, Denmark-hill, Camberwell, Surrey, architect: in the Queen's Prison.—*Sam. Howard*, James-st., Oxford-st., Middlesex, out of business: in the Queen's Prison.—*Thos. Sorell*, Sherborne-st., Dorset-square, Middlesex, in no profession: in the Gaol of Surrey.—*Wm. Dove*, Lancashire-hill, Heaton Norris, near Manchester, out of business: in the Gaol of Lancaster.—*John Burton*, Walton-le-Dale, near Preston, Lancashire, licensed victualler: in the Gaol of Lancaster.—*George B. Sherborne*, Somerset, branch post master: in the Gaol of Wilton.—*George Pride*, Nettleworth, Gloucestershire, quarryman: in the Gaol of

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**ERRATA.**—In the article on Actions by Assignees of Reversions in the last number, at p. 390, in the fifth line of the second column, for assignee read assignor; and at p. 391, in the fifth line of the first column, for lessors read lessees. In Writ of Mandamus, p. 391, line twenty-three from beginning, for Rex v. Betersworth read Rex v. Bettesworth; and at p. 392, line eleven of second column, for Owen v. Straindow read Owen v. Strainbow.

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Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer ....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 9, 1847.

THE doctrine laid down in *Hall v. Hugonin*, (14 Sim. 595), has been confirmed by a very recent case, *Bishopp v. Colebrook*, (11 Jur. 793), so that it may be now considered settled almost beyond the possibility of dispute, that the reversionary interest of a married woman in personalty not settled to her separate use, is, by apt arrangement, capable of being barred.

In *Hall v. Hugonin*, the wife's reversionary interest was expectant, not on the decease of her husband, but of a stranger. The reasoning of the Vice-Chancellor was not, however, addressed to that point, but went simply to the question of the whole interest in the property being in the married woman. "Suppose," he said, "that a father gives a sum of stock to a trustee for his daughter Elizabeth for life, remainder to his daughter Mary, a married woman, absolutely; and that, immediately after his death, Elizabeth assigns her life interest to Mary. Are not, by that mere act, both the life interest of her sister and her own interest in remainder, vested in her? I do not put it as a case of merger. But I ask whether the married daughter has not both the interests? that is, the life interest of her sister and also her own absolute interest in remainder? If, then, she has the whole interest, is it not an interest with which she is as capable of dealing in this Court as if it had been given to her absolutely? It seems to me that it is; and, therefore, when the husband applies to the Court to have the fund transferred, and his wife consents, the trustee will be entirely safe in making the transfer; because when a married woman is entitled to the whole interest in a fund, whether given to her originally, or composed of a life interest aforesaid, to her, and of the interest in reversion given to her, she may file a bill to have a settlement made on her. But if she consents in court to a transfer of the fund being made

either to the husband or to his assignee, she waives all right to a settlement out of the aggregate fund."

In the case referred to, of *Bishopp v. Colebrook*, it was attempted to distinguish it from *Hall v. Hugonin*, on the ground that in the latter case the wife was entitled in remainder on the death of a person not her husband; whereas, in *Bishopp v. Colebrook* the life estate was in the husband; but of this distinction the Vice-Chancellor appears to have taken no note, resting his judgment, as in *Hall v. Hugonin*, entirely on the circumstance of the wife having acquired the whole absolute interest; so that the rule seems to be, that if the whole interest can be concentrated in the wife, no matter how, she may dispose of it. In a word, his Honor does not think there is any distinction between a fund in personalty given absolutely to the wife, and a fund in which she has an interest in reversion expectant on the death of another, whether of a stranger or of her husband is immaterial, joined to the preceding interest, whatever it may be.

This doctrine may, as the Vice-Chancellor expresses it in *Hall v. Hugonin*, be convenient, but it does away with the last remnant of protection given by courts of equity to married women in respect of their personal estate.

The doctrine with regard to a personal fund vested in trustees, given absolutely to a married woman, has been long settled, and is perfectly intelligible. It is the husband's property at law, that is, it would be if it were vested in the wife instead of in her trustees. And if the trustees pay it to the husband, as they lawfully may, if there be no suit for a settlement, there is an end of the wife's right to a settlement, or to anything else out of the fund. Only as the husband cannot get it out of the hands of the trustees at law, equity refuses to take it from them, except upon terms for the benefit of the married woman, which benefit she may waive, if she thinks fit, by her consent in Court.

The effect of a gift of personal estate to the separate use of a married woman is also well settled and intelligible; and though by that contrivance, originally intended to protect a married woman, the very opposite result has been attained, and she has been, in respect of the disposition of her property, (when anticipation is not restrained), invested with a legal power, the possession of which is the very thing that practically destroys her protection, still the argument is, that, in giving her such power, the Courts are but carrying into effect the intention of the parties; and that if, by reason of the doctrine, a married woman is armed with a power fatal to her own protection, she has, or those who gave her the power have so willed it. Nor is there anything in the doctrine inconsistent with the principle of the law, as it only amounts to recognising the right of any person possessed of property to vest the legal estate in it in trustees, and to direct the destination of the trust estate, either to a particular person or according to the appointment of a particular person, whether that person be or be not *sui juris*.

But until the later decisions, it was certainly not settled that an interest in a married woman, incapable of itself of being reduced into possession, could be converted by the act of a stranger into an interest reducible into possession, for the express purpose of placing it at her disposal, and thus practically depriving her of the only protection of which she is capable, viz. the protection of legal disability.

His Honor the Vice-Chancellor expressly disclaims putting it as a case of merger, and treats the question as depending on the married woman being entitled to the whole interest in the fund, no matter how she became so entitled; and on this ground he has held, that, as a married woman so entitled may file a bill for a settlement, so she may consent in court to a transfer of the entire fund to her husband, or to his assignee. We conceive, that, under *Hall v. Hugonin* and *Bishopp v. Colebrook*, it is not necessary to have the wife's consent in court as a matter of course; that is, that, when the preceding estates have been so dealt with as to entitle the married woman to the whole fund, the trustees will be justified, if no suit is instituted by the wife for a settlement, in transferring the fund at once to the husband. It is true, that, in both cases, the Vice-Chancellor has said that the wife may, by consenting in court, waive all right to a settlement; but we conclude, that he does not mean to say that the trustees may not, without suit, transfer the fund to the husband. The whole doctrine of reversionary interests in married women is, however, so full of mystery, so surrounded by difficulties, both on authority and on principle, that, unless a case is on all fours with *Hall v. Hugonin* or *Bishopp v. Colebrook*, that is, unless it is quite clear that the whole interest in the fund is in some way or other vested in, or in trust for, the married woman, we should pause before recommending trustees to transfer a trust fund, except under the direction of the Court.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Richard England, Gent., of Kingston-upon-Hull, to be a Master Extraordinary in the high Court of Chancery.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 393).

Where the warden of Wadham College refused to affix the common seal of the college to an answer of the fellows and other officers of the college to a bill filed in Chancery against them, and which he objected to because he disapproved of their answer, the Court granted a mandamus to compel him. (*Res v. Windham*, Cowp. 377). So, a mandamus lies to the keepers of the common seal of the University of Cambridge, commanding them to put it to the instrument of appointment of their high steward, pursuant to a grace passed in senate. (*Res v. The Vice-Chancellor of Cambridge*, 3 Burr. 1647; S. C., 1 Bl. Rep. 547; see *Res v. Kendall*, 1 Adol. & Ell., N. S., 866). So, a mandamus lies to the Chancellor of the University of Cambridge to restore a person to academic degrees, of which he was deprived on the ground of an alleged contempt. (*Res v. Cambridge*, 1 Stra. 557; S. C., 2 Ld. Raym. 1334). So, a mandamus lies to the master of a college to admit a fellow duly elected; or the nominee of the founder's heir, in whom the right of nomination vested. (*Res v. Blythe*, 5 Mod. 404; S. C., Sir T. Raym. 12; *Reg. v. St. Peter's College, Cambridge*, 9 Law Journ., N. S., Q. B., 321; see also *Usher's case*, 5 Mod. 452; *Res v. St. John's College*, 4 Mod. 233). So, a mandamus lies to the masters and fellows of a college to restore one to an usher's place of a free grammar school, of which they were visitors. (*Craford case*, Sty. 457; query, if the visitors had deprived him on the ground of non-observance of the rules for government of the school? see *Res v. Ely*, 5 T. R. 475). To restore a schoolmaster of a grammar school founded by the Crown. (*Res v. Morpeth*, 1 Stra. 58). So, a mandamus lies to the visitor of a college in one of the universities if he refuses to exercise his visitatorial power by receiving and hearing an appeal to compel him; but if the judgment of the visitor be ever so erroneous, the Court cannot interfere in order to correct it. (*Res v. Bishop of Ely*, 5 T. R. 475; *Phillips v. Bury*, 2 T. R. 346; S. C., 1 Stra. 15; 4 Mod. 106; *Res v. Bishop of Lincoln*, 2 T. R. 368). So, a mandamus lies to the Bishop of Ely, as visitor of Peterhouse College, to appoint one of two fellows, nominated and presented to him by the fellows, to be master of the college. Ashurst, J., said:—It does appear to me, that this is not a case within the bishop's visitatorial power, since the statutes of the college have restrained him from making use of that power in the present instance. I admit, that in every case within a visitor's power, and where he sits in the exercise of that power, his acts are not to be questioned in courts of law. The founder has thought fit, by the statutes, to invest the Bishop of Ely with general visitatorial power, but he had a right to restrain him in certain cases if he thought proper; and, to those objects, the bishop is not visitor. Then it is material to consider, whether, under the statutes, this be not a case of that kind. I confess I am of opinion that, on the true construction of the statute de electione magistris, the power of the bishop is limited and restrained. In this instance the bishop cannot interfere as visitor: the only power which he can exercise is to judge of the fitness of the two persons nominated by the fellows. (*Res v. The Bishop of Ely*, 2 T. R. 290, 335). And, where the founder of an hospital for the sustentation and relief of certain poor persons named in the grant, by the rules of which, preference was to be given to the poor people of certain towns, appointed visitors to correct all abuses, and see to the due execution of the grant; and, afterwards, the heir of the founder, upon a vacancy of one of the brethren, appointed a person to succeed not belonging to the towns so named, against which appointment three persons belonging to the towns next in the order of rotation

appealed, on the ground that the appointee was ineligible; the Court granted a mandamus to the visitors who had heard the evidence on such appeal, but declined to act to compel them to proceed and determine the appeal. (*Res v. The Bishop of Worcester*, 4 M. & S. 415; see also *Phillips v. Bury*, 2 T. R. 249).

If the visitor of a college has heard and decided on an appeal the Court has no authority to examine the legality of the judgment, and therefore will not issue a mandamus to try its merits. Lord Kenyon, C. J., said, "It has been settled for near a century that this Court has no other power than that of putting the visitatorial power in motion, but that, if the judgment of the visitor be ever so erroneous, we cannot interfere in order to correct it. Now here the visitor received the appeal; each party disclosed his case to him; the whole merits of the case were before him; and he has exercised his judgment upon the whole. If, therefore, we were to interfere, it would be for the purpose of controlling his judgment." (*Res v. The Bishop of Ely*, 5 T. R. 475; *Phillips v. Bury*, 2 T. R. 346; *Res v. The Chancellor of Cambridge*, 6 T. R. 89). Therefore a mandamus does not lie to restore a fellow of a college where there is a visitor to whom appeals are to be made, and who on appeal had confirmed the matter of appeal. (*Res v. New College, Oxford*, 2 Lev. 14; S. C., 1 Mod. 82; *Dr. Widdrington's case*, 1 Lev. 23; Sir T. Raym. 111; *Parkinson's case*, Carth. 92; S. C., 3 Mod. 265). Nor will the Court grant a mandamus to the Vice-Chancellor of the University of Cambridge to restore a fellow who has been banished by the judgment of the Vice-Chancellor's Court for an offence committed against the statutes of the university. (6 T. R. 89). Nor does a mandamus lie to restore a prebend where he has been deprived by the visitor upon good cause. (*Res v. The Bishop of Chester*, 1 Wils. 206). Nor does a mandamus lie to the President and College of Physicians to examine a person as to his qualification and fitness to be admitted a fellow into the corporation; (*Res v. The President of the College of Physicians*, 7 T. R. 282; see also *Res v. Dr. Askew*, 4 Burr. 2186); nor to restore a member of the College of Physicians; (*Dr. Merrick's case*, cited in *Parkinson's case*, ubi sup., and cases in last note). Nor will the Court grant a mandamus to compel the College of Physicians to admit a person as one of their members or as a licentiate: (per Abbott, C. J., *Res v. The Benchers of Lincoln's Inn*, 4 B. & C. 859); nor to compel the benchers of one of the inns of Court to admit an individual, as a member of the society, with a view to his qualifying himself to be called, or when admitted, to call him to the bar. I am of opinion, says Abbott, C. J., that this Court has no power to compel the benchers of this society to permit any individual to become a member of the society, or to assign any reasons why they do not admit him. There is not any instance where a mandamus has been applied for to compel any such society to admit a person a member. In *Res v. The Benchers of Gray's Inn*, Lord Mansfield, speaking of these societies, says, "They are voluntary societies." The very term "voluntary society" imports in it a discretion in the individuals composing it to admit or reject members as they please. It is true, that the twelve judges are the visitors of the inns of courts, but, in that character, they have jurisdiction only over actually admitted members. When Lord Mansfield said they were "voluntary societies, which for ages have submitted to government analogous to that of other seminaries of learning," he must be understood to have meant that they submit to such rules and regulations as they themselves ordained for the internal government of the society, but not that they submit to any order of a foreign jurisdiction as to the persons whom they are to admit as members. If the party now applying to the Court were an actually admitted member of the society, and had acquired an

inchoate right capable of being perfected, it might then be fit for this Court (in the absence of any other remedy) to interfere by mandamus, in order to perfect that right; but if the particular society improperly refuse to call a particular member to the bar, the remedy is not by mandamus, but by appeal to the twelve judges. (*Res v. The Benchers of Lincoln's Inn*, 4 B. & C. 858; S. C., 7 Dowl. & Ry. 351; and see *Res v. The Benchers of Gray's Inn*, Doug. 339). In the case of D. W. Harvey there was such an appeal, but it was unsuccessful. Nor to the principal and ancients of Barnard's Inn to admit an attorney into the society, it not appearing that the Court had the requisite authority over the inn. (*Res v. Barnard's Inn*, 5 Adol. & Ell. 17; see *Reg. v. The Mayor and Aldermen of London*, 16 Law Journ., N. S., Q. B., 185). And where a rule nisi was granted for a mandamus to the principal of Clifford's Inn to attend the benchers of the Inner Temple, and produce the records and regulations of the society of Clifford's Inn to enable the benchers to decide on the validity of his election to that office, the Court, on shewing cause, discharged the rule, no sufficient proof appearing that the benchers of the Inner Temple had a compulsory authority over Clifford's Inn for this purpose. (*Res v. Allen*, 5 B. & Adol. 984). Nor does a mandamus lie to admit an attorney of one of the superior courts, that being discretionary in the judge who examines him, and the only remedy is by petition to the Court. (2 Geo. 2, c. 23, ss. 2 to 6; 23 Geo. 2, c. 26, s. 15; see *Reg. v. The Mayor and Aldermen of London*, supra). We have already seen, (ante, p. 19), that, at common law, if members of corporations refused or neglected to choose such proper officers as they ought, it was a forfeiture of their charter, though, in some cases, the Court was authorised to grant a mandamus to fill up certain vacancies, and where there was an omission to elect, or an officer was unduly chosen, there was no power to compel an election before the charter-day to remedy the inconvenience that was occasioned by these defaults. Certain provisions were made by statute to prevent their re-occurrence. The Court of Queen's Bench can now, however, compel the members of a corporation to proceed to the election of their officers, and do all other necessary acts to complete it, and for this purpose a mandamus lies in all cases concerning corporate officers, from the highest to the lowest, either to elect, or, where elected, to admit, or, if wrongfully removed, to restore. 7 Will. 4 & 1 Vict. c. 78, s. 26, extends the power and authority given to the Court by stat. 11 Geo. 1, c. 4, to elections under the Municipal Corporation Act. We will now proceed to consider these in their order.

Where, by a charter, it was directed that the mayor and chief burgesses should fill up all vacancies of the burgesses that should occur from time to time, the Court granted a mandamus to the mayor to convene a meeting to proceed to an election in order to fill up five vacancies in a select body consisting of fifteen burgesses. (*Res v. The Mayor of Monmouth*, 4 B. & Ald. 496). So, the Court granted a mandamus to the mayor to proceed to an election of burgesses, in order to fill up two vacancies occasioned by death, although there was a quo warranto information depending against the mayor, questioning his title. (*Res v. Grampsound*, 6 T. R. 301). Where, by an act of 8 Geo. 4, it was enacted, "that the mayor, sheriffs, citizens, and commonalty of the city of Norwich, at an assembly to be held within three calendar months before the 4th May in each succeeding year, should elect twenty persons to be guardians of the poor of the said city, and that on the Monday in Easter week in every succeeding year there should be elected for each pariah, hamlet, &c. of the said city and county, an additional number of persons to be guardians of the poor, amounting in the whole to forty-eight, and that the several persons so elected

should enter upon the office of guardians on the 4th day of May next ensuing their election;" there was then a proviso that, in case default should be made in the election of a guardian or guardians, the other guardians might proceed in the execution of the act as fully and effectually as if the election of the guardians had effectually taken place; the mayor, sheriffs, citizens, and commonalty having neglected to elect twenty persons to be guardians within the time prescribed, the Court granted a mandamus to compel them to do so, holding that the clause fixing the time of election was directory. *Res. v. Norwich*, (1 B. & Adol. 310). Where by a charter it was granted that upon the death or amotion of a principal burgess, who was appointed to hold for life, it should be lawful for the mayor and the remaining principal burgesses within eight days next following to elect another; the eight days after a vacancy having elapsed without an election, the Court granted a mandamus upon the stat. 11 Geo. 1, c. 4, s. 2, to proceed to the election of two principal burgesses. (*Res. v. Thetford*, 8 East, 210; *Corporation of Scarborough*, 2 Str. 1180; *Res. v. Woodrow*, 2 T. R. 732; see also 1 Roll. Abr. 513, 514). Where a charter of incorporation, after ordaining who should be entitled to be burgesses, directed that they should make application for that purpose to the mayor and commonalty on a day certain in each year, and at no other time, and then make due and legal proof of their qualifications, certain persons claiming to be admitted burgesses made application to the mayor and commonalty on the charter day, and offered to make due and legal proof of their qualifications, but their applications were not heard, nor their proofs received, on account of the time having been occupied in other business; the Court granted a mandamus to the mayor and commonalty to enter an adjournment to a subsequent day, and then to hold a meeting, and receive and examine such proofs &c. (*Res. v. Carmarthen*, 1 M. & Scott, 697). The Court will grant a mandamus to proceed to an election, although there has been an officer chosen, if it appear that it is colourable, and clearly void, (*Res. v. Cambridge*, 4 Burr. 2008; *Res. v. Bedford*, 1 East, 79; *Res. v. Banks*, 3 Burr. 1454), even although the party illegally elected have been sworn in, and be at the time in the actual exercise of the office. (*Res. v. The Mayor of Leeds*, 11 Adol. & Ell. 512). But if the validity of the election is doubtful, it seems the Court will not grant the writ until the question is finally settled. (*Res. v. The Mayor of Winchester*, 7 Adol. & Ell. 215; *Res. v. Derby*, Id. 419; *Res. v. Beedle*, 3 Adol. & Ell. 467). A mere de facto election is not sufficient to prevent the Court from issuing a mandamus. The meaning of the 11 Geo. 1, c. 4, is, "where no due legal valid election has been made upon the charter or usage day," the Court may grant a mandamus. (Per Cur., Id. 2011). So, a mandamus lies to the Court of the Mayor and Aldermen of London to proceed to an election, for the claim of cognisance by that court for the election of aldermen does not exclude the jurisdiction of the Court of Queen's Bench to issue a mandamus. (*Res. v. London*, 4 M. & R. 36; 9 B. & C. 1). On application to the Court of Queen's Bench for a mandamus for the election of burgesses and aldermen, the Court refused to fix any specific day, but left it to the proper officer. (*Res. v. The Mayor of Bridgewater*, 2 Chit. 256). In the case of annual offices, it may be observed, that, in the event of no new election taking place on the day appointed, the old officers continue till others are elected. (*Foot v. Prowse*, 1 Stra. 625; 5 & 6 Will. 4, c. 78\*).

(To be continued).

## London Gazettes.

TUESDAY, OCTOBER 5.

### BANKRUPTS.

- JAMES SALTER**, New North-road, Islington, Middlesex, builder, brick maker, dealer and chapman, Oct. 13 at half-past 2, and Nov. 17 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Dimes, Bread-street, Cheapside, London.—Fiat dated Oct. 2.
- ROBERT WOODS**, Brighton, Sussex, grocer, dealer and chapman, Oct. 12 and Nov. 18 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Kennett, Brighton; Galsworthy & Co., 9, Cook's-court, Lincoln's-inn.—Fiat dated Sept. 24.
- THOMAS BROWN**, Nottingham-mews, High-street, St. Marylebone, Middlesex, coach smith and ironmonger, Oct. 12 and Nov. 18 at half-past 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Goren, Southmolton-street.—Fiat dated Oct. 1.
- SAMUEL DULY**, Brighton, Sussex, toyman and tobacconist, dealer and chapman, Oct. 12 at 12, and Nov. 17 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Richards & Walker, Lincoln's-inn-fields.—Fiat dated Sept. 29.
- WILLIAM EDWIN JEFFERIES**, St. Michael's-alley, Cornhill, London, tavern keeper, Oct. 12 at half-past 1, and Nov. 15 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Townshend, Clifford's-inn.—Fiat dated Oct. 2.
- JOHN GAISFORD**, Gravel-lane, Southwark, Surrey, baker, dealer and chapman, Oct. 12 and Nov. 15 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Buchanan, 8, Basinghall-street, London.—Fiat dated Sept. 29.
- GEORGE FROST**, Leadenhall-street, London, cutter, Oct. 12 at 1, and Nov. 16 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Smith, New-inn.—Fiat dated Sept. 25.
- CHARLES GILBERT LACON**, New-street, Dorset-sq., Middlesex, grocer and oilman, Oct. 18 at 12, and Nov. 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Vallances & Co., Essex-street, Strand.—Fiat dated Sept. 28.
- WILLIAM ECCLES**, Walton-le-Dale, Lancashire, cotton spinner and manufacturer, dealer and chapman, Oct. 15 and Nov. 11 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Haydock & Son, Preston; Chester & Co., 4, Staple-inn, London.—Fiat dated Oct. 1.
- JAMES GRIFFITHS DAVIES**, Manchester, glass dealer, Oct. 14 and Nov. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Sale & Co., Manchester; Reed & Co., Friday-st., Cheapside, London.—Fiat dated Sept. 15.
- WILLIAM YATES**, Adlington, near Chorley, Lancashire, calico printer, dealer and chapman, Oct. 15 and Nov. 5 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Sept. 28.
- STEPHEN OWEN**, Liverpool, flour dealer, baker, dealer and chapman, Oct. 15 and Nov. 16 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Sept. 29.
- SAMUEL LORD**, Liverpool, wool dealer, dealer and chapman, Oct. 18 at 12, and Nov. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Sept. 28.

during the year by reason of the party elected to such office not accepting the same, or of his dying or ceasing to hold the office, the council of the borough shall, within ten days after such vacancy, elect another fit person to be the mayor thereof for the remainder of the current year. (Sect. 49). And the mayor, in all cases within the act, shall continue in office until his successor shall have accepted the office of mayor, and shall have made and subscribed the declaration required in that behalf. (6 & 7 Will. 4, c. 103, s. 4). The election shall not be questioned by reason of any defect in the title of the presiding officer, provided he shall have taken upon himself the office. (7 Will. 4 & 1 Vict. c. 78, s. 1).

\* By the Municipal Corporation Act, 5 & 6 Will. 4, c. 76, in the case of corporations within the act, the mayor is to be elected annually on the 9th November; or if a vacancy occur

**HENRY BOYDELL** and **THOMAS WILLIAMS**, Liverpool, and Birkenhead, Cheshire, timber merchants, dealers and chapmen, Oct. 18 at 12, and Nov. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cavenove; Sols. Dodge, Liverpool; Bridger & Blake, London-wall, London.—Fiat dated Oct. 1.

**ISAAC HICKS**, Bristington, Somersetshire, tailor and draper, dealer and chapman, Oct. 21 and Nov. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Fox, Bristol.—Fiat dated Sept. 28.

**FERDINAND CHRISTIAN VEITH**, Kingston-upon-Hull, merchant and commission agent, dealer and chapman, (carrying on business under the style or firm of Ferdinand Christian Veith & Co.), Oct. 20 and Nov. 24 at 11, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Wells & Smith, Hull; Tilson & Co., Coleman-street, London.—Fiat dated Sept. 25.

## MEETINGS.

**Francis Wm. Gerish**, East-road, City-road, Middlesex, ironfounder, Oct. 28 at 11, Court of Bankruptcy, London, and. ac.—**Wm. Dicken**, Brentford-end, Isleworth, Middlesex, grocer, Oct. 28 at 12, Court of Bankruptcy, London, and. ac.—**James Whisby**, Lynn, Norfolk, grocer, Oct. 28 at 12, Court of Bankruptcy, London, and. ac.—**Wm. Hands**, Whitmore-road, Hoxton, Middlesex, baker, Oct. 26 at 1, Court of Bankruptcy, London, and. ac.—**Anthony Machin**, Manchester, grocer, Oct. 28 at 12, District Court of Bankruptcy, Manchester, and. ac.; Nov. 4 at 12, div.—**William Davis**, Strangeways, Cheetham, Manchester, plasterer, Oct. 26 at 12, District Court of Bankruptcy, Manchester, and. ac.; Oct. 27 at 12, div.—**John Reilly**, Wolverhampton, Staffordshire, grocer, Oct. 28 at 11, District Court of Bankruptcy, Birmingham, and. ac.—**James Tynter** the younger, Uttoxeter, Staffordshire, timber merchant, Oct. 28 at 12, District Court of Bankruptcy, Birmingham, and. ac.—**Wm. Sykes**, Old and New Catherine Wheel-yards, Bishopsgate-st., London, and Saville-place, Mile-end, Middlesex, carrier, Oct. 28 at 11, Court of Bankruptcy, London, div.—**Jas. Ricketts Weston**, Southampton, auctioneer, Oct. 28 at half-past 11, Court of Bankruptcy, London, div.—**George Purton**, Longfleet, Poole, innkeeper, Oct. 28 at 12, Court of Bankruptcy, London, div.—**Thos. Carey Willard Pierce** and **Gilson Hoeman**, Manchester, merchants, Nov. 5 at 12, District Court of Bankruptcy, Manchester, div.—**Ed. Pettit** and **Wm. Newton**, Lancaster-place, Strand, Middlesex, navy agents, Oct. 28 at half-past 2, Court of Bankruptcy, London, div.—**Robert Kington**, Crescent, Jewin-st., Cripplegate, London, jeweller, Oct. 26 at half-past 11, Court of Bankruptcy, London, div.—**James Law**, Faversham, Kent, corn merchant, Oct. 28 at half-past 11, Court of Bankruptcy, London, div.—**A. Dunlop**, Lower Belgrave-place, Chester-square, Middlesex, land agent, Oct. 26 at 11, Court of Bankruptcy, London, div.—**Thomas Oakley**, Kingsbury-farm, St. Alban's, Hertfordshire, farmer, Oct. 28 at 2, Court of Bankruptcy, London, div.—**Robert Wright**, Coppice-row, Clerkenwell, Middlesex, timber merchant, Oct. 26 at half-past 1, Court of Bankruptcy, London, div.—**Alex. Augustus Mackey** and **Nath. James White Holt**, St. Helen's-place, Bishopsgate-st., London, merchants, Oct. 26 at 2, Court of Bankruptcy, London, div.—**Thos. Arnold**, Paternoster-row, London, bookseller, Oct. 26 at 1, Court of Bankruptcy, London, div.—**Henry Rawson Morley**, Kingston-upon-Hull, merchant, Oct. 27 at 10, District Court of Bankruptcy, Kingston-upon-Hull, fin. div.—**Thos. Streeter**, High-st., Camden-town, Middlesex, draper, Oct. 28 at 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

**Sir Francis Charles Knowles**, Queen-st., May-fair, Middlesex, banker, Oct. 28 at 11, Court of Bankruptcy, London.—**Joseph Hall**, Broadway, Westminster, Middlesex, carrier, Oct. 26 at 11, Court of Bankruptcy, London.—**Jas. Ricketts Weston**, Southampton, auctioneer, Oct. 26 at half-past 11, Court of Bankruptcy, London.—**Wm. Sykes**, Old and New Catherine Wheel-yards, Bishopsgate-st., London, and Saville-place, Mile-end, Middlesex, carrier, Oct. 26 at 11, Court of Bankruptcy, London.—**John Fox Kemp**, Uxbridge, Middlesex, grocer, Oct. 26 at half-past 12, Court of Bankruptcy, London.—**Stephen Woodgate**, Westmoreland-place, Southampton-st., Camberwell, Surrey, auctioneer, Oct. 26 at 12,

Court of Bankruptcy, London.—**David Heard** the elder, Barking, Essex, smack owner, Oct. 26 at half-past 12, Court of Bankruptcy, London.—**Charles Fos**, Kingston-upon-Hull, victualler, Oct. 27 at half-past 11, District Court of Bankruptcy, Kingston-upon-Hull.—**Thos. Shipworth**, Belton, Lincolnshire, clerk, Oct. 27 at 11, District Court of Bankruptcy, Kingston-upon-Hull.—**John Stephenson**, Horncastle, Lincolnshire, linen draper, Oct. 27 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull.—**William Tench**, Winlaton, Durham, grocer, Oct. 26 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 26.

**John Palmer**, Worthing, Sussex, painter.—**O. Richards**, Fleet-street, London, law bookseller.—**Joshua Cowell**, High-street, Peckham, Surrey, boot dealer.—**Thos. Priestly**, Bedford, grocer.—**Thomas Moore**, St. Albans, Hertfordshire, furniture broker.—**George Wilson**, Salford, Lancashire, iron founder.—**Richard Wade**, Cheapside, London, tailor.—**Wm. Jackson**, Trammere, Cheshire, joiner.—**William Davies**, Liverpool, blacksmith.—**Michael O'Hara Nash**, Bristol, licensed victualler.—**William Hodoll**, South Ash, Kent, farmer.—**G. Winnall**, Worcester, coach builder.—**Joseph Allison**, Penrith, Cumberland, bookseller.—**John Dickinson**, Manchester, book-binder.—**Michael Horan**, Bolton, Lancashire, grocer.

## PARTNERSHIP DISSOLVED.

**Daniel Cortiswaine** and **John Hilditch Adams**, Old Jewry-chambers, London, attorneys at law.

## SCOTCH SEQUESTRATIONS.

**James Morris**, Greenock, merchant.—**John M'Symon** and **Joseph Hutton**, Glasgow, merchants.

## DECLARATION OF INSOLVENCY.

**William Nicholson**, Fareham, Southampton, watch maker, Oct. 19 at 2, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

**Daniel York**, Over, Cambridgeshire, baker, Oct. 19 at 12, Court of Bankruptcy, London.—**Solomon Nicholas Edwards**, Reading, Berkshire, fitter, Oct. 19 at 11, Court of Bankruptcy, London.—**Thomas Hartree**, Chester-mews, Regent's-park, Middlesex, carpenter, Oct. 19 at 11, Court of Bankruptcy, London.—**John Perry Seale**, June-street, Chelsea, Middlesex, out of business, Oct. 19 at 11, Court of Bankruptcy, London.—**Julius Cavalli**, Wallingworth, Suffolk, licensed victualler, Oct. 19 at 11, Court of Bankruptcy, London.—**John Thompson**, Newbourn, Suffolk, out of business, Oct. 19 at 12, Court of Bankruptcy, London.—**John Haycock**, Thornton-road, Barnsbury-park, Islington, Middlesex, grocer, Oct. 19 at 11, Court of Bankruptcy, London.—**Richard House**, Wellington-row, Bethnal-green-road, Middlesex, storekeeper, Oct. 19 at 12, Court of Bankruptcy, London.—**Charles Pierson**, Luton, Bedfordshire, patten manufacturer, Oct. 19 at 11, Court of Bankruptcy, London.—**Isaiah Lemar**, Canterbury, Kent, baker, Oct. 19 at 11, Court of Bankruptcy, London.—**Edw. Munnis**, Ashford, Kent, tailor, Oct. 19 at 12, Court of Bankruptcy, London.—**Charles Edward Wilks**, Waltham-cross, Herts, coal dealer, Oct. 19 at 12, Court of Bankruptcy, London.—**Edward John Spicer**, Smarden, Kent, farmer, Oct. 19 at 11, Court of Bankruptcy, London.—**James Tidy**, Kirkstead, Sussex, wheelwright, Oct. 19 at 11, Court of Bankruptcy, London.—**Wm. York**, Wellingborough, Northamptonshire, victualler, Oct. 19 at 11, Court of Bankruptcy, London.—**Rob. Morgan**, Norwich, tailor, Oct. 19 at 12, Court of Bankruptcy, London.—**C. Rushbrooke**, St. Edmunds, Norwich, out of business, Oct. 19 at 12, Court of Bankruptcy, London.—**J. Collins**, Tiverton, Somersetshire, beer-shop keeper, Oct. 23 at 12, County Court of Somersetshire, at Bath.—**Abel Mills**, Sleighty, Wuerdle and Wardle, Rochdale, Lancashire, woollen manufacturer, Oct. 28 at 10, County Court of Lancashire, at Rochdale.—**William Whitaker**, Halifax, Yorkshire, labourer, Oct. 16 at 11, County Court of Yorkshire, at Halifax.—**Benj. Thornton**, Redditch, Worcestershire, needle manufacturer, Oct. 15 at 1, County Court of Worcestershire, at Redditch.—**John Parkinson**, Liverpool, flour dealer, Oct. 11 at 10, District Court of Bankruptcy, Liverpool.—**J. Richard-son**, Briggate, Knaresborough, Yorkshire, dealer in rags, Oct.

19 at 11, District Court of Bankruptcy, Leeds.—*W. Edgar*, Bath, Somersetshire, tailor, Oct. 8 at half-past 11, District Court of Bankruptcy, Bristol.—*Jos. Edwards*, Bristol, dealer in coal, Oct. 8 at 12, District Court of Bankruptcy, Bristol.—*Nich. Pepp*, Bradford, Wiltshire, jobbing carpenter, Oct. 8 at 12, District Court of Bankruptcy, Bristol.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute.*

Oct. 19 at 10, before Mr. Commissioner HARRIS.

*Geo. W. Seears*, Argyle-st., New-road, St. Pancras, Middlesex, out of employ.—*John M'Leelan*, Ebenezer-terrace, Turner-st., Whitechapel-road, Middlesex, surgical instrument maker.—*John H. Mewburn*, Charlotte-street, Fitzroy-square, Middlesex, dealer in fancy goods.—*Wm. Spink*, Salisbury-street, Lisson-grove, Middlesex, butcher.

Oct. 20 at 12, before Mr. Commissioner LAW.

*John Cas*, Prospect-row, Bermondsey, Surrey, hair dresser.—*Wm. Pearce*, Hatton-wall, Hatton-garden, Middlesex, gas fitter.

Oct. 21 at 12, before Mr. Commissioner LAW.

*Wm. Sibley*, Strachan-place, Ball's-pond-road, Islington, Middlesex, baker.

Saturday, Oct. 2.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-Fields, on giving the Number of the Case.*

*John Fish*, Trelick-terrace, Vauxhall-road, Pimlico, Middlesex, painter, No. 59,110 T.; *Thos. Corral*, assignee.—*John Dallor* the younger, Scots-yard, Bush-lane, Cannon-st., London, wine merchant, No. 59,118 T.; *Charles Buchanan*, assignee.—*Wm. Pye*, Bolingbroke-road, Battersea, Surrey, foreman at saw mills, No. 59,125 T.; *Jos. Apsey*, assignee.—*John Pater*, Oakley-sq., St. Pancras, Middlesex, builder, No. 59,129 T.; *John Cates*, assignee.—*Geo. Groves*, Princess-st., Lisson-grove, Marylebone, Middlesex, baker, No. 59,138 T.; *Thos. Smith*, assignee.—*Jas. Flockhart*, Dalston-pl., Dalston, Middlesex, merchant, No. 59,162 T.; *John Hopkins*, assignee.—*Geo. Hall*, Southampton, Hampshire, and Stafford-street, Peckham, Surrey, grocer, No. 59,171 T.; *Charles Cray*, assignee.—*William Leass*, Spalding, Lincolnshire, hatter, No. 68,052 C.; *Christ. T. Robins*, assignee.

Saturday, Oct. 2.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*John Pink*, Westbourne-park-villas, Paddington, Middlesex, and Burnham, Buckinghamshire, architect: in the Queen's Prison.—*Wm. Shackleton*, Little Horton, near Bradford, Yorkshire, woolstapler: in York Castle.—*John B. Lloyd*, near Neston, and Tranmere, Cheshire, joiner: in Chester Castle.—*Jas. Broadribb*, Hotwells, Clifton, Bristol, labourer: in the Gaol of Bristol.—*John Stott*, Wuerdle and Wardle, near Rochdale, Lancashire, farm labourer: in the Gaol of Lancaster.—*Wm. Marsh*, Snatchwood, near Pontypool, Monmouthshire, gardener: in the Gaol of Monmouth.—*Joseph Grimshaw*, Crumpsall, near Manchester, out of employment: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, as follows:—*

Oct. 20 at 10, before Mr. Commissioner LAW.

*Wm. Milner*, Harper-st., New Kent-road, Surrey, out of business.

Oct. 21 at 10, before Mr. Commissioner LAW.

*Dan. Gilbert*, Cross Keys' Inn, St. John-st., Middlesex, out of business.

FRIDAY, OCT. 8.

BANKRUPTS.

**GEORGE JOHN GALABIN**, Bartholomew-close, London, printer, Oct. 19 at half-past 12, and Nov. 25 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Smith, Basinghall-street.—Fiat dated Oct. 7.

**THOMAS CHRISTIAN**, Park-road, North Brixton, Surrey, merchant, trader, dealer and chapman, Oct. 18 and Nov. 16 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Shaw, Queen-st., Cheapside.—Fiat dated Oct. 2.

**JOSEPH MILSTEAD**, Bromley, Kent, builder, Oct. 18 at half-past 12, and Nov. 29 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Solomon, Chester-terrace, Bow-road.—Fiat dated Oct. 7.

**JOSEPH FEATHERSTONHAUGH** and **WILLIAM PUTTERILL**, St. Martin's Stamford, Northamptonshire, railway contractors, Oct. 15 at half-past 2, and Nov. 22 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Ewbank, Gray's-inn.—Fiat dated Oct. 2.

**PATRICK KEVAN**, Liverpool, floor dealer, dealer and chapman, Oct. 19 and Nov. 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Smith, Liverpool; Mitton & Co., Southampton-buildings, London. Fiat dated Oct. 2.

**HENRY HEYWOOD**, Manchester, auctioneer, furniture broker, dealer and chapman, Oct. 18 and Nov. 8 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Chew, Manchester; Jaques & Co., 8, Ely-place, Holborn, London.—Fiat dated Sept. 28.

**GEORGE BAKER**, Newport, Monmouthshire, grocer, dealer and chapman, Oct. 18 and Nov. 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. A. J. and H. Livett, Bristol; Poole & Gamlen, 3, Gray's-inn-square, London.—Fiat dated Oct. 1.

**JOHN RIPPON**, Bristol, baker, dealer and chapman, Oct. 21 at 1, and Nov. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Hassell, Bristol; Maples & Co., Old Jewry, London.—Fiat dated Oct. 2.

**ABEL UGLOW**, St. Thomas the Apostle, Cornwall, miller and corn factor, dealer and chapman, Oct. 19 at half-past 10, and Nov. 17 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Laidman, Exeter; Clowes & Co., 10, King's Bench-walk, Temple, London.—Fiat dated Oct. 2.

MEETINGS.

*Sam. H. Billingey*, Commercial-road East, Whitechapel, Middlesex, ironmonger, Oct. 23 at half-past 1, Court of Bankruptcy, London, last ex.—*Geo. Harris*, Giltspur-street, London, tailor, Oct. 23 at 1, Court of Bankruptcy, London, last ex.—*Jos. T. Townsend*, High-st., Islington, Middlesex, carpet dealer, Oct. 23 at 2, Court of Bankruptcy, London, last ex.—*Sam. Waters*, Luton, Bedfordshire, baker, Oct. 30 at 12, Court of Bankruptcy, London, and ac.—*L. Langley*, Brading, Isle of Wight, baker, Oct. 30 at 11, Court of Bankruptcy, London, and ac.—*Hen. Clark*, Redcross-st., London, and Plummer's-row, Whitechapel, Middlesex, oil merchant, Oct. 30 at 11, Court of Bankruptcy, London, and ac. and div.—*Farguhar Macqueen*, Leadenhall-street, London, merchant, Oct. 30 at 12, Court of Bankruptcy, London, and ac.—*Thos. Wright*, Birkenhead, Cheshire, ironmonger, Nov. 1 at 11, District Court of Bankruptcy, Liverpool, and ac.; Nov. 3 at 11, div.—*Wm. Francis Westall*, Manchester, hotel keeper, Oct. 29 at 12, District Court of Bankruptcy, Manchester, and ac.—*John Berkley*, Newcastle-upon-Tyne, merchant, Oct. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*John Robinson* and *T. Tarley*, Leeds, Yorkshire, sharebrokers, Oct. 30 at 11, District Court of Bankruptcy, Leeds, and ac.—*John Hillman*, Worcester, grocer, Nov. 10 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Yates*, Redditch, Worcestershire, victualler, Oct. 30 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Stubbs*, Birmingham, hatter, Nov. 2 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Francis English*, Birmingham, draper, Nov. 9 at 11, District Court of Bankruptcy, Birmingham, and ac.—*William Craft*, Spring-st., Paddington, Middlesex, fishmonger, Oct. 30 at half-past 11, Court of Bankruptcy, London, div.—*Francis W. Gerish*, East-road, City-road, Middlesex, ironfounder, Nov. 4 at 11, Court of Bankruptcy, London, div.—*Wm. Dickens*, Brentford-end, Isleworth, Middlesex, grocer, Nov. 4 at 12, Court of Bankruptcy, London, div.—*Thomas Caswell* and *Jas. Thos. Tisdell*, Northampton, leather sellers, Nov. 1 at 2, Court of Bankruptcy, London, div.—*John Radbone*, Alcester, Warwickshire, bookseller, Nov. 9 at 11, District Court of Bankruptcy, Birmingham, and ac.; Nov. 13 at 11, div.—*Chas. R. Bewley*, Leamington Priory, Warwick-

shire, grocer, Nov. 9 at 11, District Court of Bankruptcy, Birmingham, and. ac.; Nov. 13 at 11, *div.*

**CERTIFICATES.**

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

John Barkley, Newcastle-upon-Tyne, merchant, Oct. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—W. Sharp the younger, Padesley, Calverley, Yorkshire, brewer, Oct. 30 at 11, District Court of Bankruptcy, Leeds.—John King, Helmsley, Yorkshire, surgeon, Oct. 30 at half-past 11, District Court of Bankruptcy, Leeds.—Henry Allen, Birmingham, draper, Nov. 9 at 11, District Court of Bankruptcy, Birmingham.—Joseph Glue, Derby, victualler, Oct. 29 at 11, District Court of Bankruptcy, Nottingham.—W. Ogden, Chorlton-upon-Medlock, Manchester, flour dealer, Nov. 1 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Oct. 29.

John Nettell, Falmouth, Cornwall, grocer.—John Hay, Bath, Somersetshire, surgeon dentist.—Wm. Gray, Salford, Lancashire, common brewer.—William Clayton, Langcliffe, Walton-le-Dale, Lancashire, banker.

**SCOTCH SEQUESTRATIONS.**

Alex. Gibb, Glasgow, insurance broker.—John Whytock, Mairvonside, Stirling, proprietor of Thatchbridge and coal dealer.—Wm. Arther & Co., Glasgow, merchants.—Andrew Maclearie, Beauly, merchant.—Wm. Brochie, Galahels, printer.—Mungo Ritchie & Co., Glasgow, commission merchants.—Watson, McNight, & Co., Glasgow, commission agents.—Alex. Tvanant & Co., Glasgow, merchants.—McIntosh, Scouller, & Donaldson, Glasgow, warehousemen.

**INSOLVENT DEBTORS**

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

George Henry Clayton, Bunhill-row, Middlesex, out of business, Oct. 20 at 2, Court of Bankruptcy, London.—Jas. Kirkpatrick, Horsemarket, Northampton, tailor, Oct. 20 at 2, Court of Bankruptcy, London.—Thos. Moor, Greenwich, Kent, dealer in hay, Oct. 20 at 2, Court of Bankruptcy, London.—John Street, Ryde, Isle of Wight, Southampton, carpenter, Oct. 21 at 2, Court of Bankruptcy, London.—G. Pratt, Wharf North, Wharf-road, Harrow-road, Paddington, Middlesex, steam-mill sawyer, Oct. 21 at 2, Court of Bankruptcy, London.—Jas. Peirich, Burton Latimer, Northamptonshire, baker, Oct. 14 at half-past 12, Court of Bankruptcy, London.—John Polley, St. Neots, Huntingdonshire, innkeeper, Oct. 21 at 2, Court of Bankruptcy, London.—James Masters, Little Chardon-street, Somers'-town, Middlesex, out of business, Oct. 20 at 2, Court of Bankruptcy, London.—Edward Harney the younger, Lower Edmond-st., King's-cross, Middlesex, carpenter, Oct. 21 at 2, Court of Bankruptcy, London.—Thos. Palmer, Esq., Nether Hoyland, Wash-upon-Dearne, Yorkshire, turner, Oct. 14 at 11, District Court of Bankruptcy, Leeds.—John Noble, Scarborough, Yorkshire, wood turner, Oct. 14 at 11, District Court of Bankruptcy, Leeds.—Wm. Whoolton, Stockport, Cheshire, painter, Oct. 19 at 12, County Court of Cheshire, Stockport.—Ed. Crowther, Eiland, Halifax, Yorkshire, blacksmith, Oct. 16 at 11, County Court of Yorkshire, Halifax.—Joseph Alder Smith, Crich, Derbyshire, framesmith, Oct. 15 at 11, District Court of Bankruptcy, Nottingham.—Thomas Eugene Wilkinson, Needham-market, Suffolk, baker, Oct. 22 at 2, County Court of Suffolk, Ipswich.

The following Person, who, on his Petition filed in the Court, has obtained an Interim Order for Protection from Process, is required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's-Inn, as follows, to be examined and dealt with according to the Statute:—

Oct. 22 at 11, before Mr. Commissioner HARRIS.

Frederick Thomas Lawrence, Hereford-road, Westbourne-grove, Paddington, Middlesex, clerk in the Great Western Railway Company.

Wednesday, Oct. 6.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

John Sealby the younger, High-street, and Camden-street,

Camden-town, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—Henry Wm. Jester, High-street, Norwood, Surrey, auxiliary letter carrier: in the Gaol of Surrey.—Wm. Smith, Old-street, St. Luke's, Middlesex, baker: in the Debtors Prison for London and Middlesex.—Wm. Hotching, Gaywood, Norfolk, out of business: in the Gaol of Norfolk.—Saml. Lydamore, Great Yarmouth, Norfolk, stone mason: in the Gaol of Norwich.—Job Cowlishaw, Darley-dale, Derbyshire, joiner: in the Gaol of Derby.—D. Gardner, Hulme, Manchester, rope maker: in the Gaol of Lancaster.—Joseph Brooks, Irlam, near Manchester, land agent: in the Gaol of Lancaster.—John Frederick Archbold, York-road, Lambeth, Surrey, and King's Bench-walk, Temple, London, barrister at law: in the Gaol of Brecon.—Wm. Butlerworth, Manchester, licensed victualler: in the Gaol of Lancaster.—Chas. Welch, Manchester, out of business: in the Gaol of Lancaster.—Peter Blackburn, Aradwick, Manchester, bricklayer: in the Gaol of Lancaster.—J. Dewe, Rochdale, Lancashire, provision shopkeeper: in the Gaol of Lancaster.—Wm. F. Lane, Manchester, confectioner: in the Gaol of Lancaster.—Thomas Jackson, Manchester, confectioner: in the Gaol of Lancaster.—John Parker, Chorlton-upon-Medlock, Manchester, coach builder: in the Gaol of Lancaster.—John Anderton, Manchester, commission agent: in the Gaol of Lancaster.—Jeremiah Cass, Wellow, near Yarmouth, Isle of Wight, farmer: in the Gaol of Winchester.—Thomas Dewe, Ousett, near Dewsbury, Yorkshire, cloth manufacturer: in the Gaol of York.—Alexander Stevens, Manchester, machinist: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, as follows:—

Oct. 22 at 10, before Mr. Commissioner HARRIS.

Thomas Waterhouse, Star-court, Edgeware-road, Paddington, Middlesex, plumber.—J. M. Greger, Bath-place, Deptford-lane, Old Kent-road, Surrey, warehouseman's warehouseman.—Wm. Johnson Campbell, Hill-street, Montpelier-square, Brompton, Middlesex, never in any profession.—R. Brown, Chapel-street, New-road, Marylebone, Middlesex, baker.

At the County Court of Somersetshire, at TAWNTON, Oct. 19.

George B. Sherborne, Bath, branch postmaster.—Grace Rogers, widow, Paxton, near Weston-super-Mare, not in any business.—John Budding, Rouston-in-Banwell, near Weston-super-Mare, out of business.

At the County Court of Yorkshire, at RIPON, Oct. 30 at 9.

Geo. Hargrave, Skelgirth's, Ripon, Yorkshire, grocer's assistant.

At the County Court of Staffordshire, at the Court-house, STAFFORD, Oct. 25 at 10.

Benjamin Wellington Hancock, Kildgrove, Wolstanton, brick maker.

At the County Court of Staffordshire, at the County-hall, STAFFORD, Oct. 25 at 10.

John Sherratt, Abbot's Bromley, shoemaker.

At the County Court of Suffolk, at LEWIS, Oct. 22 at 2.

Thos. Simpson, Hadleigh, brazier.—Henry Row, Yoxford, near Saxmundham, saddler.

**INSOLVENT DEBTOR'S DIVIDENDS.**

Amias Langner, Frith-st., Soho, Middlesex, hat manufacturer, Oct. 10, Davis's, Bull Head-court, Newgate-st., London: 9½d. in the pound.

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# The Jurist

No. 562—Vol. XI.

OCTOBER 16, 1847.

PRICE 1s.

\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
The Lord Chancellor's Court .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Queen's Bench Bail Court	{ H. PELLY HINDE, Esq. of the Inner Temple, Barrister at Law.
Master of the Rolls Court	{ G. Y. ROBSON, Esq. of the Inner Temple, Barrister at Law.	Court of Common Pleas, including Appeals under Registration of Voters Act....	{ D. POWER, Esq. of Lincoln's Inn; and W. PATERSON, Esq. of Gray's Inn, Barristers at Law.
Vice-Chancellor of England's Court .....	{ TENISON EDWARDS, Esq. of the Inner Temple, and CHARLES MARETT, Esq. of the Inner Temple, Barristers at Law.	Court of Exchequer....	{ W. M. BEST, Esq. of Gray's Inn, Barrister at Law.
Vice-Chancellor Knight Bruce's Court.....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.	Ecclesiastical and Admiralty Courts .....	{ J. P. DEANE, D.C.L. of Doctors' Commons.
		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 16, 1847.

PRIVILEGES are in general odious to all except the parties privileged. Independently of this fact, which is to be accounted for by a reference to the principles of human nature, there is a tendency at the present time, as a result of public enlightenment, to narrow, as much as possible, the claims of individual or class exemption from the obligations imposed by general law. A more solid foundation than antiquated notions or legal fictions is now required for such exemption. Thus, it has been recently contended, that the period of eighty days is no longer necessary for a member of Parliament to travel from St. Stephen's to any part of the kingdom and back again; the immunity from arrest enjoyed by the "Somerset Herald" has been disputed, (*Dyer v. Dimey*, 16 Law Journ., N. S., Exch., 182), and objection has been taken to the privilege of attorneys of suing and being sued only in the courts at Westminster.

The last-mentioned privilege, to which we shall now confine our remarks, is said to be founded on the supposition that the constant attendance of attorneys is required in the superior courts, to use the words of Willes, C. J., "for the sake of justice and the benefit of all the people of England." (*Welles v. Trehern*, Willes, 240).

The first blow struck at this foundation was the decision that since the stat. 1 & 2 Vict. c. 110, an attorney may be arrested on mesne process; (*Thompson v. Moore*, 1 Dowl., N. S., 283); thus making the fiction of his continuous personal presence in Westminster Hall, yield to the stern reality of his being about to quit the kingdom.

A second blow was lately aimed at this "privilegium," by suing an attorney in the County Court of Warwickshire, (*Thompson v. Harding*), but the learned

judge, we understand, decided in favour of the privilege, that is, that attorneys are exempt from the operation of the Small Debts Act, (9 & 10 Vict. c. 95), and are entitled to sue and be sued in their own courts at Westminster, wherever they or the other party may reside, and whatever may be the amount of the claim.

The judgment proceeded on the ground, that, as attorneys are not expressly named in the clause taking away privileges, they are not affected by it. The words of that clause (sect. 67) are, "No privilege, except as hereinafter excepted, shall be allowed to any person to exempt him from the jurisdiction of any Court holden under this act." Attorneys are not thereafter excepted, nor is their privilege taken away, unless it be by the words of the above clause. The question, therefore, is, whether these words are not sufficiently specific in their terms to include attorneys, or whether the privileged class to be affected must be expressly named as such. The clause is negative, and as to the subject-matter, viz. privilege, is special. It seems to be equivalent to an enactment, that no privileged class (except as thereafter excepted) shall be exempt from the provisions of the statute. Now, if it is necessary to mention attorneys by name in taking away their privilege, it would appear to be also necessary to mention, in like manner, every other privileged class; and if so, this clause will have no effect whatever.

The rights of the Courts of the Universities and of the Stannaries are expressly saved by sections 140 and 141, and, had it been the intention to exempt attorneys, it would have been easy to have inserted a like saving clause as to them. But such was not the intention; they come, equally with other classes, within the mischief which was to be remedied by the act.

A well-known distinction prevails between negative and affirmative statutes; and the rule, that a negative statute repeals former statutes, customs, and prescrip-

tions which are contrary thereto, is discussed in the important case of *Reg. v. The Mayor and Aldermen of London*, (16 Law Journ., N. S., Q. B., 185), in which it was held, that sect. 27 of 6 & 7 Vict. c. 73, enacting, that every person duly admitted an attorney of the superior courts shall be entitled to be admitted as an attorney in any inferior court, takes away the special custom which had prevailed in the Lord Mayor's Court, confining the practice therein to four attorneys only.

It is true, we find it laid down in the books, that "the general words of a statute do not take away a particular privilege or benefit." (2 Inst. 395; Com. Dig., "Parliament," R. 23). But this rule does not appear to apply to the case before us, inasmuch as we would contend, that the words in the 67th section of the Small Debts Act are special—not general; and also, that the above rule must be qualified by confining it merely to affirmative statutes. The illustration given both by Lord Coke and Chief Baron Comyns tends to shew that such is its effect. They refer to the fact, that the Statute of Westminster 2, c. 18, does not take away the privilege an infant has, that he shall not be sued during his nonage, if an elegit be against the heir of a co-nuor being an infant. But the words of that statute are not only general, but also affirmative:—"It shall be in the election of him that sueth to have a writ of fi. fa., &c., or that the sheriff shall deliver to him all the chattels of the debtor and the one-half of his land."

An examination of the cases on which the decision in the county court proceeded, and of some others bearing on the subject, will not, we think, be found to support that decision to its full extent.

In *Welles v. Trehern*, (Willes, 240), which involved a question between the conflicting privileges of the University of Oxford and of an attorney, it was said by Willes, C. J., "As they (attorneys) have been entitled to this privilege (suing and being sued in their own courts) time out of mind, no charter of the king can take it away from them, nor even an act of Parliament, unless they are therein mentioned by express words."

But it may be observed, that this was a mere dictum of the learned judge, wholly unnecessary for the decision of the case, which went off upon other grounds; secondly, the chief justice referred to the case of *The Oxford Letters Patent*, (Littleton's Rep. 304), to *Butt's case*, (1 Roll. Abr. 439), and to *Lord Anderson's case*, (3 Leon. 149), in support of his dictum; but not one of these cases goes to the extent that a privilege will avail against the negative words of a statute.

In *The Oxford Letters Patent case*, it was held, that the grant of consuance of pleas to the Oxford University did not take away the special privilege of an attorney. But this grant, which was confirmed by a statute of Queen Elizabeth, and which is set out at length in a note to Willes, p. 234, is general and affirmative in its terms.

In *Butt's case*, it is stated, that if an attorney of the King's Bench be sued in the King's Bench for land in a place, where another has consuance of pleas, the consuance shall not be allowed; for otherwise the officers of that court would be drawn into attendance on inferior courts. The terms of the grant of consuance are not

set out, nor does it appear that it was confirmed by act of Parliament.

The case of *Lord Anderson*, who was Chief Justice of the Common Pleas, was an action of trespass brought by him against a citizen of the city of Worcester. The mayor and commonalty demanded consuance of the case under a charter granted to them by King Edw. 6, but it was denied. In this case it will be seen it was merely a charter, which cannot alter the common law, (Com. Dig. "Prærogative," D. 28), and not an act of Parliament, under which the consuance was claimed.

There are numerous cases to the effect that an attorney is not liable to the jurisdiction of courts of requests under certain statutes; (see *Gardner v. Jessop*, 2 Wils. 42; *Wiltshire v. Lloyd*, 1 Doug. 381; *Boord v. Parker*, 7 East, 46; *Wright v. Skinner*, 1 Mee. & W. 144); but they were decided upon the language of the respective statutes, none of which contained words equivalent to those in sect. 27 of the Small Debts Act. It should also be remarked, that in *Johnson v. Bray*, (1 B. & B. 700), Dallas, C. J., said, with regard to this privilege that it may be taken away "by the express words of an act of Parliament, or by the construction of an act, in which express words are not to be found." The learned judge referred to *Evans v. Jones*, (6 T. R. 500), in support of this position; but that case appears to have turned upon the fact of the privilege having been waived, rather than of its non-existence.

Upon this review of the statute and the cases, we submit that attorneys are subject to the jurisdiction of the courts established under the 9 & 10 Vict. c. 95. We have laid before our readers materials by which they may judge for themselves. It is desirable that the question should soon be re-considered, and that it should be decided more satisfactorily than it is at present.

Since writing the above, we understand that judgment has been given in a case in the Devonshire County Court, (*Mitroy v. Gill*), to the effect, that attorneys are liable to be sued in the Small Debts Courts in the same manner as other persons.

Court Papers.

EQUITY SITTINGS, MICHAELMAS TERM,  
11 VICT. 1847.

Court of Chancery.

Before the LORD CHANCELLOR, at Westminster.

Tuesday . . . . .	Nov. 2	Appeal Motions and Appeals.
Wednesday . . . . .	3	(Petition-day).—Petitions.
Thursday . . . . .	4	}
Friday . . . . .	5	
Saturday . . . . .	6	} Appeals.
Monday . . . . .	8	
Tuesday . . . . .	9	}
Wednesday . . . . .	10	
Thursday . . . . .	11	Appeal Motions and Ditto.
Friday . . . . .	12	(Petition-day).—Lunatic and Cause
		Petitions (unopposed only) and Appeals.
Saturday . . . . .	13	}
Monday . . . . .	15	
Tuesday . . . . .	16	} Appeals.
Wednesday . . . . .	17	
Thursday . . . . .	18	Appeal Motions and Ditto.
Friday . . . . .	19	(Petition-day).—Lunatic and Cause
		Petitions (unopposed only) and Appeals.
Saturday . . . . .	20	}
Monday . . . . .	22	
Tuesday . . . . .	23	} Appeals.
Wednesday . . . . .	24	
Thursday . . . . .	25	Appeal Motions and Ditto.

Such days as his Lordship is occupied in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.*

Tuesday .... Nov. 2	Motions.	
Wednesday ..... 3	Petitions in General Paper.	
Thursday ..... 4	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Friday ..... 5		
Saturday ..... 6		
Monday ..... 8		
Tuesday ..... 9		
Wednesday ..... 10	} Motions.	
Thursday ..... 11		
Friday ..... 12	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.	
Saturday ..... 13		
Monday ..... 15		
Tuesday ..... 16		
Wednesday ..... 17		
Thursday ..... 18	} Motions.	
Friday ..... 19		
Saturday ..... 20	} Pleas, Demurrers, Causes, Further Directions, and Exceptions.	
Monday ..... 22		
Tuesday ..... 23		
Wednesday ..... 24		Petitions in General Paper.
Thursday ..... 25		Motions.

Short Causes, Consent Causes, and Consent Petitions every Saturday at the sitting of the Court.

Notice.—Consent Petitions must be presented, and copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Tuesday .... Nov. 2	Motions.	
Wednesday ..... 3	(Petition-day).—Petitions.	
Thursday ..... 4	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Friday ..... 5		Short Causes and Ditto.
Saturday ..... 6	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Monday ..... 8		
Tuesday ..... 9		
Wednesday ..... 10		
Thursday ..... 11		Motions.
Friday ..... 12	} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.	
Saturday ..... 13		
Monday ..... 15	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 16		
Wednesday ..... 17		
Thursday ..... 18		Motions.
Friday ..... 19		} (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday ..... 20		
Monday ..... 22	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 23		
Wednesday ..... 24		Petitions, (unopposed only), Short Causes, and Ditto.
Thursday ..... 25		Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Tuesday .... Nov. 2	Motions.	
Wednesday ..... 3	(Petition-day).—Petitions.	
Thursday ..... 4	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Friday ..... 5		
Saturday ..... 6	Short Causes and Ditto.	
Monday ..... 8	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 9		
Wednesday ..... 10		
Thursday ..... 11		Motions.
Friday ..... 12		} (Petition-day).—Petitions and Causes.
Saturday ..... 13	Short Causes and Causes.	
Monday ..... 15	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 16		
Wednesday ..... 17		
Thursday ..... 18		Motions.
Friday ..... 19		} (Petition-day).—Petitions and Causes.
Saturday ..... 20	Short Causes and Causes.	

Monday ..... 22	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 23		
Wednesday ..... 24		Short Causes and Ditto.
Thursday ..... 25		Motions.

*Before VICE-CHANCELLOR WIGRAM, at Westminster.*

Tuesday .... Nov. 2	Motions and Causes.	
Wednesday ..... 3	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Thursday ..... 4		
Friday ..... 5		
Saturday ..... 6	} Short Causes, Petitions, (unopposed first), and Causes.	
Monday ..... 8		
Tuesday ..... 9	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Wednesday ..... 10		
Thursday ..... 11		Motions and Ditto.
Friday ..... 12		} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday ..... 13		
Monday ..... 15	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 16		
Wednesday ..... 17		
Thursday ..... 18		Motions and Ditto.
Friday ..... 19		} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday ..... 20	Short Causes, Petitions, (unopposed first), and Causes.	
Monday ..... 22	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.	
Tuesday ..... 23		
Wednesday ..... 24		Short Causes and Ditto.
Thursday ..... 25		Motions and Causes.

**London Gazettes.**

TUESDAY, OCTOBER 12.

**BANKRUPTS.**

THOMAS LYON and EDWARD LYON, Birchin-lane, London, stock and bill brokers, Oct. 19 at half-past 1, and Nov. 18 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Oct. 7.

WHITFIELD PALMER, Uxbridge, Middlesex, jeweller, dealer and chapman, Oct. 19 at half-past 11, and Nov. 26 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Williams, Alfred-place, Bedford-square.—Fiat dated Oct. 8.

WILLIAM WALKER, London-wall, London, and Regent-street, City-road, Middlesex, paper stainer, dealer and chapman, Oct. 19 at half-past 12, and Nov. 29 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Wilkinson, Nicholas-lane, London.—Fiat dated Oct. 5.

WILLIAM HENRY STRAY, Lambeth-walk, Surrey, hat manufacturer, dealer and chapman, Oct. 19 at 2, and Nov. 22 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Oct. 9.

HENRY TOYNE, Shoreditch, Middlesex, linen draper, dealer and chapman, Oct. 22 at half-past 12, and Nov. 24 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Jones, Size-lane.—Fiat dated Oct. 5.

GEORGE WILLIAM JONES, Castelnau, Barnes, Surrey, and Birchin-lane, London, and Cheltenham, Gloucestershire, shoe manufacturer, news-vender, newspaper agent, dealer and chapman, Oct. 22 at half-past 1, and Nov. 24 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Wilkinson, Nicholas-lane.—Fiat dated Oct. 5.

WILLIAM HURST FORD, Burford, Oxfordshire, inn-keeper, dealer and chapman, Oct. 21 at half-past 2, and Nov. 25 at half-past 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Goddard & Co., Wood-street, Cheap-side, London.—Fiat dated Oct. 7.

RICHARD COLEMAN KINGSFORD and HENRY LOWRY BARNWELL, Straton, Ickham, Kent, and Catherine-court, Tower-hill, London, millers and coal merchants, Oct. 29 at 1 and Dec. 2 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Wright & Co., Essex-street, Strand.—Fiat dated Oct. 8.

**WILLIAM HENRY LEWIS**, Ludgate-street, London, straw bonnet maker, dealer and chapman, Oct. 22 at 12, and Nov. 25 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, 14, Old Jewry-chambers.—Fiat dated Oct. 7.

**EDWARD SANDERS**, Stamford-terrace, Asylum-road, Old Kent-road, Surrey, builder, Oct. 22 at 1, and Nov. 24 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Curritt & Osgood, Guildhall-chambers.—Fiat dated Oct. 8.

**HENRY OWEN**, Fleet-street, London, and Argyll-street, Middlesex, common carrier, dealer and chapman, Oct. 29 at 12, and Dec. 2 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Oct. 12.

**WILLIAM PITHEY**, Philpot-lane, Fenchurch-street, London, merchant, Oct. 22 and Nov. 24 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Oct. 5.

**JOHN WILLIAMS**, Cheltenham, Gloucestershire, mercer and draper, dealer and chapman, Oct. 26 and Nov. 23 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Packwood, Cheltenham.—Fiat dated Oct. 2.

**ROGER DEWHURST** and **EVAN GREGSON**, Blackburn, Lancashire, timber merchants, Oct. 26 and Nov. 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Holroyd, Halifax, Yorkshire; Jacques & Co., Ely-place, Holborn, London.—Fiat dated Oct. 1.

**WILLIAM BATE**, Bridgnorth, Shropshire, millwright, Oct. 23 and Nov. 20 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Mole, Birmingham; Weeks, Cook's-court, London.—Fiat dated Sept. 25.

**THOMAS COOPER**, York, stock and share broker, dealer and chapman, Oct. 28 and Nov. 25 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Parkinson, York; Harle & Clarke, Leeds; Wiglesworth & Co., Gray's-inn, London.—Fiat dated Sept. 25.

**JAMES BURT** and **JAMES BURT** the younger, Manchester, and **WILLIAM TOTTIE WATSON**, Leeds, Yorkshire, commission agents, dealers and chapmen, Oct. 27 and Nov. 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Atkinson & Co., Leeds; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Oct. 5.

#### MEETINGS.

*Peter Thorn*, Castle-street, Leicester-square, Middlesex, bottled ale merchant, Oct. 26 at 1, Court of Bankruptcy, London, last ex.—*Geo. S. Taylor*, Whitstable, Kent, saddler, Nov. 4 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Hen. J. Bellars*, Whittlesea, Cambridge, money scrivener, Nov. 4 at 11, Court of Bankruptcy, London, aud. ac.—*G. Duplan*, Regent's-place, Westminster, Middlesex, tea dealer, Nov. 4 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Kirkland*, New-street, Covent-garden, Middlesex, grocer, Nov. 4 at 12, Court of Bankruptcy, London, aud. ac.—*Thos. Priestley*, Bedford, grocer, Nov. 3 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Sidney Strong*, Watling-st., London, cigar manufacturer, Nov. 3 at 12, Court of Bankruptcy, London, aud. ac.—*John Thos. Cremer*, St. Mary-axe, London, merchant, Nov. 3 at 12, Court of Bankruptcy, London, aud. ac.—*James T. Sarson*, Brunswick-pl., City-road, Middlesex, vinegar dealer, Nov. 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—*William Temple*, Motcombe-street, Belgrave-sq., Middlesex, turner, Nov. 3 at half-past 11, Court of Bankruptcy, London, aud. ac.—*James Rumsey*, Lansdown-villas, Fulham-road, Middlesex, drysalter, Nov. 3 at 11, Court of Bankruptcy, London, aud. ac.—*Hen. Morant*, Connaught-terrace, Edgeware-road, Middlesex, upholsterer, Nov. 3 at 11, Court of Bankruptcy, London, aud. ac.—*Sam. H. Billingay*, Commercial-road East, Whitechapel, Middlesex, ironmonger, Nov. 2 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Wm. Wain*, Manchester, pocket book maker, Nov. 4 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Wilson* and *William Crighton*, Manchester, calico printers, Nov. 2 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Nov. 3 at 12, fin. div.—*Chas. N. Culliffe*, Pilton, near Barnstaple, Devonshire, surgeon, Nov. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Nov. 3 at 11, div.—*John Thuell* and *Wm. Jeffery*, Buckfastleigh, Devonshire, woollen manufacturers, Nov. 2 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Nov. 3 at 12, div. joint and sep. est.—*Thos. H. Pullen*, Sheffield,

Yorkshire, hoiler, Nov. 5 at 10, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. F. Atkinson*, Wakefield, Yorkshire, woolstapler, Nov. 4 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Jos. L. Butterell*, Doncaster, Yorkshire, grocer, Nov. 5 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Charles Fox*, Kingston-upon-Hull, victualler, Nov. 3 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*John Keady* and *Thomas Keady*, Bridlington, Yorkshire, printers, Nov. 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Peter Hansen*, Newcastle-upon-Tyne, merchant, Nov. 4 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Nov. 5 at 11, fin. div.—*Jackson Prince*, Coxhoe, Durham, grocer, Nov. 5 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Anthony Atkinson*, Newcastle-upon-Tyne, sharebroker, Nov. 5 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Nov. 16 at half-past 10, div.—*John Donaldson*, Wigton, Cumberland, common brewer, Nov. 2 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Nov. 4 at 11, div.—*John Cox*, Bishopwearmouth, Sunderland, Durham, grocer, Nov. 4 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Owen Richards*, Fleet-street, London, law bookseller, Nov. 4 at half-past 11, Court of Bankruptcy, London, div.—*James Whitby*, Lynn, Norfolk, grocer, Nov. 4 at half-past 12, Court of Bankruptcy, London, div.—*Edw. Spicer* and *C. Poulton*, Alton, Hampshire, paper manufacturers, Nov. 2 at 12, Court of Bankruptcy, London, div.—*Wm. Geo. Grossmith*, Romsey Extra, Southampton, brewer, Nov. 2 at 2, Court of Bankruptcy, London, div.—*Geo. Pile* and *W. J. B. Staunton*, Salvador House, Bishopsgate-street-without, Middlesex, wine merchants, Nov. 2 at 1, Court of Bankruptcy, London, div.—*Sam. H. Billingay*, Commercial-road East, Whitechapel, Middlesex, ironmonger, Nov. 2 at half-past 1, Court of Bankruptcy, London, div.—*Jas. C. Wolton*, Halsted, Essex, ironmonger, Nov. 2 at half-past 1, Court of Bankruptcy, London, fin. div.—*John T. Groves*, Millbrook, Southampton, seed crusher, Nov. 2 at 2, Court of Bankruptcy, London, div.—*Thos. Peirson*, Pickering, Yorkshire, money scrivener, Nov. 2 at half-past 11, Court of Bankruptcy, London, div.—*Wm. Stone*, Wood-street, London, laceman, Nov. 2 at 1, Court of Bankruptcy, London, fin. div.—*John Donaldson*, Regent-st. and Margaret-st., Middlesex, clock maker, Nov. 2 at 12, Court of Bankruptcy, London, fin. div.—*Chas. O. Robson*, Finsbury-st., Finsbury-square, Middlesex, plasterer, Nov. 2 at half-past 12, Court of Bankruptcy, London, fin. div.—*Alex. Rainey*, Regent-street, Piccadilly, Middlesex, estate agent, Nov. 2 at 11, Court of Bankruptcy, London, div.—*Wm. Thorne*, Crawley-street, St. Pancras, Middlesex, linen draper, Nov. 4 at 11, Court of Bankruptcy, London, div.—*Jos. Willer*, Windsor, Berkshire, licensed victualler, Nov. 3 at 11, Court of Bankruptcy, London, div.—*Rich. Nicholls* the younger, Birmingham, bookseller, Nov. 2 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Wm. Handley*, Birmingham, wholesale saddler, Nov. 16 at 11, District Court of Bankruptcy, Birmingham, div.—*Wm. Francis Westall*, Manchester, hotel keeper, Nov. 12 at 12, District Court of Bankruptcy, Manchester, div.—*John Berkley*, Newcastle-upon-Tyne, merchant, Nov. 4 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, div.—*Wm. Carpendale*, Kingston-upon-Hull, jeweller, Nov. 3 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*George Gale*, Winchester, Southampton, corn chandler, Nov. 4 at 2, Court of Bankruptcy, London.—*Silas Taylor*, Tonbridge-wells, Kent, plumber, Nov. 4 at 11, Court of Bankruptcy, London.—*Ed. Palmer*, Brighton, Sussex, common brewer, Nov. 4 at 11, Court of Bankruptcy, London.—*Arthur Bartlett*, Hill and Sidford, Millbrook, Southampton, fly proprietor, Nov. 4 at 1, Court of Bankruptcy, London.—*Wm. Temple*, Motcombe-st., Belgrave-square, Middlesex, turner, Nov. 4 at half-past 1, Court of Bankruptcy, London.—*Edwin Charles Powell*, Hanover-place, Neckinger-road, Bermondsey, Surrey, baker, Nov. 4 at 1, Court of Bankruptcy, London.—*John Welch*, Carlisle, Cumberland, tailor, Nov. 2 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*John Cox*, Bishopwearmouth, Sunderland, Durham, grocer, Nov. 4 at 12, District Court of Bank-

ruptcy, Newcastle-upon-Tyne.—*John Donaldson*, Camberland, common brewer, Nov. 4 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Alfred Johnson*, South Shields, Durham, printer, Nov. 5 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joe Leadbeter Butlerell*, Doncaster, Yorkshire, grocer, Nov. 5 at 10, District Court of Bankruptcy, Sheffield.—*Wm. Jeffery*, Backfastleigh, Devonshire, woollen manufacturer, Nov. 5 at 11, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 2.

*George Wilson*, Lindley, Huddersfield, Yorkshire, woollen cloth manufacturer.—*Chas. Curme*, Hilperton, Wiltshire, common brewer.—*Thos. Sanderson*, Leeds, Yorkshire, corn factor.—*Geo. Thos. Rollason*, Birmingham, glass dealer.—*Geo. Hewwood*, Leeds, Yorkshire, carver.

#### FIATS ANULLED.

*Thos. Wakefield*, Nottingham, merchant.—*Thomas Wells*, Sudbury, Suffolk, confectioner.

#### SCOTCH SEQUESTRATIONS.

*Robert Dow*, Burnside, near Dunkeld, merchant.—*James Miller*, Rutherglen, grocer.—*Bruce Mc Donald*, Glasgow, spirit dealer.—*Peter Young & Co.*, Glasgow, merchants.—*Dugald Paul* and *James Paul*, Cairndow, Argyshire, innkeepers.—*David Cargill*, Perth, merchant.—*Thomas Muir*, Edinburgh, bookbinder.—*Robert Dalglisk & Co.*, Glasgow, manufacturers.—*George Grant*, Banff, fish curer.

#### DECLARATION OF INSOLVENCY.

*Thomas Ellingsford*, Swanley-bar-farm, North Mimms, Hertfordshire, farmer, Oct. 23 at half-past 2, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Jonathan Andrews*, Montgomery-place, Bexley-heath, Kent, tailor, Oct. 20 at 2, Court of Bankruptcy, London.—*John Partis*, Baker's-row, Walworth, Surrey, pastrycook, Oct. 20 at 2, Court of Bankruptcy, London.—*Jas. Morgan*, Upshire Hall-farm, Waltham-abbey, Essex, farmer, Oct. 20 at 2, Court of Bankruptcy, London.—*Jane Robinson*, Liverpool, milliner, Oct. 18 at 10, Liverpool District County Court, Liverpool.—*George Walton*, Dukinfield, Cheshire, provision dealer, Oct. 22 at 12, County Court of Lancashire, at Ashton-under-Lyne.—*Enoch Hemingway*, Ashton-under-Lyne, Lancashire, licensed victualler, Oct. 22 at 12, County Court of Lancashire, at Ashton-under-Lyne.—*Colin Saffery*, Chatham, Kent, fishmonger, Nov. 5 at 10, County Court of Kent, at Rochester.—*Fred. James Busby*, Liverpool, car driver, Oct. 18 at 10, Liverpool District County Court, Liverpool.—*Chas. Farmer*, Liverpool, butcher, Oct. 18 at 10, Liverpool District County Court, Liverpool.—*Wm. Henry Smith*, Liverpool, shopman, Oct. 18 at 10, Liverpool District County Court, Liverpool.—*Chas. Dransfield*, Dryclough, Almondsbury, Yorkshire, bookkeeper, Oct. 15 at 10, County Court of Yorkshire, at Huddersfield.—*Daniel Hayward*, Cambridge, instructor in the game of cricket, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.—*William Gravesstocks*, Great Everden, Cambridgeshire, sawyer, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.—*Ed. Jarman*, Barnwell, Cambridge, fishmonger, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.—*Wm. Plane*, Cambridge, blacksmith, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.—*Wm. Gilbert*, Cambridge, butcher, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.—*Wm. Motteram*, Cambridge, publican, Oct. 29 at 10, County Court of Cambridgeshire, at Cambridge.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Oct. 26 at 11, before Mr. Commissioner HARRIS.

*Wm. Edward Harvey*, Wilmot-square, Bethnal-green-road, Middlesex, schoolmaster.—*John Seabrook*, Pied Bull-yard, Theberton-st., High-street, Islington, Middlesex, cab proprietor.

Oct. 28 at 10, before the CHIEF COMMISSIONER.

*Robert Cusker*, North Conduit-street, Bethnal-green-road, Middlesex, silk weaver.—*Mary Biddell*, Friar-street, Blackfriars, London, victualler.—*Robert Foot*, Church-street, Bethnal-green, Middlesex, shoe maker.—*Henry Stephen Banks*, Oakley-street, Bethnal-green, Middlesex, raipe dresser.—*Wm. Henry Robinson*, White Hart-lane, Tottenham, Middlesex, barrister-at-law.—*James Chas. Lacey-terrace*, Penton-street, Walworth, Surrey, out of business.—*Daniel Taylor*, Lambourne, Essex, farmer's bailiff.

Saturday, Oct. 9.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Den. Bealey*, Abingdon, Berks, coach builder, No. 67,882 C.; *Charles Stroud*, assignee.—*Calob Pizzie*, Windsor-terrace, City-road, Middlesex, commission agent, No. 59,217 T.; *Henry Hall*, assignee.—*Edward Bilbye Lake*, Boughton-under-Blean, Kent, out of business, No. 68,224 C.; *Thomas Bartlett Simpson*, assignee.

Saturday, Oct. 9.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*William Furr* the younger, Granby-street, Waterloo-road, Surrey, labourer: in the Queen's Prison.—*Jacobie Abrenfeld*, Buckenham-sq., New Kent-road, Surrey, commission agent: in the Debtors Prison for London and Middlesex.—*Joseph Hart* the younger, Westmoreland-place, Southampton-street, Camberwell, Surrey, accountant: in the Debtors Prison for London and Middlesex.—*Edward Callow*, Park-road, Stockwell, Surrey, clerk to a stock broker: in the Queen's Prison.—*Edward Petty*, Drummond-road, Bermondsey-level, Bermondsey, and Rotherhithe-wall, Rotherhithe, Surrey, hair dresser: in the Gaol of Surrey.—*Whitbread Henry Coleman*, Shepperton-cottages, Islington, Middlesex, clerk to an ironmonger: in the Debtors Prison for London and Middlesex.—*Thomas Warburton*, Outwood, in Pilkington, near Bury, Lancashire, timekeeper on a railway: in the Gaol of Lancaster.—*George Thornbury*, Manchester, butcher: in the Gaol of Lancaster.—*George Acons*, Newcastle-upon-Tyne, woollen draper: in the Gaol of Newcastle-upon-Tyne.—*Nicholas Palmora*, Hatfield Broad Oak, Essex, farmer: in the Gaol of Chelmsford.—*Richd. Peachey*, Moulsham, Chelmsford, Essex, tinman: in the Gaol of Chelmsford.—*Edward Michelson*, Portsea, Southampton, manufacturer and seller of caps: in the Gaol of Winchester.—*Joseph Darnbrough*, Hulme, Manchester, shoe maker: in the Gaol of Lancaster.—*E. Manners*, Barnard Castle, Durham, shopman: in the Gaol of Durham.—*Jas. Hutchinson*, Bishop Wearmouth, Durham, tea dealer: in the Gaol of Durham.—*Alex. Hamilton Carling*, Bishop Wearmouth, Durham, master mariner: in the Gaol of Durham.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, as follows:—

Oct. 27 at 10, before the CHIEF COMMISSIONER.

*Richard Beckford Govey*, High-street-place, White Horse-lane, Stepney, Middlesex, merchant's clerk.—*John Rawlins*, Ebury-square, Pimlico, Middlesex, smith.—*Henry W. Foster*, St. George's-road, Southwark, Surrey, and Tottenham-court-road, Middlesex, wheelwright.—*Daniel Davies*, Mason-street, New-cross, Old Kent-road, Surrey, builder.—*Wm. Traish*, Southampton-street, Camberwell, Surrey, out of business.—*George H. J. Cockburn*, Aldgate, London, manufacturer of Cockburn's Oriental Botanical Preparation.—*John D. Davies*, Paradise-street, High-street, Mary-le-bone, Middlesex, undertaker.

At the County Court of Northumberland, at MORPETH, Oct. 26 at 3.

*James Thompson*, Belsay Guide Post, Northumberland, blacksmith.

At the County Court of Berkshire, at READING, Nov. 17 at 10.

*John Weston*, Thatcham, near Newbury, Berkshire, in no trade.

At the County Court of Gloucestershire, at BRISTOL, Nov. 5 at 11.

*James Broadribb*, Hotwells, Clifton, Bristol, labourer.

At the County Court of Durham, at DUREHAM, Nov. 1 at 10.

Lancelot Christopher Clarke, Wolviston, Durham, clerk.—Robert Francis Reed, Stockton-upon-Tees, Durham, land surveyor.—W. Mowbray Potts, Gateshead, Durham, assistant grocer.—Rob. Beere, Bishop Auckland, Durham, engine wright.—George Ramsay, West Bainton, Durham, publican.

At the County Court-house, at DUREHAM, Nov. 2 at 10.

Richard Hunter the younger, Hartlepool, Durham, chymist.

At the County Court of New Shire-hall, at BRECKNOCK, Oct. 27 at 10.

John Frederick Archbold, York-road, Lambeth, Surrey, barrister-at-law.

#### MEETINGS.

Herbert Morgan the elder, Oct. 27, New Shire-hall, Brecknock, sp. aff.—John Marchant, Hailsham, Sussex, farmer, Oct. 28 at 12, Bear-inn, Lewes, sp. aff.

FRIDAY, OCT. 15.

#### BANKRUPTCY.

ANN LEMAN, Commercial-wharf, and Old Swan-pier, Upper Thames-street, London, ship owner and wharfinger, dealer and chapman, Oct. 28 at half-past 1, and Nov. 26 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Browne, Walbrook.—Fiat dated Oct. 9.

FREDERICK LEAKE, Regent-street, and George-yard, Westminster, Middlesex, relieve leather manufacturer, Oct. 25 at 2, and Nov. 26 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Parkinson, Argyll-street.—Fiat dated Oct. 12.

EDWARD LLOYD JAMES, Queen-street, Cheapside, London, stationer, Oct. 28 at 1, and Nov. 26 at half-past 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Plucknett & Co., Lincoln's-inn-fields.—Fiat dated Oct. 5.

FRANCIS CLARK the younger, Bury St. Edmunds, Suffolk, innkeeper, dealer and chapman, Oct. 25 and Nov. 26 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Stevens & Gosling, Gray's-inn-square.—Fiat dated Oct. 8.

WILLIAM FRANCIS MERRETT, Greenwich, Kent, draper, dealer and chapman, Oct. 25 at 1, and Nov. 26 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Reed & Co., Friday-street, Cheapside.—Fiat dated Oct. 12.

EDWARD JOHN ALLEN and FREDERICK WILLIAM ALLEN, Seymour-place, Bryanstone-square, Middlesex, riding masters and dealers in horses, Oct. 29 at half-past 2, and Dec. 2 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Robinson, Orchard-street, Portman-square.—Fiat dated Oct. 8.

JAMES JOHNSON, Langley-place, Commercial-road East, Middlesex, leather seller, dealer and chapman, Oct. 27 at half-past 2, and Dec. 2 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Fluder, 12, South-sq., Gray's-inn.—Fiat dated Oct. 12.

JOHN CABORN BARR, Old Bailey, London, and Blackman-street, Southwark, Surrey, hatter, Oct. 29 at 11, and Dec. 2 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Hillary, Fenchurch-street.—Fiat dated Oct. 12.

CHARLES HOWE, Plymouth, Devonshire, draper, dealer and chapman, Oct. 27 at 11, and Nov. 18 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Sale & Co., Manchester; Stogdon, Exeter; Reed & Co., London.—Fiat dated Oct. 8.

RICHARD LINELL, Shrewsbury, Shropshire, grocer, dealer and chapman, Oct. 26 and Nov. 20 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Motteram & Knowles, Birmingham; Smith & Co., Bedford-row, London.—Fiat dated Oct. 12.

GILES DAVIES, Maesbury, Oswestry, Shropshire, miller, Oct. 23 and Nov. 20 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Salter & Co., Ellesmere, Shropshire; Hodgson, Birmingham.—Fiat dated Oct. 1.

JOHN PARTINGTON, Wyre Piddle, Worcestershire, cattle dealer, Oct. 26 and Nov. 20 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Wilson, Worcester; Smith, Birmingham.—Fiat dated Oct. 7.

SAMUEL KIMBERLEY and BRYANT ORGAN, West-bromwich, Staffordshire, soda water manufacturers, dealers and chapmen, Oct. 23 at 12, and Nov. 13 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Collis, Stourbridge.—Fiat dated Oct. 5.

GEORGE BRYANT, Bristol, baker and grocer, Oct. 28 and Nov. 25 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Sabine, Bristol; Treherm & White, Bucklersbury, London.—Fiat dated Oct. 9.

DANIEL PINKSTONE, Cheltenham, Gloucestershire, innkeeper, dealer and chapman, Oct. 28 and Nov. 26 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Newman & Co., Cheltenham.—Fiat dated Oct. 1.

THOMAS DALTON, Darlington, Durham, rope manufacturer, Oct. 26 and Nov. 26 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Mewburn, Darlington; Harle, Newcastle-upon-Tyne.—Fiat dated Oct. 7.

#### MEETINGS.

David Elwin Colombine, Carlton-chambers, Regent-street, Westminster, money scrivener, Nov. 4 at 11, Court of Bankruptcy, London, last ex.—Rich. Chantler, Pendleton, Eccles, Lancashire, joiner, Oct. 25 at 12, District Court of Bankruptcy, Manchester, last ex.—Wm. Wilks Blackett, Richard Thackray, and Robert Tennant, Manchester, cloth merchants, Nov. 11 at 11, District Court of Bankruptcy, Leeds, last ex. sep. est. of R. Thackray.—Ed. Beck, Ipswich, Suffolk, doctor of medicine, Oct. 28 at half-past 1, Court of Bankruptcy, London, last ex.—Wm. Guy Boucher, Stepney-green, Middlesex, merchant, Oct. 28 at half-past 12, Court of Bankruptcy, London, last ex.—Jas. Edmund Pye, Berkeley-square, Middlesex, milliner, Nov. 5 at half-past 12, Court of Bankruptcy, London, aud. ac.—Thos. Man Lake, Uxbridge, Middlesex, bookseller, Nov. 5 at 12, Court of Bankruptcy, London, aud. ac.—Hen. Louis Davis, Ludgate-hill, London, dealer in glass, Nov. 5 at half-past 11, Court of Bankruptcy, London, aud. ac.—John Christopher Addison, Margaret-st., Cavendish-square, Middlesex, grocer, Nov. 5 at 11, Court of Bankruptcy, London, aud. ac.—Wm. Howlett, Albany-road, Old Kent-road, Surrey, builder, Nov. 5 at 1, Court of Bankruptcy, London, aud. ac.—Geo. Brown, Southampton, builder, Nov. 8 at 11, Court of Bankruptcy, London, aud. ac.—Chas. Gilman, Oxford-st., Middlesex, oilman, Nov. 8 at half-past 11, Court of Bankruptcy, London, aud. ac.—John Ingham, Liverpool, woolstapler, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 11 at 11, div.—Maurice Jones, Liverpool, saddler, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 11 at 11, div.—Hen. Cole, Liverpool, hat manufacturer, Nov. 8 at 11, hat manufacturer, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—Wm. Beamer, Low-hill, West Derby, Lancashire, joiner, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 11 at 11, div.—Ed. Swannick Bostl, Liverpool, stock broker, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 11 at 11, div.—Wm. Wagstaff, Liverpool, cabinet maker, Nov. 8 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—Wm. Ogden, Charlton-upon-Medlock, Manchester, flour dealer, Nov. 9 at 12, District Court of Bankruptcy, Manchester, aud. ac.—Seraak Bowring, widow, Pendleton, near Manchester, plumber, Nov. 9 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Nov. 10 at 12, div.—Denis Watson, Clitheroe, Lancashire, innkeeper, Nov. 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.—David Goodman, Manchester, tobaccoist, Nov. 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.—James Lee, Sutton Coldfield, Warwickshire, cabinet case maker, Nov. 10 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—Wm. Henry Lovatt, Wolverhampton, Staffordshire, factor, Nov. 9 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—Gilbert Duplex, Regent's-place, Westminster, Middlesex, tea dealer and grocer, Nov. 5 at 2, Court of Bankruptcy, London, div.—John Kirkland, New-street, Covent-garden, Middlesex, grocer, Nov. 8 at 2, Court of Bankruptcy, London, div.—Frederick Ricketts and Trevenen James, Moorgate-st., London, merchants, Nov. 5 at 11, Court of Bankruptcy, London, div.—Thomas Gammage, King-st., Seven-dials, and James Mott, Broad-st., Bloomsbury, Middlesex, chessmongers, Nov. 6 at 11, Court of Bankruptcy, London, fin. div.—Ezr. Smith Dykes, Boscford, Essex, basket maker, Nov. 6 at half-past 11, Court of Bankruptcy, London, fin. div.—Wm. Harding,

Stockport, Cheshire, cotton manufacturer, Nov. 10 at 11, District Court of Bankruptcy, Manchester, div.—*William Weins*, Manchester, pocket book manufacturer, Nov. 12 at 12, District Court of Bankruptcy, Manchester, div.—*James Udale*, Oakamoor, Staffordshire, corn dealer, Nov. 9 at 12, District Court of Bankruptcy, Birmingham, div.—*John Page*, Walsall, Staffordshire, iron dealer, Nov. 9 at 12, District Court of Bankruptcy, Birmingham, div.—*John Keady* and *Thomas Keady*, Bridlington, Yorkshire, booksellers, Nov. 10 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.—*John Horsfall*, Leeds, Yorkshire, stuff dyer, Nov. 11 at 11, District Court of Bankruptcy, Leeds, div.—*W. Frederick Alkison*, Wakefield, Yorkshire, woodstapler, Nov. 11 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*W. Howlett*, Albany-road, Old Kent-road, Surrey, builder, Nov. 5 at 1, Court of Bankruptcy, London.—*Jas. Osborn*, Oakham, Rutlandshire, glass dealer, Nov. 5 at 2, Court of Bankruptcy, London.—*Didrick C. H. Lomer*, London-st., London, merchant, Nov. 5 at half-past 1, Court of Bankruptcy, London.—*Charles Lewis*, Stangate-street, Lambeth, Surrey, tin plate manufacturer, Nov. 8 at 11, Court of Bankruptcy, London.—*Chas. Gilman*, Oxford-street, Middlesex, oilman, Nov. 8 at half-past 11, Court of Bankruptcy, London.—*Chas. Robertson*, Leicester-place, Leicester-sq., Middlesex, master mariner, Nov. 8 at 12, Court of Bankruptcy, London.—*Jas. Holmyard*, Ogle-st., Foley-pl., Middlesex, furniture broker, Nov. 6 at half-past 12, Court of Bankruptcy, London.—*Des. Winton*, Gutter-lane, London, commission agent, Nov. 9 at 11, Court of Bankruptcy, London.—*Abel Quarterman*, Oxford, breeches maker, Nov. 9 at 2, Court of Bankruptcy, London.—*Benjamin Bromley*, Great Bromley, Essex, dealer in cattle, Nov. 9 at 12, Court of Bankruptcy, London.—*Geo. Baker*, Ludgate-hill, London, grocer, Nov. 10 at 1, Court of Bankruptcy, London.—*Rob. Wills*, Tottenham-court New-road, Middlesex, stuary, Nov. 9 at 1, Court of Bankruptcy, London.—*Wm. C. Paul*, Romford, Essex, sheep salesman, Nov. 10 at half-past 2, Court of Bankruptcy, London.—*Wm. Quincy*, Old-st., St. Luke's, Middlesex, tin plate worker, Nov. 9 at 1, Court of Bankruptcy, London.—*Isaac Boyd*, Spital-square, Middlesex, silk manufacturer, Nov. 10 at 11, Court of Bankruptcy, London.—*Chas. Jones*, Birkenhead, Cheshire, printer, Nov. 19 at 11, District Court of Bankruptcy, Liverpool.—*Jos. T. Hobson*, Liverpool, drysalter, Nov. 19 at 11, District Court of Bankruptcy, Liverpool.—*Joseph Fearley*, Bradford, Yorkshire, worsted stuff manufacturer, Nov. 11 at 11, District Court of Bankruptcy, Leeds.—*Morris Lyons*, Birmingham, druggist, Nov. 9 at 11, District Court of Bankruptcy, Birmingham.—*Chas. G. Hill*, Preston and Blackpool, Lancashire, artist, Nov. 11 at 11, District Court of Bankruptcy, Manchester.—*Geo. Whitehead*, *John Settle*, *John Smith*, *John Hyde*, *Wm. Keisall*, *Jas. Holden*, *Thos. Barlow*, *Duncan Crighton*, *John Jones*, *Thos. Malkinson*, *Wm. Foster*, *Dev. Crighton*, and *Jas. Ashworth*, Nov. 10 at 11, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 5.

*Geo. Roberts*, Rodborough, Gloucestershire, miller.—*James Baggott*, Worcester, licensed victualler.—*Thomas Reader*, Foleshill, Warwickshire, miller.—*Benj. Gage*, Gosport, Southampton, victualler.—*Thos. Melton*, Lincoln, victualler.

## PARTNERSHIPS DISSOLVED.

*Jas. Terrell*, Exeter, solicitor, and *Edw. Hunt Roberts*, Exeter, solicitor and conveyancer.—*Francis Beetham* and *Charles Foulger*, Tanfield-court, Temple, London, attorneys and solicitors.

## SOURCE SEQUESTRATIONS.

*Wighton, Gray, & Co.*, Glasgow, merchants.—*Hugh Monteith*, Glasgow, manufacturer.—*John Finnie & Co.*, Muiravonside, Stirlingshire, steel manufacturers.—*M. Kennedy*, North Perth or Castle Gable of Perth, spirit dealer.—*Reid, Robertson, & Co.*, Glasgow, merchants.—*Baring, Smith, & Aird*, Glasgow, merchants.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Edw. Drake*, Hawsted, Suffolk, butcher, Oct. 29 at 10, County Court of Suffolk, at Bury St. Edmunds.—*George Weston*, Brighton, Sussex, harness maker, Oct. 29 at 2, County Court of Sussex, at Brighton.—*John Turten*, Bradford, Yorkshire, overlooker, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*Francis Earle*, Scriven with Tentergate, Knaresborough, Yorkshire, stone mason, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*John King*, Ripon, Yorkshire, innkeeper, Oct. 21 at 11, District Court of Bankruptcy, Leeds.—*Thos. Pashley*, Sheffield, Yorkshire, stone mason, Oct. 28 at 12, County Court of Yorkshire, at Sheffield.—*Dev. R. Baker*, West Bromwich, Staffordshire, blacksmith, Oct. 25 at 9, County Court of Staffordshire, at Oldbury.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 1 at 10, before the CHIEF COMMISSIONER.

*Geo. Mills*, Montague-place, Old Montague-st., Brick-lane, Whitechapel, Middlesex, circular sawyer.—*William Reed*, Brooksby-st., Barnsbury-park, Islington, Middlesex, grocer.—*Chas. J. Jonson*, Manor-st., Old Kent-road, Surrey, out of employment.

Wednesday, Oct. 13.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*William Neale Walton*, Belvedere-road, Waterloo-bridge, Surrey, civil engineer: in the Gaol of Surrey.—*George A. H. Chichester*, Esq., Hotel de Provence, Leicester-square, Middlesex: in the Queen's Prison.—*David Moore*, Sand-street, New Charlton, Woolwich, Kent, milkman: in the Queen's Prison.—*John Moore*, Mivendon, near Halifax, Yorkshire, farmer: in the Gaol of York.—*John Albiston*, Chorlton-upon-Medlock, Manchester, share broker: in the Gaol of Lancaster.—*Henry Booth*, Chorley, Lancashire, out of business: in the Gaol of Lancaster.—*Joseph Burgess*, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.—*Joseph Clegg Bradbury*, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*James Cheetham*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*Henry Ecroyd*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*John Farrington*, Hulme, Manchester, assistant to a pawnbroker: in the Gaol of Lancaster.—*Joseph Garner*, Hulme, Manchester, baker: in the Gaol of Lancaster.—*James Greenhalgh*, Acooting, Lancashire, gas fitter: in the Gaol of Lancaster.—*George Harnett*, Hulme, Manchester, shoe maker: in the Gaol of Lancaster.—*John M'Connell*, Holt-town, Manchester, dealer in ale: in the Gaol of Lancaster.—*W. Fielding Marshall*, Manchester, reed maker: in the Gaol of Lancaster.—*Jedson Oddy*, Manchester, out of business: in the Gaol of Lancaster.—*Frederick Henry Oeles*, Oldham, Lancashire, watch maker: in the Gaol of Lancaster.—*Wm. Procter*, Salford, Lancashire, butcher: in the Gaol of Lancaster.—*Richard Read*, Blackburn, Lancashire, porter: in the Gaol of Lancaster.—*Moses Ruckliffe*, Leigh, Lancashire, dealer in coals: in the Gaol of Lancaster.—*I. Robinson*, Waterhead-mill, near Lancashire, out of business: in the Gaol of Lancaster.—*T. Robinson*, Oldham, Lancashire, out of business: in the Gaol of Lancaster.—*Benj. Salbald*, the younger, Manchester, professor of music: in the Gaol of Lancaster.—*John Thompson*, Liverpool, out of business: in the Gaol of Lancaster.—*John Barrett*, Guiseley, near Olley, Yorkshire, cloth manufacturer: in the Gaol of York.—*Henry Taylor*, Church, near Blackburn, Lancashire, block cutter: in the Gaol of Lancaster.—*Hannah Cotter*, Liverpool, out of business: in the Gaol of Lancaster.—*John Phillips*, Harrogate, Yorkshire, share dealer: in the Gaol of York.—*Andrew M'Kiddin*, Manchester, linen merchant: in the Gaol of Lancaster.—*James Garton*, Bridlington, Yorkshire, butcher: in the Gaol of Kingston-upon-Hull.—*Geo. R. Knott*, Lancaster, tailor: in the Gaol of Lancaster.—*Wm. Brooks*, Liverpool, porter: in the Gaol of Lancaster.—*Thomas Timlott*, Bosley, near Mac-



clesfield, Cheshire, Sawyer: in the Gaol of Chester.—*Ashton Lees*, Royton-road, near Oldham, Lancashire, out of business: in the Gaol of Lancaster.

At the County Court of DURHAM, at Durham, Oct. 30 at 12.  
Geo. Acons, Newcastle-upon-Tyne, woollen draper.

At the County Court of Buckinghamshire, at AYLESBURY,  
Nov. 3.

Frederic Miles, Stoke Hammond, farming bailiff.

The Queen has been pleased to appoint Francis Brady, Esq., to be Chief Justice for the Island of Newfoundland.

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# The Jurist

No. 563—VOL. XI.

OCTOBER 23, 1847.

PRICE 1s.

\* \* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

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		Court of Review .....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, OCTOBER 23, 1847.

HAD our recent comments upon the disgraceful state of the law relating to seduction required any further illustration, it would have been fully afforded by a case which has appeared in the Journals during the past week. A person of fortune was charged before the Lord Mayor with having abducted the daughter of a respectable tradesman. The seducer planned the ruin of his victim in the most systematic and artful manner; he took lodgings near her father's house in order to carry out his purpose; at length enticed her from her home, effected his object under the pretence that he would marry her, and then abandoned her to her fate. The girl was nineteen years of age, therefore the charge of abduction fell to the ground, the stat. 9 Geo. 4, c. 131, applying only where the age is under sixteen years.

Is there no remedy for such an injury as this? Is there no tribunal to which the sorrowing father can appeal for justice? Such are the questions which naturally occur. It is now established beyond all doubt by the decisions of our Courts, that the fiction of loss of service is the legal foundation of the parent's complaint in these cases, that if the child be in the service of the seducer, the remedy is lost; and it is said to have been held in a trial before Wilde, C. J., a few months ago, that no action lies, if the daughter voluntarily abandons her home, and thus withdraws herself from the protection of her parent. We are not acquainted with the facts of that case, but we should have inclined to the opinion, that if she had been persuaded to leave by the seducer, whether by false pretences or not, the rights of third parties could not have been barred thereby; that she would, in fact, have been taken away; and that the clearly wrongful act of seducing her from the service of her parent, without reference to

her seduction from virtue, could not have been set up as an answer to the more serious charge.

Even in the present most defective condition of our law on this subject, we should think there would be a remedy, under the circumstances which we have stated. The question now always is—Did the relation of master and servant exist at the time when the injury was committed? Having been shewn to have once existed, was it put an end to by the wrongful act of the defendant? It is not necessary, in all cases, that the daughter should be under the roof of her parent when the seduction occurred. A mere temporary absence, as a visit to a friend, with an animus revertendi, will not bar the action. (*Booth v. Charlton*, 5 East, 47; *Blaymire v. Hayley*, 6 Mee. & W. 57). And the present is stronger than the *Nisi Prius* case of *Speight v. Olivier*, (2 Stark. 493), in which it was held by Abbot, C. J., that the action would lie, where the defendant, with intent to seduce the daughter, had hired her, and by this means obtained possession of her person. The learned judge asked, "Had she ceased to be the servant of her father? If the jury be of opinion that the defendant practised a fraud and contrivance to procure her to leave her father's house, without any real intention to hire her as a servant, I am of opinion that the action is maintainable."

In the present case, there was not even a pretence of hiring. It may be said that *Speight v. Olivier* was merely a *Nisi Prius* decision; it was, however, the decision of a very eminent judge; and, on its being cited in *Harris v. Butler*, (2 Mee. & W. 542), Parke, B., recognised it, and said, "There, the wrong was done under colour of a contract, and the defendant's fraud did not destroy the original relationship between the father and the child. In the case of *Dean v. Peel*, (5 East, 45), though the daughter was not at her father's house at the time, she was only casually absent



on a visit with *animus revertendi*; and, as Lord Ellenborough observed, "In those cases the implied relationship of master and servant continued."

An indictment lies for seducing a servant from her master, or a wife from her husband; and in *Lord Grey's case*, (9 St. Tr. 127), it was maintained for a conspiracy to entice away a young lady with intent to seduce her.

We, therefore, trust there does remain a remedy, however inefficient; either by action or indictment, for so gross a wrong as we have stated, but it is monstrous, that, in these days, absurd fictions should prevent substantial justice from being done, or should throw doubts and difficulties in the way of those who are entitled to claim it. Surely, the Legislature are bound to interfere, and to enact that proof of the mere injury itself, the seduction of a daughter, shall be sufficient to entitle the parent to damages. We should like to see the whole class of cases on this subject rendered of no authority by such an enactment, and to behold the "per quods" and "servitiums," as connected with so serious an injury, consigned to the tomb of the "latitans" and "quo minus."

The feeling in this respect among lawyers, as we should think among all classes, has long been in advance of the law itself; and in looking through the decisions on the matter, we find even the reporters laying aside their customary reserve, and giving vent to their opinions.

In a note to *Grinnell v. Wells*, (7 Man. & Gr. 1044), it is forcibly said, "The quasi fiction of *servitium amicitie* affords protection to the rich man, whose daughter occasionally makes his tea, but leaves without redress the poor man, whose child is sent unprotected to earn her bread among strangers." And in a note to *Speight v. Olivier*, Mr. Starkie thus expresses himself:—"The claim to damages in such cases, which is founded upon principles of strictest justice, the enforcement of which is absolutely essential to curb licentiousness and preserve the morals of society, ought not to depend on a mere fiction, over which the Courts possess no control. It is a reproach to the law of England that the right to damages should not be necessarily consequent on the injury. Surely it is worthy the attention of the Legislature to find a remedy for an evil of such magnitude."

#### OBSERVATIONS ON THE EXECUTION OF WILLS.

Some very singular decisions (*Ayres v. Ayres*, 11 Jur. 417; *Willis v. Lowe*, Id. 807) have recently been made in the Prerogative Court, on the construction of the 9th clause of the Wills Act, by which it will be recollected that a will "shall be signed at the foot or end thereof by the testator," &c.

In *Ayres v. Ayres* the body of the will was written on one side of a sheet of paper, leaving a blank space of about two inches at the bottom; and then the attestation clause and signature were written about the middle of the second side. There were several interlineations and alterations in the body of the will; but there was no evidence to shew whether they were made before or after the signing. It was held that the will was not properly signed at the foot or end thereof, according to the statute. In *Willis v. Lowe* the body of the will was contained in the two first sides of a sheet of letter paper, ending about two-thirds down the second side; there were several alterations or interlineations; the signature and attestation clause were on the third side, beginning at a distance from the top; and Sir H. Jenner Fust, in this case also, that the testatrix did not sign her name at the foot or end of the will. It

would have been satisfactory if the learned judge had said in this case, where, in relation to the will, the testatrix did sign, if she did not sign at the foot or end of it. She did not sign at the beginning, that is clear. Neither did she sign at any part of the body of the will, nor at any of the sides or corners of it. Where then did she sign except at the end, if she signed the will at all? The rule laid down by this case is one of proportion, without any standard being fixed by which to measure the proportion. The Court did not accede to the argument that the attestation clause, or the names of the testator and witnesses, should follow the end of the will as near as possible. Yet it held the signature not at the end of the will, because it was a good way off. What then is the specific distance from the end of a will within which the act justifies the signing?

The reasoning in *Ayres v. Ayres* upon the equity of the statute, that it was intended to prevent anything being done to the will after execution, or to prevent the whole of the will from being written after the signature and attestation, might be proper in that case, where, if there was not *prima facie* ground for presuming that something had been done after the execution of the will, there was, at least, the absence of *prima facie* ground for presuming that nothing had been done; the alterations and interlineations unexplained affording ground for at least doubting whether the will was complete at the time of its execution. But in *Lowe v. Willis* there was neither alteration nor interlineation; nothing, in fact, on which to found any doubt whether the will was as originally written, nor anything on which to found a presumption rebutting the natural presumption arising from a person purporting to sign a will, viz. that there is a will for him to sign. The rule suggested by the counsel opposing probate, and rejected by the Court, that the proper construction of the act is, that the signature of the testator should be as near the foot or end of the will as circumstances admit, would at least have an approach to something positive. If there was at all room for the signature and attestation, the case of *The Goods of Carver*, and the other cases of that nature, cited in *Ayres v. Ayres*, would not apply; and though, even in this way of construing the act, there would be some degree of vagueness, because, whether there is room for a signature may depend on the length of the name and the habitual mode of signing of the testator, still, most persons, on looking at a writing on a piece of paper, would agree in their judgment, whether there was or was not, at its conclusion, the minimum of space within which a signature could be inserted. But when we depart from this rule, and yet do not adopt the broader rule, that a signature placed anywhere after the conclusion of a written instrument is written at the end of it, but hover between the two extremes, and say that, whether a signature is at the end of a will or not depends on the quantity of space left waste between the conclusion of the will and the signature, an element of such great uncertainty is introduced into the rule, that it is really as bad as judging by the length of the Chancellor's foot.

What test, we would ask, is there in the common understanding of language, of one writing being at the end of another, except its being on the same piece of paper or parchment, or attached to the same piece of paper or parchment as the conclusion of the first writing, and, following such conclusion, in contradistinction to preceding it, or bearing any other local relation to it? That the statute did not limit the locality of the signature of a will to the spot immediately below its conclusion, is admitted by the Court in both the cases cited. But if so, what is the space that may intervene without taking the signature away from the end? Is it necessary at all that it should be on the same page? That is not the decision in *Willis v. Lowe*; nor is it consistent

with the reasoning of that case; because, clearly, if a will concluded at or near the top of a page, and the signature were at the bottom, there would be quite as strong ground for the argument that something might be added after the signature, as when the will concluded at or near the end of the first page, and the signature is half way down the second. In fact, no rule, we submit, can be extracted from the cases on which we are commenting, except that the signature need not be quite close to the end of the will, but must not be very far away from it; and it remains to be ascertained what is the judicial standard by which the distance is to be measured. Until that is done, or until it is decided or enacted, that so many inches of waste and no more are allowed between the conclusion of a will and the commencement of the signature, the construction of the Wills Act is obscured rather than made manifest by the cases of *Ayres v. Ayres* and *Willis v. Lowe*, and particularly by the latter.

COMMON-LAW SITTINGS, IN AND AFTER  
MICHAELMAS TERM, 1847.

Court of Queen's Bench.

MIDDLESEX.—In Term.

1st sitting .. Wednesd., Nov. 3, and two following days, at 11.  
2nd ditto .. Saturday ..... 6, and subsequent days, at 11.  
3rd ditto .. Tuesday, .... 23, at half-past 9 precisely (for undefended causes only).

After Term.—Friday, Nov. 26.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds.—The usual number of completed and new causes will be put into the list day by day in their usual order.

LONDON.—In Term.

Sitting at 10, on Wednesday, Nov. 24, for undefended causes, and such as the judge considers fit to be taken.

After Term.—Saturday, Nov. 27, to adjourn.

Court of Common Pleas.

In Term.

MIDDLESEX.	LONDON.
Wednesday ..... Nov. 10	Friday ..... Nov. 12
Wednesday ..... 17	Friday ..... 19

After Term.

Friday ..... Nov. 26 | Saturday ..... Nov. 27

The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

— The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Saturday, the 27th November, in London, no causes will be tried, but the Court will adjourn to a future day.

Syreberquer of Pleas.

In Term.

MIDDLESEX.	LONDON.
1st sitting, Wednesd., Nov. 3	1st sitting, Monday .. Nov. 8
2nd sitting, Wednesday .. 10	2nd sitting, Wednesday .. 17
3rd sitting, Friday ..... 19	

After Term.

Friday ..... Nov. 26 | Saturday ..... Nov. 27  
(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

London Gazettes.

TUESDAY, OCTOBER 19.

BANKRUPTS.

JONATHAN DUNCAN, Wellington-street North, Strand, Middlesex, Newspaper proprietor, printer, dealer and chapman, Oct. 26 at half-past 2, and Dec. 6 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Goddard & Eyre, Wood-street, Cheapside.—Fiat dated Oct. 16.

WILLIAM HUMPHRYES, Bow-street, Covent-garden, Middlesex, tavern keeper, Oct. 25 at half-past 2, and Nov. 29 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Husband & Co., 1 Moorgate-street, City.—Fiat dated Oct. 15.

PETER PATTISON, Corahill, London, tailor and draper, dealer and chapman, (trading under the style and firm of Pattison & Harding), Nov. 1 and 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Mardon & Co. Newgate-street.—Fiat dated Oct. 12.

JOHN EDWARD FELDMANN, Albert-road, Regent's park, Middlesex, boarding-house keeper, Oct. 28 at 11, and Nov. 29 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Nicholls & Co., Bedford-row.—Fiat dated Oct. 16.

SAMUEL LAWFORDE, Luton, Bedfordshire, straw plait dealer, bonnet maker, bleacher, dealer and chapman, Oct. 30 at half-past 2, and Nov. 27 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Oct. 16.

JOHN ALDAM PHILLIPS, Riches-court, Lime-street, London, merchant, Oct. 30 at 2, and Nov. 27 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Bankart, Clement's-lane.—Fiat dated Oct. 15.

ROBERT MAY, Choumert-place, Peckham, Surrey, stock and share broker, dealer and chapman, Oct. 28 at 2, and Dec. 1 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. May, Princeps-street, Spitalfields.—Fiat dated Oct. 15.

JOHN KNIGHT, Waltham St. Lawrence, Berkshire, brewer, coal merchant, dealer and chapman, Oct. 27 at 1, and Dec. 1 at half-past 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Soames, Park-street, Grosvenor-sq.—Fiat dated Oct. 16.

HENRY COCKER, Hathersage, Derbyshire, needle manufacturer, dealer and chapman, Nov. 1 and 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wilson & Co., Sheffield; Fidday, Paper-buildings, Temple, London.—Fiat dated Oct. 5.

JOHN HUGHES, Froshaulog, Llanddeiniolan, Carnarvonshire, miller, corn factor, quarryman, dealer and chapman, Nov. 2 and 23 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Grocott, Liverpool; Johnson & Co., Temple, London.—Fiat dated Oct. 12.

MEETINGS.

*Jos. Treweek* the younger, Newcastle-upon-Tyne, draper, Oct. 28 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Rob. Graham*, Brunswick-house, Clapham-common, Surrey, lodging-house keeper, Nov. 11 at 11, Court of Bankruptcy, London, aud. ac. and div.—*John Lockwood*, Upper Baker-street, Dorset-square, Middlesex, builder, Nov. 11 at half-past 11, Court of Bankruptcy, London, aud. ac. and div.—*William Leather*, London-wall, London, warehouseman, Nov. 11 at 12, Court of Bankruptcy, London, aud. ac. and div.—*John Gilliam*, Frith-street, Soho-sq., Middlesex, jeweller, Nov. 11 at 1, Court of Bankruptcy, London, aud. ac.—*Edward Winecom*, Southampton, pastrycook, Nov. 11 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Wm. Reynolds*, Eldon-street, Finsbury, Middlesex, bookbinder, Nov. 11 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Thomas Forshall*, Grove-house, Dodding-ton-grove, Kennington, Surrey, surgeon, Nov. 11 at 1, Court of Bankruptcy, London, aud. ac.—*Frederick Duddelle*, Ryde, Isle of Wight, Hants, hair dresser, Nov. 11 at half-past 12, Court of Bankruptcy, London, aud. ac.—*F. Harding Cavston*, Earls Colne, Essex, plumber, Nov. 11 at 12, Court of Bankruptcy, London, aud. ac.—*John Smith*, Croydon, Surrey, plumber, Nov. 11 at 11, Court of Bankruptcy, London, aud. ac.—*Richard Beaumont*, High-street, Deptford, Kent, woollen draper, Nov. 11 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Isaac Boyd* and *Richard*

*Harmer*, Spital-square, Middlesex, silk manufacturers, Nov. 10 at 11, Court of Bankruptcy, London, aud. ac.—*J. Price*, Queen's Head-passage, Newgate-street, London, Gt. Portland-street, Middlesex, and Plaistow, Essex, innkeeper, Nov. 10 at 1, Court of Bankruptcy, London, aud. ac.—*Edward Whitbread*, Brett-terrace, Hampstead-road, and Stuckey-terrace, Camden-town, Middlesex, baker, Nov. 10 at 2, Court of Bankruptcy, London, aud. ac.—*Robert Wills*, Tottenham-court New-road, Middlesex, statuary, Nov. 9 at 1, Court of Bankruptcy, London, aud. ac.—*Wm. Moody*, High-street, Aldgate, London, tailor, Nov. 10 at 2, Court of Bankruptcy, London, aud. ac.—*Edwin Hills*, St. Mary's-road, Peckham, Surrey, charcoal burner, Nov. 9 at 11, Court of Bankruptcy, London, aud. ac.; Nov. 17 at 11, div.—*Wm. Knight*, Reading, Berkshire, wine merchant, Nov. 10 at 12, Court of Bankruptcy, London, aud. ac.—*James Andrews*, Binstead, Isle of Wight, Hants, miller, Nov. 10 at 11, Court of Bankruptcy, London, aud. ac.—*Thomas Holmes*, Belgrave-street, South Pimlico, and Hereford-square, Brompton, Middlesex, builder, Nov. 10 at 12, Court of Bankruptcy, London, aud. ac.—*John Thomas Curtis*, Norwich, grocer, Nov. 9 at 12, Court of Bankruptcy, London, aud. ac.—*Robert Nicol*, Fenchurch-street, London, grocer and tea dealer, Nov. 9 at 12, Court of Bankruptcy, London, aud. ac.—*Jas. Spalding*, Cambridge, brazier, Nov. 9 at 1, Court of Bankruptcy, London, aud. ac.—*David Winton*, Gutter-lane, London, commission agent, Nov. 9 at half-past 11, Court of Bankruptcy, London, aud. ac.—*A. Tunstall* and *J. W. Cash*, Bristol, oil merchants, Nov. 10 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Nov. 11 at 12, div.—*Sam. Brown*, Trowbridge, Wiltshire, woollen cloth manufacturer, Nov. 9 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Nov. 11 at 11, div.—*Rob. Barker*, Manchester, druggist, Nov. 8 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Edw. Andrew*, Manchester, fustian manufacturer, Nov. 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Esther Smith*, Southwell, Nottinghamshire, innkeeper, Nov. 12 at 12, District Court of Bankruptcy, Nottingham, aud. ac.—*William Wills*, Leeds, Yorkshire, builder, Nov. 9 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Chris. Addison*, Margaret-st., Cavendish-sq., Middlesex, grocer, Nov. 9 at 11, Court of Bankruptcy, London, div.—*Thos. M. Lake*, Uxbridge, Middlesex, bookseller, Nov. 9 at half-past 12, Court of Bankruptcy, London, div.—*Jas. E. Pye*, Berkeley-square, Middlesex, milliner, Nov. 9 at 1, Court of Bankruptcy, London, div.—*Thomas M'Donnell*, Pall-mall, Middlesex, boot maker, Nov. 11 at 2, Court of Bankruptcy, London, div.—*Hen. J. Todd* and *Edw. Todd*, Bow Church-yard, London, and Liverpool, warehousemen, Nov. 11 at half-past 1, Court of Bankruptcy, London, div. sep. est. of *Hen. J. Todd*.—*Wm. Temple*, Motcombe-st., Belgrave-sq., Middlesex, turner, Nov. 11 at 12, Court of Bankruptcy, London, div.—*Robert Tate*, Regent-st., Middlesex, silversmith, Nov. 9 at 12, Court of Bankruptcy, London, div.—*Chas. Paddon*, Milner-place, Lower-marsh, and Charlotte-terrace, New-cut, Lambeth, Surrey, clothes salesman, Nov. 10 at 12, Court of Bankruptcy, London, div.—*Sidney Strong*, Watling-st., London, cigar manufacturer, Nov. 11 at half-past 11, Court of Bankruptcy, London, div.—*Thos. Priestley*, Bedford, grocer, Nov. 11 at 1, Court of Bankruptcy, London, div.—*Fred. L. Cole*, Fenchurch-st., London, wine merchant, Nov. 11 at half-past 1, Court of Bankruptcy, London, div.—*Jas. T. Sarson*, Brunswick-place, City-road, Middlesex, vinegar dealer, Nov. 11 at 11, Court of Bankruptcy, London, div.—*Henry L. Davis*, Ludgate-hill, London, dealer in glass, Nov. 9 at 12, Court of Bankruptcy, London, div.—*Thos. Malby*, Lawrence Pountney-hill, London, and Upper-side, Waterloo-bridge, Lambeth, Surrey, lead merchant, Nov. 9 at 2, Court of Bankruptcy, London, div.—*John Humphrey*, North Walsham, Norfolk, grocer, Nov. 9 at 12, Court of Bankruptcy, London, div.—*John Gapp*, Duke-street, Manchester-sq., Middlesex, livery-stable keeper, Nov. 9 at 2, Court of Bankruptcy, London, div.—*John Prosser*, Piccadilly, and Park-side, Knightsbridge, Middlesex, goldsmith, Nov. 9 at 1, Court of Bankruptcy, London, div.—*D. Syred*, Bloomfield-rd., Paddington, Middlesex, market gardener, Nov. 9 at half-past 2, Court of Bankruptcy, London, div.—*A. Inglis*, Portsea, Southampton, draper, Nov. 10 at 11, Court of Bankruptcy, London, div.—*J. Clarke*, R. Mitchell, Jos. Phillips, and Thos. Smith, Leicester, bankers, Nov. 26 at 12, District Court of Bankruptcy, Nottingham, aud. ac. and div. sep. est. of *John Clarke* and *Jos. Phillips*.—

*Thomas Eskrigge*, Warrington, Lancashire, cotton manufacturer, Nov. 10 at 12, District Court of Bankruptcy, Liverpool, fin. div.—*Rich. P. Prat* and *Sam. Prat*, Glastonbury and Wells, Somersetshire, scriveners, Nov. 10 at 12, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thos. Holmes*, Belgrave-street South, Pimlico, and Hereford-square, Brompton, Middlesex, builder, Nov. 10 at 12, Court of Bankruptcy, London.—*Harriet Drew*, spinster, Bury St. Edmunds, Suffolk, milliner, Nov. 10 at half-past 1, Court of Bankruptcy, London.—*George Clayton*, Newcastle-upon-Tyne, auctioneer, Nov. 9 at half-past 2, Court of Bankruptcy, London.—*Ichabod Hagg*, Colchester, Essex, tailor, Nov. 10 at half-past 2, Court of Bankruptcy, London.—*Wm. Moody*, High-street, Aldgate, London, tailor, Nov. 10 at 2, Court of Bankruptcy, London.—*Wm. Arnell*, Horley, Oxfordshire, innkeeper, Nov. 9 at half-past 11, Court of Bankruptcy, London.—*Sam. C. Everett* and *Henry Everett*, Mill-wall, Poplar, Middlesex, coopers, Nov. 9 at half-past 1, Court of Bankruptcy, London.—*James Spalding*, Cambridge, brazier, Nov. 9 at 1, Court of Bankruptcy, London.—*Thos. Hardwick*, Dunstable, Bedfordshire, grocer, Nov. 10 at 1, Court of Bankruptcy, London.—*Wm. Knight*, Reading, Berkshire, wine merchant, Nov. 10 at 12, Court of Bankruptcy, London.—*Wm. Judd*, Kensall New-town, Middlesex, builder, Nov. 10 at half-past 12, Court of Bankruptcy, London.—*Robert Nicol*, Fenchurch-st., London, grocer, Nov. 10 at 11, Court of Bankruptcy, London.—*Thos. Wm. T. Downers*, Took's-court, Cursitor-street, Chancery-lane, Middlesex, law stationer, Nov. 12 at half-past 11, Court of Bankruptcy, London.—*Francis Kesteven*, Camden-street, Camden-town, Middlesex, builder, Nov. 12 at 12, Court of Bankruptcy, London.—*Atkinson Wilkin*, Camberwell, Surrey, merchant, Nov. 12 at 11, Court of Bankruptcy, London.—*Rob. Graham*, Brunswick House, Clapham-common, Surrey, lodging-house keeper, Nov. 11 at 11, Court of Bankruptcy, London.—*Thomas Kemp*, Tranmere, Cheshire, joiner, Nov. 16 at 12, District Court of Bankruptcy, Liverpool.—*J. Gale*, Chapel Hill, and Chepstow, Monmouthshire, wine merchant, Nov. 10 at 11, District Court of Bankruptcy, Bristol.—*I. Robinson*, Little Dean Woodside, East Dean, Gloucestershire, grocer, Nov. 10 at 11, District Court of Bankruptcy, Bristol.—*Alfred Tunstall* and *John Walker Cash*, Bristol, oil merchants, Nov. 11 at 11, District Court of Bankruptcy, Bristol.—*Hem. Cole*, Liverpool, hat manufacturer, Nov. 10 at 11, District Court of Bankruptcy, Liverpool.—*Thomas Alletson*, Liverpool, and Boughton-house, near Chester, drysalter, Nov. 10 at 11, District Court of Bankruptcy, Liverpool.—*John Reilly*, Wolverhampton, Staffordshire, grocer, Nov. 11 at 12, District Court of Bankruptcy, Birmingham.—*John Yates*, Redditch, Worcestershire, victualler, Nov. 13 at 12, District Court of Bankruptcy, Birmingham.—*John Ratcliff*, Derby, wine merchant, Nov. 12 at 12, District Court of Bankruptcy, Birmingham.—*George Whitehead*, *John Settle*, *John Smith*, *John Hyde*, *Wm. Kelsall*, *Jas. Holden*, *Thomas Barlow*, *Duncan Brydgeton*, *John Jones*, *Thomas Malkinson*, *Wm. Foster*, *David Crighton*, *James Ashworth*, *Wm. Hopwood*, *J. Murgatroyd*, and *Jas. Brown*, Pendleton, near Manchester, cotton spinners, Nov. 10 at 11, District Court of Bankruptcy, Manchester.—*G. Bolton*, Liverpool, stock broker, Nov. 10 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 9.

*Thomas Hutchins*, Hulme, Manchester, livery-stable keeper.—*George Sax*, Stone Cutter-st., Farringdon-st., London, job master.—*John Webb Fielder*, Thavies-inn, Holborn-hill, London, lace merchant.—*Wm. Craft*, Spring-st., Paddington, Middlesex, fishmonger.—*Robert Ker Aitchison*, Great Windmill-st., Haymarket, Middlesex, wine merchant.—*John Millhorse Mauve*, Upper Ordnance-wharf, Rotherhithe, Surrey, cement manufacturer.

## SCOTCH SEQUESTRATIONS.

*John Roy*, Glasgow, cabinet maker.—*Charles Kid*, Arbroath, merchant.—*A. and J. Wingate*, Kelvinhaugh, and Glasgow, calico printers.—*Andrew Thomson*, Links, Kirkcaldy, merchant.—*Robert Mutch*, Aberdeen, ironmonger.—*Alex. Bannatyne & Co.*, Glasgow, grain merchants.—*John*

*Cuthbert & Co.*, Glasgow, smiths.—*James Russell*, Airdrie, grocer.—*Jas. Wilson*, Cruden, Aberdeenshire, merchant.

#### DECLARATION OF INSOLVENCY.

*James Stephenson*, Albany-road, Camberwell, Surrey, barrister at law, Oct. 30 at half-past 12, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Otto Bauer*, Birmingham, schoolmaster, Oct. 26 at 2, County Court of Warwickshire, at Birmingham.—*Charles Henry Hargrave*, Handsworth, Staffordshire, pearl button maker, Oct. 26 at 2, County Court of Warwickshire, at Birmingham.—*James Woods*, Warrington, Lancashire, stone mason, Dec. 2 at 1, County Court of Lancashire, at Warrington.—*Robert Trew* the elder, Ipswich, Suffolk, master bricklayer, Nov. 18 at 10, County Court of Suffolk, at Ipswich.—*Wm. Graves Jenkins*, Ipswich, Suffolk, master bricklayer, Nov. 18 at 10, County Court of Suffolk, at Ipswich.—*Thos. Parker*, Old-town, Wadsworth, Halifax, Yorkshire, shopkeeper, Oct. 25 at 10, County Court of Yorkshire, at Todmorden.—*Thos. Warrington*, Elland, near Halifax, Yorkshire, cordwainer, Oct. 28 at 11, County Court of Yorkshire, at Halifax.—*Wm. Harrison*, Derby, licensed victualler, Oct. 30 at 10, County Court of Derbyshire, at Derby.—*Thomas Pinnington Stretch*, Liverpool, furniture broker, Nov. 8 at 10, Liverpool District County Court, Liverpool.—*Thomas Stretch*, Liverpool, tailor, Nov. 8 at 10, Liverpool District County Court, Liverpool.—*Henry Nadderwier*, Birmingham, out of business, Oct. 26 at 2, County Court of Warwickshire, at Birmingham.—*J. Hodgetts*, Birmingham, mason, Oct. 26 at 2, County Court of Warwickshire, at Birmingham.—*Fred. Hawkes*, Birmingham, smith, Oct. 26 at 2, County Court of Warwickshire, at Birmingham.—*Wm. Halstead*, Dob Royd, near Todmorden, Rochdale, Lancashire, butcher, Oct. 25 at 10, Court-house, Todmorden.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 4 at 10, before the CHIEF COMMISSIONER.*

*George Bohn*, Baines's-place, Mile-end-road, Stepney, Middlesex, baker.—*Thos. Field*, Butts-st., Old Brompton, Middlesex, surgeon's assistant.

*Saturday, Oct. 16.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Wm. Lidstone*, Yates's-court, Carey-street, Lincoln's-inn-fields, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*Joseph Emerson*, Arthur-street, Trevor-sq., Knightsbridge, Middlesex, dairyman: in the Debtors Prison for London and Middlesex.—*J. Woodgate*, Seymour-place, Bryanstone-square, Middlesex, out of business: in the Queen's Prison.—*Geo. Wesser*, Catherine-street, Strand, Middlesex, fruit dealer: in the Queen's Prison.—*H. S. Carr*, Wellington-place, Liverpool-road, Islington, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Thos. Wm. Knight*, Goswell-road, and Whiskin-street, Clerkenwell, Middlesex, portrait engraver: in the Queen's Prison.—*Chas. J. Whitaker* the elder, Houndsditch, London: in the Debtors Prison for London and Middlesex.—*Edward Napleton Jennings*, Bedford Hotel, Covent-garden, Middlesex, and Worcester College, Oxford, gentleman, an undergraduated commoner of the said college: in the Queen's Prison.—*Thos. G. Wells*, Eagle-court, St. John's-lane, Clerkenwell, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*J. Butterworth*, Batley, near Dewsbury, Yorkshire, woollen manufacturer: in the Gaol of York.—*John Harwood*, Liskeard, Cornwall, general agent contractor: in the Gaol of Bodmin.—*David Roberts*, Hulme, Manchester, out of business: in the Gaol of Lancaster.—*Ann Palmer*, Manchester, out of business: in the Gaol of Lancaster.—*Thos. Calvert*, Blackburn, Lancashire, retail dealer in ale: in the Gaol of Lancaster.—*Saml. E. Potter*, Chorlton-upon-Medlock, Manchester, drysalter: in the Gaol of Lancaster.—*T.*

*Quinn*, Liverpool, shopman: in the Gaol of Lancaster.—*John Atkinson*, Colne, Lancashire, commission agent: in the Gaol of Lancaster.—*Lawrence Crowthier*, The Wood, near Rochdale, Lancashire, basket maker; in the Gaol of Lancaster.—*John Paddon*, Denton, near Manchester, beerseller: in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, as follows:—*

*Nov. 2 at 10, before the CHIEF COMMISSIONER.*

*James Henry Clarke*, Castle-street, Southwark, Surrey, hatter.—*Frank Sturti*, Whitmore-cottages, Mortimer-road, Kingland, Middlesex, out of employment.—*T. H. Thomas*, Gibson-street, Waterloo-road, Surrey, coach plater.—*Thomas Bulkiner*, Chatham, Kent, billiard table keeper.

*Adjourned.*

*John Brown*, Williams-place, Pitt-street, Old Kent-road, Surrey, out of business.—*William Elsworth*, Old Bailey, London, out of business.

*At the County Court of Cornwall, at BODMIN, Nov 3 at 10.*

*Alice Uren*, Perran Uthnoe, widow, out of business.

*At the County Court of Lancashire, at LIVERPOOL, Nov. 8 at 10.*

*George Moss*, Liverpool, bedstead maker.

*At the County Court of Kent, at DOVER, Nov. 11 at 11.*

*John Cummins*, Rye, Sussex, out of business.

*At the County Court of Kent, at MAIDSTONE, Nov. 2 at 10.*

*Alfred Fred. Eden*, Greenhithe, out of business.—*Benjamin Peters*, Borden, omnibus driver.—*John Sly Brown*, Tunbridge-wells, auctioneer.—*Thomas Langridge*, Tunbridge-wells, surveyor.

*At the County Court of Gloucestershire, at GLOUCESTER, Nov. 12 at 10.*

*George Pride*, Nailsworth, quarryman.—*Daniel Meadows*, Cheltenham, dealer in fruit.—*Thos. P. Raggett*, Gloucester, clerk in the Great Western Railway Company.—*W. Knight* the elder, Reddings Woodside, near Ruardean, out of business.—*John Davis Scott*, Gloucester, brick maker.—*Anthony Boulton*, King's Stanley, cattle salesman.

*At the County Court of Yorkshire, at YORK CASTLE, Nov. 5.*

*Martin Heckler*, York, dram shopkeeper.—*Thos. Forbes*, Maaham, near Bedale, grocer.—*Charles Whitwam*, Golcar, near Huddersfield, out of business.—*David Terry*, Ossel cum Gawthorpe, near Wakefield, publican.—*Martin Murphy*, Bradford, licensed retailer of beer.—*Charles Brownless*, Stanningley, near Leeds, out of business.—*John Gaunt*, Pudsey, near Leeds, out of business.—*M. J. F. R. Leaw*, Liverpool, share dealer.—*John Wilton*, Leeds, out of business.—*Thos. Hartley*, Leeds, assistant to a hatter.—*Thos. Gillham*, Bradford, assistant to a tailor.—*Wm. Barnes*, Leeds, carver.—*Jas. Bragg*, Leeds, shopkeeper.—*John Crosbie*, Leeds, joiner.—*Charles Clarkson*, Bradford, out of business.—*Benj. Wilby*, New Wortley, near Leeds, oil miller.—*Joseph Barrett*, Boling, near Bradford, joiner.—*John Handford*, Sheffield, innkeeper.—*John Suttill*, Killinghall, near Harrogate, stone-mason.—*Robert Bullock*, Kexbrough, near Barnsley, machine maker.—*Robt. Swales* the younger, York, butcher.—*Jonathan Jackson*, Gillmoor, near Kirby Moorside, manager salesman to a farmer.—*Joseph Collinson*, Holgate, near York, out of business.—*Abraham Burnell*, Bedale, and Aiskew, schoolmaster.—*Benj. Potter*, Earlsheaton, near Dewsbury, blanket manufacturer.—*Jonathan Foster*, Carter-house, near Sand Beds, farmer.—*John Heaton*, Pudsey, near Leeds, cloth manufacturer.—*Ribey Carr*, Riston, near Beverley, farmer's labourer.—*Christopher Emmott*, Wilden, near Bradford, tea dealer.—*Benjamin Kaye*, Kirkburton, near Huddersfield, fancy manufacturer.—*Wm. Chariton*, Huddersfield, beerseller.—*John Bailey*, Manchester, cloth merchant.—*Saml. Brook*, Lindley, near Huddersfield, small farmer.—*Thomas Dent*, Ossel, near Dewsbury, cloth manufacturer.—*W. Shackleton*, Little Horton, near Bradford, out of business.—*J. Barrett*, Guiseley, near Otley, out of business.—*John Phillips*, Harrogate, out of business.—*John Butterworth*, Batley, near Dewsbury, rag dealer.

*INSOLVENT DEBTOR'S DIVIDEND.*

*Thos. Wetherell*, Hexham, Northumberland, watch maker, at Head's, Hexham: 5s. 4½d. in the pound.

FRIDAY, Oct. 22.

## BANKRUPTS.

- WILLIAM BANGLEY BRASTED**, St. Albans-st., Kensington-road, Lambeth, Surrey, grocer and retailer of beer, dealer and chapman, Nov. 2 at 2, and Dec. 3 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Knuckley, Wilmington-square.—Fiat dated Oct. 20.
- JOHN PINK**, Westbourne-park-villas, Paddington, Middlesex, architect and builder, Nov. 2 at half-past 11, and Dec. 6 at 1, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Rhodes & Lane, Chancery-lane.—Fiat dated Oct. 18.
- JAMES VENABLES** the younger, Tottenham-court-road, Middlesex, butcher, dealer and chapman, Nov. 1 at 2, and Dec. 6 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Buchanan, Basinghall-street.—Fiat dated Oct. 21.
- SAMUEL STOCKS** and **MORTIMER LAVATER TAIT**, Manchester, and Heaton Mersey, Lancashire, bleachers and finishers, merchants, dealers and chapmen, Nov. 6 and 26 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Worthington & Co., Manchester; Fox, 40, Finsbury-circus, London.—Fiat dated Oct. 15.
- JAMES HEGINBOTTOM SOUTHAM** and **GEORGE SOUTHAM**, Aston-under-Lyne, Lancashire, cotton spinners and manufacturers, dealers and chapmen, Nov. 4 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Garside, Ashton-under-Lyne; Sale & Co., Manchester; Spinks, Great James-st., Bedford-row, London.—Fiat dated Oct. 12.
- NATHANIEL ELLIOTT**, Heywood, Bury, Lancashire, grocer and tea dealer, dealer and chapman, Nov. 2 and 23 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Halsall, Middleton, near Manchester; Mayhew & Son, Carey-st., London.—Fiat dated Oct. 19.
- ISAAC WILLIAMS**, Merthyr Tydvil, Glamorganshire, grocer, dealer and chapman, Nov. 2 at 12, and Nov. 30 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Smith, Merthyr Tydvil; A. J. & H. Livest, Bristol.—Fiat dated Oct. 18.
- GEORGE EVANS**, Canon's-march, Bristol, carpenter and builder, dealer and chapman, Nov. 5 and Dec. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Agraman; Sol. Hinton, Bristol.—Fiat dated Oct. 16.
- WILLIAM GRILLS**, Lauceston, Cornwall, rope and twine manufacturer, dealer and chapman, Nov. 2 and 25 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Gurney & Coward, Lauceston; Turner, Exeter; Bell & Co., 39, Lincoln's-inn-fields, London.—Fiat dated Oct. 20.
- JOHN MARSHALL**, Shipston-on-Stour, Worcestershire, corn dealer and coal merchant, Nov. 2 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Mottram & Knowles, Birmingham; Letts, 8, Bartlett's-buildings, Holborn, London.—Fiat dated Oct. 9.
- JAMES WHITEHEAD** and **SAMUEL DOYLE**, Boston, Lincolnshire, gloves, hosiery, dealers and chapmen, Nov. 5 and 26 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sols. Wood & Fraser, Dean-street, Soho, London.—Fiat dated Oct. 12.
- KABERRY KETTLEWELL**, Leeds, Yorkshire, silversmith and jeweller, Nov. 8 and Dec. 16 at 11, District Court of Bankruptcy, Leeds: Sols. Middleton, Leeds; Sudlow & Co., Chancery-lane, London.—Fiat dated Oct. 15.

## MERRINGS.

*John Pettiphar*, Rochester-road, Camden-town, Middlesex, builder, Nov. 3 at half-past 11, Court of Bankruptcy, London, last ex.—*Wm. Henderson*, Wolverhampton, Staffordshire, tin plate manufacturer, Nov. 3 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Johannes Worthy*, Hartlepool, Durham, builder, Nov. 16 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Storey*, Monk Wearmouth, Sunderland, Durham, soap manufacturer, Nov. 16 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Wm. Knight*, Manchester, stock broker, Nov. 3 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Corbett*, Mansfield, Nottinghamshire, wool dealer, Nov. 5 at 10, District Court of Bankruptcy, Sheffield, pr. d.—*James Isaac Keighley*, Finsley Ferguson, and *Wm. Armstrong*, London, merchants, Nov. 12 at 11, Court

of Bankruptcy, London, and. ac.—*Wm. Bennett* and *Hen. S. Reece*, London-road, Surrey, licensed victuallers, Nov. 15 at 2, Court of Bankruptcy, London, and. ac.—*Alfred Rule*, Leadenhall-st., London, ship broker, Nov. 11 at half-past 12, Court of Bankruptcy, London, and. ac.—*Hen. Woodhouse*, Aldermanbury, London, warehouseman, Nov. 13 at 11, Court of Bankruptcy, London, and. ac.—*Hen. Woodhouse* and *Thos. T. Woodhouse*, Aldermanbury, London, warehousemen, Nov. 13 at 11, Court of Bankruptcy, London, and. ac. and div.—*Thos. T. Woodhouse*, Aldermanbury, London, warehouseman, Nov. 13 at 11, Court of Bankruptcy, London, and. ac.—*Joseph Pattenden*, Leonard-street, Shoreditch, Middlesex, general dealer, Nov. 12 at 2, Court of Bankruptcy, London, and. ac.—*Jas. Starkey*, Horseferry-road, Westminster, Middlesex, butcher, Nov. 12 at 2, Court of Bankruptcy, London, and. ac.—*Wm. Child*, Sun-street, Bishopsgate-street, London, shoe mercer, Nov. 12 at half-past 2, Court of Bankruptcy, London, and. ac.—*Wm. S. Brown* the elder and *Wm. S. Brown* the younger, Broad-street, Ratcliff, Middlesex, sail makers, Nov. 12 at 11, Court of Bankruptcy, London, and. ac.—*Thos. H. Pinder*, Southampton, Cheltenham, and Gloucester, tailor, Nov. 12 at 11, Court of Bankruptcy, London, and. ac.—*T. W. T. Dowers*, Took's-court, Curator-street, Chancery-lane, Middlesex, law stationer, Nov. 12 at 11, Court of Bankruptcy, London, and. ac.—*George Shorthouse*, Newport, Monmouthshire, merchant, Nov. 15 at 11, District Court of Bankruptcy, Bristol, and. ac.—*Thos. Bevan*, Bath, and Bristol, stock and share broker, Nov. 15 at half-past 11, District Court of Bankruptcy, Bristol, and. ac.—*Thos. Hill*, Liverpool, ironmonger, Nov. 15 at 11, District Court of Bankruptcy, Liverpool, and. ac.; Nov. 17 at 11, div.—*J. Smith*, Ashton in Mackerfield, Lancashire, cotton spinner, Nov. 15 at 11, District Court of Bankruptcy, Liverpool, and. ac.; Nov. 17 at 11, div.—*Thomas T. Cooke*, Manchester, bill vender, Nov. 15 at 12, District Court of Bankruptcy, Manchester, and. ac.; Nov. 16 at 12, div.—*Joseph Treweek* the younger, Newcastle-upon-Tyne, draper, Nov. 16 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.; Nov. 18 at half-past 1, div.—*J. Lowthian* and *E. J. Brinley*, Newcastle-upon-Tyne, printers, Nov. 18 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Robert Glover* and *Frederick Glover*, Leeds, Yorkshire, dyers, Nov. 13 at 11, District Court of Bankruptcy, Leeds, and. ac. sep. est. *R. Glover*; Nov. 16 at 11, div.—*Richard Barklshaw*, Sheffield, Yorkshire, share broker, Nov. 12 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*Reipb Sheraton*, Leon-green, Leuton, Nottinghamshire, cabinet maker, Nov. 12 at 10, District Court of Bankruptcy, Sheffield, and. ac.—*Joseph Millicamp*, Birmingham, wine merchant, Nov. 13 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*John Bagnall*, Birmingham, builder, Nov. 19 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Chas. Ball*, Lane-end, and Chesdale, Staffordshire, linen draper, Nov. 13 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Thos. Taberner*, Birmingham, corn factor, Nov. 13 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*Wm. U. Doughtrey* and *John Doughtrey*, Kidderminster, Worcestershire, and Bartlett's-buildings, London, carpet manufacturers, Nov. 16 at 12, District Court of Bankruptcy, Birmingham, and. ac.—*James W. Pearl*, Milton-street, Dorset-square, Middlesex, horse dealer, Nov. 12 at half-past 11, Court of Bankruptcy, London, div.—*Richard Wade*, Cheap-side, London, tailor, Nov. 12 at 12, Court of Bankruptcy, London, div.—*H. B. Brockwell*, Oxford-street, Middlesex, draper, Nov. 12 at 2, Court of Bankruptcy, London, div.—*James Andrews*, Kite-hill, Binstead, Isle of Wight, Hampshire, miller, Nov. 12 at 12, Court of Bankruptcy, London, div.—*Edward Sewell*, Old Bond-street, Middlesex, hatter, Nov. 18 at 12, Court of Bankruptcy, London, div.—*George O'ney*, New Bond-street, Middlesex, tailor, Nov. 12 at 12, Court of Bankruptcy, London, fin. div.—*Thos. Kivelpatrick*, Gracechurch-street, London, draper, Nov. 12 at 1, Court of Bankruptcy, London, fin. div.—*H. Beeson* and *J. Beeson*, Foundsitch, London, manufacturers of Fraser's safety ship hearths, Nov. 12 at half-past 12, Court of Bankruptcy, London, fin. div.—*Joseph Morse*, Northrop, Banbury, Oxfordshire, woolstapler, Nov. 12 at 11, Court of Bankruptcy, London, div.—*A. Anderson* and *D. Robertson*, Coleman-street, London, insurance brokers, Nov. 12 at half-past 1, Court of Bankruptcy, London, fin. div.—*John George Brown*, Wallington-terrace, Clapham, Surrey, carpenter, Nov. 13 at 1,

Court of Bankruptcy, London, fin. div.—*James Conlen*, Cheltenham, Gloucestershire, woollen draper, Nov. 11 at 11, District Court of Bankruptcy, Bristol, div.—*Thomas Davies*, Liverpool, merchant, Nov. 15 at half-past 12, District Court of Bankruptcy, Liverpool, div.—*Theo. H. Pullen*, Sheffield, Yorkshire, hosiery, Nov. 12 at 10, District Court of Bankruptcy, Sheffield, div.—*J. L. Butterell*, Doncaster, Yorkshire, grocer, Nov. 12 at 10, District Court of Bankruptcy, Sheffield, div.—*Robt. Barber*, Manchester, druggist, Nov. 29 at 12, District Court of Bankruptcy, Manchester, fin. div.—*Wm. Wilks*, Leeds, Yorkshire, builder, Nov. 13 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Thomas Pys*, King's-road, Chelsea, Middlesex, timber merchant, Nov. 12 at half-past 1, Court of Bankruptcy, London.—*John Thies*, Old Broad-street, London, baker, Nov. 12 at 11, Court of Bankruptcy, London.—*Chas. E. Neale*, Hammersmith, Middlesex, merchant, Nov. 12 at half-past 11, Court of Bankruptcy, London.—*Edward M. Totterdell* and *John Gwynn*, Portsea, Hants, woollen drapers, Nov. 12 at 2, Court of Bankruptcy, London.—*Wm. Amos*, Whitstable, Kent, coal merchant, Nov. 12 at 11, Court of Bankruptcy, London.—*Wm. Child*, Sun-st., Bishopsgate-street, London, shoe mercer, Nov. 12 at half-past 2, Court of Bankruptcy, London.—*Th. Parsons*, Maidstone, Kent, licensed victualler, Nov. 12 at 1, Court of Bankruptcy, London.—*John Bodle*, Addison-road North, and Queen's-road, Netting-hill, Middlesex, builder, Nov. 15 at half-past 11, Court of Bankruptcy, London.—*Isaac Twissend*, Sheerness, Kent, ironmonger, Nov. 13 at half-past 2, Court of Bankruptcy, London.—*H. Talms*, Queen's Head-yard, Southwark, Surrey, hop merchant, Nov. 15 at 2, Court of Bankruptcy, London.—*Jasper Hovey Tipple*, Wymondham, Norfolk, bombazeen manufacturer, Nov. 11 at 11, Court of Bankruptcy, London.—*Afred Rule*, Leadenhall-street, London, ship and insurance broker, Nov. 11 at half-past 12, Court of Bankruptcy, London.—*William Dewhurst*, Huddersfield, Yorkshire, printer, Nov. 20 at 11, District Court of Bankruptcy, Leeds.—*George Miller*, Whitby, Yorkshire, innkeeper, Nov. 16 at 11, District Court of Bankruptcy, Leeds.—*James Agynall*, Halifax, Yorkshire, woolstapler, Nov. 16 at 11, District Court of Bankruptcy, Leeds.—*W. Cos*, Weymouth, Dorsetshire, lath maker, Nov. 17 at 11, District Court of Bankruptcy, Exeter.—*John Ratcliffe*, Derbyshire, wine merchant, Nov. 12 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 13.

*Charles Ternan* and *Charles Ternan* the younger, Polygon, Somers-town, Middlesex, builders.—*F. Perry* the younger, Aetia Friars, London, merchant.—*John Card*, Dilton, Westbury, Wiltshire, miller.—*John Barlow* the elder and *J. Gill*, Calvert's-building's, Southwark, Surrey, and Maidstone, Kent, hop factors.—*Farquhar Macqueen*, Leadenhall-street, London, merchant.—*Lazenby Pearson*, Newcastle-upon-Tyne, currier.—*Edwin Wood*, King William-street, London, tobacconist.—*Evan Thomas*, Aldersgate-st., London, draper.—*Thomas Denman*, Quadrant, Regent's-street, and Buckingham-street, Fitzroy-square, Middlesex, stone mason.—*Joseph Smith*, Gargrave, Yorkshire, worsted spinner.—*John Morris*, Crown-street, Finsbury, and Old Broad-street, Middlesex, leather seller.—*William Hodges*, Kingsgate-street, Holborn, Middlesex, cloth worker.—*Samuel Hartup*, Neithrop, Banbury, Oxford, carpenter.—*Chas. Jas. Hamilton*, High-street, Islington, Middlesex, bookseller.—*Geo. Luck Harvey*, Rood-lane, London, wine merchant.—*James Sharp*, East Riddlesden-hall, Bingley, Yorkshire, coal merchant.

## FIAT ANNULLED.

*Thomas Pearson*, Birmingham, cut nail manufacturer.

## SCOTCH SEQUESTRATIONS.

*John Paterson*, Largs, Ayrshire, builder.—*David Mackay*, Bridgeton, Glasgow, grocer.—*Thomas Richmond*, Seamill, West Kilbride, Ayrshire, miller.—*Riddell*, brothers, Edinburgh, drapers.—*Thos. Coats*, Calton, Edinburgh, recorder.—*David Johnston*, junior, & Co., Glasgow, sewed muslin manufacturers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Lewis Shults*, Bartholomew-street, Exeter, travelling jeweller, Oct. 30 at 10, County Court-house, Exeter.—*William H. Dunsford*, Exeter, commercial traveller, Oct. 30 at 10, County Court-house, Exeter.—*Wm. Hutchings*, Lympstone, Devonshire, out of business, Oct. 30 at 10, County Court-house, Exeter.—*Hannah Bonter*, St. Thomas the Apostle, Devonshire, Oct. 30 at 10, County Court-house, Exeter.—*Benjamin Wedder*, Cruwys Morchard, Devonshire, machine maker, Nov. 11 at 10, County Court-house, Devonshire.—*G. Heppenstall*, Huddersfield, Yorkshire, beer retailer, Oct. 29 at 10, County Court-house, Huddersfield.—*Theo. Samways*, Brookhampton, Backland Newton, Dorsetshire, Cordwainer, Nov. 17 at 3, County Court of Dorsetshire, at Dorchester.—*Henry Howe*, Stockport, Cheshire, provision dealer, Nov. 2 at 12, County Court of Cheshire, at Stockport.—*Thomas Worthington*, Cheddle-beath, near Stockport; Cheshire, grocer, Nov. 2 at 12, County Court of Cheshire, at Stockport.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 5 at 12, before Mr. Commissioner LAW.

*Chas. Duffen*, Charles-cottages, Pitt-st., Peckham, Surrey, tailor.—*Wm. Kelley*, Church-street, Shoreditch, Middlesex, chace-monger.—*John Evans*, Meeting-house-st., Long-alley, Worship-street, Shoreditch, Middlesex, saddler.—*J. Gibson Proudlock*, Asylum-place, Mead's-row, Westminster-road, Lambeth, Surrey, engineer.

Nov. 6 at 11, before Mr. Commissioner HARRIS.

*John Palmer* the younger, Goswell-road, Clerkenwell, Middlesex, boot maker.—*Henry Hutchings*, The Vesper, Blackwall and Gravesend Steam Boat, cook to the steward.—*James Osborne*, Clifton-cottages, Loughborough-road, Brixton, Surrey, traveller to wholesale dealers in tea.—*Charles Webb Coleman*, Woodfield-villas, Woodfield-road, Harrow-road, Paddington, Middlesex, clerk to a railway solicitor.—*Fred. Joe. Hesinville*, Douglas-place, Hackney-road, Middlesex, boot maker.

Nov. 6 at 12, before Mr. Commissioner LAW.

*Wm. Robinson*, Seymour-st., Enston-square, Middlesex, cowkeeper.—*William Jenkins*, Brentwood, Essex, out of business.

Nov. 8 at 10, before the CHIEF COMMISSIONER.

*Samuel Hodges*, Little Windmill-st., Haymarket, Middlesex, saddler.

Nov. 8 at 12, before Mr. Commissioner LAW.

*John Cooper*, Rose-st., Friar's-mount, Bethnal-green, Middlesex, assistant to a builder.

Nov. 8 at 10, before Mr. Commissioner PHILLIPS.

*Wm. Blake Dowling*, Mansfield-st., Goodman's-fields, Middlesex, tailor.—*Mark Jacob Nordon*, Bridge-road, Lambeth, Surrey, accountant.—*Samson Clonier*, Kent-street, Southwark, Surrey, dealer in grindery.—*Jas. Smith*, Great Union-st., Borough-road, Surrey, bookbinder.—*Wm. Eagleton*, Crown-st., Harrow-on-the-Hill, Middlesex, hat maker.—*Fran. Goodwin G. Maddox Mulholland*, Franklin's-row, St. Luke's, Chelsea, Middlesex, draughtsman to an architect.—*Wm. Ward*, Penton-street, Walworth, Surrey, commission-agent.—*Thos. Wild*, Victoria-grove, Stoke Newington, Middlesex, clerk in the Merchant Seaman's Office, Custom House.—*John Vernon* the younger, Rodney-st., Pentonville, Middlesex, artificial flower maker.—*Fred. Thomas*, King's-terrace, Stepney, Middlesex, out of business.

Wednesday, Oct. 29.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Charles Claudius Cook*, Cheyne-walk, Chelsea, Middlesex, licensed victualler in the Queen's Prison.—*Anne Butler*, spinster, St. Peter's-square, Hammersmith, Middlesex, governess: in the Queen's Prison.—*Wm. Houston Urquhart*, Portsmouth-place, Lower Kennington-lane, Lambeth, Surrey, manager of a stereotype foundry: in the Gaol of Horse-monger-lane.—*Wm. Sims*, North-crescent, Bedford-square,



Middlesex, surveyor: in the Debtors Prison for London and Middlesex.— *Jas. Winks*, Queen-st., Pimlico, Middlesex, baker: in the Queen's Prison.—*Israel Lazarus*, Vincent-terrace, Islington, Middlesex, licensed victualler: in the Queen's Prison.— *Jas. Dalton*, Salford, Lancashire, joiner: in the Gaol of Lancaster.— *John Brietley*, Wall-hill-barn, near Dobcross, Yorkshire, woollen weaver: in the Gaol of York.— *Jas. Wakefield*, Braintree, Essex, dealer in straw plait: in the Gaol of Chelmsford.— *James Lees Willoughby*, Cheetwood, Manchester, share broker: in the Gaol of Lancaster.— *Aaron Wood*, Brickbank, near Rochdale, Lancashire, maltster: in the Gaol of Lancaster.— *Wm. Wilkinson*, Church, near Accrington, Lancashire, provision-shop keeper: in the Gaol of Lancaster.— *John Purcell*, Monk Sherbourn, Southampton, victualler: in the Gaol of Winchester.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, as follows:—

Nov. 5 at 10, before Mr. Commissioner HARRIS.

*Samuel Howard*, James-st., Oxford-st., Middlesex, out of business.— *Wm. Neale Walton*, Belvidero-road, Lambeth, Surrey, civil engineer.— *Wm. Hattersley*, Millbank-street, Westminster, Middlesex, piano-forte maker.— *Geo. Barclay*, Woodfield-road, West Harrow-road, Paddington, Middlesex, carpenter.— *Isaac Elkan*, Basing-lane, Bread-st., Cheapside, London, merchant.

Nov. 5 at 10, before Mr. Commissioner LAW.

*Luke Wood*, East-road, City-road, Middlesex, out of business.— *Henry Appleton*, New Hampton, Middlesex, out of business.— *Ann Eckhe*, Albert-square, Commercial-road East, Middlesex, widow.— *Wm. Anan*, Watling-st., London, printer.— *Ben. Broadbridge* the younger, York-place, Denmark-hill, Camberwell, Surrey, architect.— *Wm. Smith*, Old-st., St. Luke's, Middlesex, baker.

Nov. 5 at 10, before Mr. Commissioner PHILLIPS.

*Henry Benthall*, Beaufort-wharf, Strand, Middlesex, coal merchant.— *Geo. Griffiths Forrest*, Bennett-st., Stamford-st., Blackfriars-road, Surrey, check taker at the Surrey Zoological Gardens.— *Wm. Tivley Cope*, Union-court, Holborn-hill, London, barman.— *Whitbread Henry Coleman*, Shepperton-cottages, New North-road, Islington, Middlesex, general commission-agent.— *John Reeves*, Gloucester-place, Kentish-town, Middlesex, silver chaser.— *Geo. Berfitt*, Streatham-common, Streatham, Surrey, bricklayer.— *Wm. Henry Chapman*, York-place, Waterloo-road, Surrey, surgical instrument maker.— *Wm. Griffiths*, Savill-place, Savill-row, and Heddon-court, Regent-st., Middlesex, dealer in dreller.— *James Fuller*, Tooley-st., Borough, Southwark, Surrey, plumber.

Adjourned.

*George Betts*, Edward-st., Hampstead-road, Middlesex, medical student.

Nov. 6 at 10, before Mr. Commissioner LAW.

*Joseph Henry Ellis*, Regent-st., St. James's, Middlesex, shoemaker.

Nov. 8 at 10, before Mr. Commissioner LAW.

*David Moore*, New Charlton, Woolwich, Kent, milkman.— *Richard Terry*, Manor-place, Walworth, Surrey, out of employment.

At the County Court of Worcestershire, at WORCESTER, Nov. 8.

*Richard Durnell*, Bengeworth, Evesham, surgeon.— *L. G. Banks*, Redditch, needle warehouseman.— *Wm. Hen. Dixon*, Upton-upon-Severn, out of business.

At the County Court of Sussex, at LEWES, Nov. 9.

*George Buckwell*, Ditchling, Sussex, retail brewer.

At the County Court of Gloucestershire, at GLOUCESTER, Nov. 12 at 10.

*Robert Park*, Chipping, Campden, Gloucestershire, shop-keeper.

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# The Jurist

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LONDON, OCTOBER 30, 1847.

Two cases of some importance have recently been decided upon the subject of notice of dishonour. The first relates to the sufficiency of the notice in its terms, and the second to the sufficiency of an excuse for not giving it.

The rationale of notice of dishonour is the presumption that the acceptor has funds of the drawer in his hands, and non-payment should be notified to him in order to put him on his guard, that he may withdraw these effects as speedily as possible. The notice may be given by any party to the bill (or by his agent) subsequent to the drawer or other party to whom it is given. It may now be regarded as an established rule, that the notice must shew three things: first, that the bill has been presented for payment; secondly, that it has not been paid; and, thirdly, that the party to whom the notice is given is looked to for payment. (Per Coleridge, J., in *East v. Smith*, 16 Law Journ., N. S., Q. B., 292).

Notice of these things must be given expressly or by necessary implication. The legal meaning of notice in this case is something more than mere knowledge of the facts, and includes an intimation from the party giving it of the fact of dishonour, and that the party to whom it is given is looked to for payment. (Per Parke, B., in *Carter v. Flower*, 11 Jur. 313; 16 Law Journ., N. S., Exch., 201, S. C.; and see *Burgh v. Legge*, 5 Mee. & W. 418; and *East v. Smith*, supra).

And the expression "necessary implication" signifies not natural necessity, but so strong a probability, that an intention contrary to that which is imputed cannot be supposed. (Per Parke, B., in *Lewis v. Gompertz*, 6 Mee. & W. 402).

One of the recent cases to which we have above alluded is *East v. Smith*, (16 Law Journ., N. S., Q. B.,

292), in which the facts were as follow:—It was an action on a bill of exchange by a second indorsee against the drawer. The bill was accepted by one Maclean, indorsed by the defendant to one Day, and by him to the plaintiff. On presentment, and acceptor's refusal to pay, the plaintiff's son went and told Day (the intermediate indorsee) and his foreman, that Maclean had not paid the bill. On the same day the foreman told the defendant that the plaintiff had presented the bill, but that it had not been taken up; on the following morning Day also informed the defendant of the non-payment in similar terms. The question was, whether such notice was sufficient? It will be observed that the notice was not given by the holder of the bill; and it is obvious that a third party or stranger may inform a party to a bill of the fact of its non-payment, without conveying, or intending to convey, to him the meaning that he will be looked to for payment. The informant has no right to the amount; he may be equally liable to pay it with the party informed, and, unless he be the agent of the holder, he has no authority to state expressly, and, therefore, certainly not to imply, that any one will be looked to for payment. In conformity with the principles which we have above stated, such a notice would be insufficient, and so it was accordingly held in this case. Notice that defendant would be looked to for payment was not given expressly, and it was not given by necessary implication, because the parties giving it had no authority to look to him or any one else for payment. Had such notice, however, been given by the holder of the bill, then it seems it would have been sufficient, as necessarily implying that payment was expected from the defendant. If A. is liable to me for a debt in the event of B.'s not paying it at a certain time, and I tell A. that B. has not paid it at that time, my words would convey an intimation to A. that I look to him for pay-



ment. By this distinction, Coleridge, J., in the case we are considering, reconciled his judgment with that of Lord Denman, in *Furse v. Sharwood*, (2 Q. B. Rep. 388), in which it was held, that if the holder communicates to the indorser or drawer merely that the bill has not been paid, it is sufficient. "It may be," says Coleridge, J., "that when a third party makes a statement of the dishonour of a bill, it may not convey to the party to whom it is given notice that he will be looked to for payment; but that, when the notice is given by the actual holder, it must mean that he will look to the party receiving that notice for payment."

The reason for giving notice of dishonour fails where the drawer has not any effects in the hands of the acceptor, for then he is presumed to have notice that the bill will not be paid, and, also, he cannot sustain any injury from the want of notice. *Cessante ratione legis cessat ipsa lex*, in such case, therefore, no notice is necessary to the drawer; but the grounds for this exception to the general rule of law must appear on the record in an action against him in the form of a sufficient excuse sufficiently stated. This exception, which was first introduced in the case of *Bickerdike v. Bollman*, (5 T. R. 405), has been frequently regretted, because it substituted knowledge for notice, and introduced nice distinctions into the law instead of adhering to a plain and intelligible rule. (Per Abbott, C. J., in *Cory v. Scott*, 8 B. & C. 622). The case of *Carter v. Flower* (11 Jur. 313; 16 Law Journ., N. S., Exch., 201) has decided the question as to what amounts to a sufficient excuse for not giving notice to an indorser, who stands on a different footing from a drawer, as he is in the nature of a surety or guarantor of its payment on due presentment, and is presumed to know nothing about the arrangement between the drawee and drawer. (Story on Bills, s. 314). *Carter v. Flower* was an action by an indorsee of a promissory note against the indorser, to whom it had been indorsed by the payee; and the declaration alleged, as an excuse for notice, that, neither at the time when the note was made, nor afterwards and before it became due, nor when it became due and on presentment for payment, had the maker or the payee any effects of the defendant in his hands, nor was there any consideration or value for the making of the note, for the payment thereof, or its indorsement by the payee to the defendant; and that the defendant had not sustained any damage by reason of his not having had notice of non-payment. The last averment of no damage was held to be insufficient, as it would have been in an action against a drawer; (see *Dennis v. Morrice*, 3 Esp. 158, and cases cited in *Carter v. Flower*); and this being rejected, the excuse rested upon these two grounds: first, that the other parties had no effects of defendant in their hands; and secondly, that there was no consideration given by the defendant for the indorsement to him, or by the payee to the maker for the making. Now, both of these allegations might be true, and yet the defendant might have indorsed the note for the accommodation of the payee or maker, in which case he would be entitled to notice, so that he might call on the party in whose favour he indorsed to pay the amount, and, if he himself were compelled to pay, he could recover over against that party. Thus, in *Cory v. Scott*, (3 B. & A.

619), the bill had been drawn for the accommodation of the indorsee, (L. & Co.), and neither drawer nor such indorsee had effects in the hands of the acceptor, the drawer was held entitled to notice of non-payment. It was there said by Bayley, J., "One test is this: suppose the drawer to pay the bill, has he any remedy over against a third person? In the case of *Bickerdike v. Bollman* he had none; but here, if the defendant had paid the bill, he would clearly have had a remedy against L. & Co., (the indorsee), because they impliedly undertook to indemnify him." This case was recognised and acted upon in *Norton v. Pickering*, (8 B. & C. 610); see also *Smith v. Becket*, (13 East, 187).

Henceforth, therefore, it will be necessary, in alleging an excuse for notice in an action against an indorser, to negative the fact of his having indorsed the bill or note for the accommodation of any of the prior parties, and although the form of excuse given in the books of precedents is good against a drawer, (at all events, on general demurrer—see per Parke, B., *Carter v. Flower*), yet it is not sufficient against an indorser.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 408).

Where persons have a previous inchoate right to be admitted into any office, the Court will perfect that right by compelling admission by mandamus. And, where it appeared by affidavit that one of two candidates for the office of registrar of the corporation of the Bedford Level had a majority upon election, by reason of certain illegal votes, the Court granted a mandamus to admit and swear the other, who appeared to have the greater number of legal votes; and this, although the first was admitted and sworn into office, there being no other specific, or, at least, no other such convenient mode of trying the right. (*Re v. The Bedford Level Corporation*, 6 East, 356; 2 Smith, 535; see also *Re v. The Mayor of York*, 4 T. R. 699). So, a mandamus lies to admit an apprentice to the freedom of the city, having served his apprenticeship. (*Townsend's case*, 1 Lev. 91; S. C., Sir T. Raym. 69). The rule in this case is absolute in the first instance. (*Re v. Coventry*, 3 Doug. 236). So, a mandamus was granted to admit to the place of a scholar in a college in the nomination of the mayor of Bristol, to whom the nomination appertained. (*Re v. St. John's, Oxford*, 4 Mod. 368). So, a mandamus to the mayor and aldermen of the city of London, to admit a person into the place and office of alderman; in which case it was held, that the custom set out for the lord mayor and aldermen to inquire into and adjudicate upon elections did not oust the jurisdiction of the Court of King's Bench. (*Re v. London*, 9 B. & C. 1; *Re v. London*, 3 B. & Adol. 255; see also *Re v. Johnson*, 5 Adol. & Ell. 488\*).

\* By the 5 & 6 Will. 4, c. 76, s. 25, on the 9th November in every third year from the passing of the act, one-half of the number of aldermen of every borough who shall have been longest aldermen without re-election shall go out of office, and the council shall elect others from the councillors, or from persons qualified to be councillors, to supply their places. And by sect. 27, whenever any extraordinary vacancy shall have taken place in the office of alderman of any borough, the council of the borough shall, within ten days after that vacancy shall occur, on a day to be fixed by the mayor for such purpose, elect some other fit person to fill such vacancy, either from the councillors, or from the persons qualified to be councillors; and in case any councillor shall be elected to fill the office of alderman, then the vacancy which will thereby be occasioned in the council, shall be filled up at the time and in the manner therein-

The Court will not refuse a mandamus to admit a party to an office to which he has been elected; although it appears, that to a similar mandamus granted in respect of a former election of the same party, a return was made, shewing an excuse valid in law, for not admitting him, for the prosecutor has a right to have the facts stated in the return, in order that he may have an opportunity of controverting the truth of them. (*Res v. London*, 5 B. & Ad. 233; S. C., 1 N. & M. 285). So, a mandamus lies to admit into the office of one of the jurates of a corporation. (*Res v. Ryes*, 2 Burr. 798; S. C., 2 Ld. Ken. 468). If a councillor of a corporation be ousted, and another elected in his stead, and such election be merely colourable, a mandamus will go to permit the ousted party to exercise his office, but not to restore him to his office. (*Res v. The Mayor of Oxford*, 6 Adol. & Ell. 349\*). Any person whose claim shall have been rejected, or name expunged at the revision of the burgess-roll of any borough within the Municipal Corporation Act, may apply before the end of the term then next following to the Court of Queen's Bench for a mandamus to the mayor for the time being of that borough to insert his name upon the burgess-roll, and thereupon the Court may inquire into the title of the applicant to be so inrolled; and if the Court shall award such mandamus, the mayor shall be bound to insert the name upon the burgess-roll, and shall add thereunto the words, "By order of the Court of Queen's Bench," and shall subscribe his name to such words; and thereupon the person whose name shall be added to the burgess-roll, shall be deemed a burgess in all respects as if his name had been put upon the burgess-roll by the mayor and assessors; and upon every such application, the Court shall have power to make such order with respect to costs as to the Court shall seem fit. (*Reg. v. The Mayor of Lichfield*, 1 Adol. & Ell., N. S., 453; *Reg. v. The Mayor of Lichfield*, 2 Adol. & Ell., N. S., 693; *Reg. v. The Mayor of Bridgnorth*, 10 Adol. & Ell. 67; 7 Will. 4 & 1 Vict. c. 78, 241).

Where it appeared that a person, elected mayor of a borough on the day appointed by the usage, was not qualified to accept the office, the Court granted a mandamus to the electors to proceed to a new election; the Court, however, expressed a doubt whether they could with propriety grant the writ in this case. (*Res v.*

after directed; and every person so elected an alderman to fill an extraordinary vacancy, shall hold such office until the time when the person in the room of whom he was chosen would regularly have gone out of office, and he shall then go out of office, but may be re-elected again if qualified. And by sect. 30, on the 1st November in every year, the burgesses in every borough shall openly assemble and elect from the persons qualified to be councillors, the councillors of such borough or such part of them as shall be needed to supply the places of those who shall go out of office. If the 1st November happens on Sunday, the election shall be had on the Monday. Sect. 31, one-third part of the councillors of every borough to go out of office annually. By 7 Will. 4 & 1 Vict. c. 78, s. 26, if the electors neglect or refuse to proceed to an election at the times specified, the Court has the like power to compel them, as granted by 11 Geo. 1, c. 4.

\* The 12 Geo. 3, c. 21, s. 1, enacts, that where any person shall be entitled to be admitted a citizen, burgess, or freeman of any city, town corporate, &c., and shall apply to the mayor or other person having authority to admit citizens, burgesses, or freeman, and give notice, specifying the nature of his claim; and that, in the event of his refusing to admit such person so applying that a writ of mandamus will be applied for to compel such admission; if, after such notice the mayor or other officer shall refuse or neglect to admit such person, and a mandamus issues to compel it, and such person be afterwards admitted in obedience to such writ, such person shall receive from the mayor, &c., so neglecting or refusing all costs to which he shall have been put in procuring such admission, unless the Court shall otherwise order.

*Bedford Corporation*, 1 East, 79; see also *Res v. Cambridge*, 4 Burr. 2008). So, the Court granted a mandamus for the election of a new mayor, although a quo warranto was depending against the new mayor. (*Res v. Bridgwater*, 3 Doug. 379; *Res v. The Corporation of Grampound*, 6 T. R. 301). Where a defendant is ousted on a quo warranto, the prosecutor is entitled to the writ of mandamus for a new election, if he applies in a reasonable time; if he does not, the defendant is entitled to move for the writ; *Res v. M'Kay*, 4 B. & C. 658; S. C., 6 D. & R. 432; *Res v. West Love*, 3 Burr. 1386; *Res v. Wigan*, 2 Burr. 782; but he cannot apply till judgment of ouster be actually signed. (*Res v. West Love*, 3 Burr. 1386\*).

If a party holding a corporate office has been legally elected or appointed, and be removed without sufficient cause, the Court will compel his restoration. Therefore, a mandamus lies to restore to the place of mayor, alderman, or capital burgess, (*Braithwaite's case*, Ventr. 19; *Taylor's case*, Poph. 133; 7 Will. 4 & 1 Vict. c. 78, s. 24); a jurat, (*Anon.*, 1 Lev. 148); a common councilman, (*Res v. Coventry*, 1 Ray. 391; *Jay's case*, 1 Ventr. 302; *Res v. Liverpool*, 2 Burr. 734; *The City of London v. Estwick*, Sty. 32; *Res v. Chester*, 5 Mod. 10); a recorder, (*Res v. The Corporation of Wells*, 4 Burr. 1999; *Hawley's case*, Ventr. 143); a town-clerk, (*Atdeley v. Joy*, Poph. 176; S. C., Noy, 78; *Res v. Cambridge*, Sidf. 14; Sty. 457; see *Dighton's case*, Ventr. 77, 82); a liveryman, (*Taverner's case*, Sir T. Ray. 446); a burgess, (*Clarke's case*, Cro. Jac. 506; *Res v. Wilton*, 5 Mod. 267; *Res v. Tedderley*, Sidf. 14); a bailiff, (Roll. Abr. 450); a serjeant, (Ib.); or high steward, (Impey, Mand. 42, 43). So, the Court granted a mandamus to restore a party to the office of clerk or surveyor to the city works, although it was contended that the office was of a private nature. It seems, that, if the office is acquirable by purchase, and an oath of office, as well as oaths to government, are administered, it will be presumed to be public; and on this ground the Court granted the writ. (*Res v. London*, 2 T. R. 182, n.; see *Iles' case*, Ventr. 142, where it is said a mandamus was denied to one who was said to be master of the lord mayor's waterhouse). So, a mandamus was granted to restore the treasurer of the New River Company, for though it was but a private corporation, yet it was created by the King's letters-patent. (*Res v. London*, Lev. 123; S. C., Sidf. 169; 3 Mod. 334; S. P., *Anon.*, 1 Stra. 696). So, a mandamus was granted to restore one to the office of freeman of the company of free fishermen of the manor of Faversham. (*Res v. Faversham*, 8 T. R. 352). If a burgess, under the Municipal Corporation Act, be wrongfully struck off the burgess-roll, the Court will grant a mandamus to restore it. The Court is bound to inquire into the title of the party seeking to have his name inserted. (*Reg. v. Harwich*, 8 Adol. & Ell. 919; *Reg. v. Eye*, 9 Adol. & Ell. 670). The rule under this statute is not peremptory in the first instance. A party who had been removed from being a member of a corporation, and restored by mandamus, cannot maintain an action for damages against the members of the corporation, who removed him by an act done in their corporate capa-

\* The 5 & 6 Will. 4, c. 76, s. 50, enacts, that every person elected as mayor, alderman or councillor, auditor or assessor of any borough within the act, shall be incapable of acting as such, except in administering the declaration in the act mentioned, until he shall have made and subscribed the declaration therein contained. As the law stood formerly, no person could take upon himself any corporate office, unless within twelve months previously to his election he had partaken of the sacrament. (13 Car. 2, st. 2, c. 1, s. 12). The 9 Geo. 4, c. 17, s. 1, repealed so much of those acts which required the partaking of the sacrament, and substituted a declaration in lieu. Sect. 3 directs the mode in which the declaration shall be administered.

city, nor recover the costs of the mandamus. (*Harrison v. Tappenden*, 1 East, 555; S. C., 3 Esp. 278).

In the event of a party being elected to a corporate office, and refusing to take upon himself and execute the duties of that office, the Court will compel him by mandamus, upon an affidavit stating the election and refusal. (*Re v. Simmons*, 3 Doug. 237). Although it appears, that, "by a bye-law, persons refusing to fill the office are subject to a fine," and that the party elected had paid the fine; for the payment of a fine imposed by the bye-laws of a corporation for refusing to accept a corporate office does not exempt the party elected from serving the office, and the Court will, notwithstanding, grant a mandamus to compel service. (*Re v. Bower*, 2 D. & R. 842; S. C., 1 B. & C. 585; see 5 & 6 Will. 4, c. 76, s. 51). So, the Court granted a mandamus to compel the person elected to take upon himself the office of mayor, although the defendant, who was a common councilman, had once served the office of mayor, and acted as justice of the peace for the town, and had since quitted the town, and resided four miles distant, having only a bank there, and was then acting magistrate for the county; and it was alleged, that the serving the office would compel him to remove his residence to the town, and prevent his acting as magistrate for the county. (*Re v. Leland*, 1 M. & S. 184). So, the Court granted a mandamus to a freeman of the city of Oxford to compel him to take upon himself the office of common councilman, although he had not taken the sacrament within a year before his election. (*Re v. Walker*, 6 M. & S. 277; see 9 Geo. 4, c. 17, which repeals the Corporation and Test Act, so far as relates to receiving the sacrament, and substitutes a declaration in lieu, s. 2).

Where an hospital, established for the relief of poor and needy persons, consisted of a master and twelve poor persons, in whom the advowson of a living was conveyed, to hold to the use of the master and brethren and their successors, and the majority nominated a person at a corporate meeting to fill the vacancy, and the master refused to put the common seal to the presentation, the Court, on application for a mandamus, compelled him to do so, notwithstanding it was insisted that the master's concurrence in the act of the majority was necessary. (*Reg. v. Kendal, clerk*, 1 Adol. & Ell., N. S., 366). The 5 & 6 Will. 4, c. 76, s. 66, enacts, that every officer of any borough or county who shall be in any office of profit at the time of the passing of the act, whose office shall be abolished, or who shall be removed from his office under the provisions of this act, and not re-appointed, shall be entitled to have an adequate compensation, to be assessed by the council, and paid out of the borough fund, for the salary, fees, and emoluments of the office which he shall so cease to hold, regard being had to the manner of the appointment, his term or interest therein, and all other circumstances of the case. Persons claiming such compensation to deliver a statement of his claim to the town-clerk, or, in the event of the claimant himself being the town-clerk, to the treasurer of the borough, setting forth the amount received by him or his predecessors, during each of the preceding five years before the passing of the act, on account of the salary, fees, emoluments, profits, and perquisites, in respect whereof he shall claim such compensation. If the council of the borough should determine against the claim in whole or in part, the party aggrieved to be at liberty to appeal to the Lords Commissioners of the Treasury. The following proviso is then inserted:—Provided also, that every such officer who shall be continued in or re-appointed to such office, under the provisions of this act, and who shall be subsequently removed from such office for any cause other than such misconduct as would warrant removal from an office held during good behaviour, shall be entitled to compensation, in

like manner as if he had been forthwith removed, under the provisions of this act, and had not been continued in or re-appointed to such office. By sect. 7, the compensation to be granted to be secured by a bond of the corporation, under their common seal. Where the steward of a borough, removed under this act, demanded compensation under this section, (sect. 66), as for an office held for life, and the town-council allowed compensation as for an annual office only, and on appeal to the Lords of the Treasury, they awarded compensation on the former principle. The corporation refused to execute the bond directed to be given by sect. 67, whereupon the Court directed a mandamus to compel them to execute it. (*Reg. v. The Mayor of Norwich*, 8 Adol. & Ell. 633; see *Ex parte Lee*, 7 Adol. & Ell. 139; *Reg. v. The Mayor of Cambridge*, 12 Adol. & Ell. 702; *Reg. v. The Mayor of Sandwich*, 2 Adol. & Ell., N. S., 895; *Reg. v. The Mayor of York*, 3 Adol. & Ell., N. S., 550; *Reg. v. The Mayor of Newbury*, 1 Adol. & Ell. 751).

If a party is clearly entitled to compensation under the statute, and the corporation refuse to grant it, the Court will award a mandamus to compel them to do so, unless the amount awarded would be merely nominal. (*Ex parte Lee*, 7 Adol. & Ell. 139). So, if upon appeal to the Lords of the Treasury they have awarded compensation, the Court of Queen's Bench will enforce obedience to the order by compelling the corporation to execute a bond for securing its payment, if within the jurisdiction limited to the Lords of the Treasury by the statute. (*Reg. v. The Mayor of Bridgewater*, 6 Adol. & Ell. 253; *Reg. v. The Mayor of Norwich*, 3 Q. B. Rep. 285; see *Reg. v. The Mayor of Newbury*, 1 Q. B. Rep. 751). So a mandamus lies to the corporation to assess compensation, although on appeal to the Lords of the Treasury they had refused to entertain the application, they considering the claimant not entitled to it, the Court being of opinion that the Lords of the Treasury had exceeded their jurisdiction by inquiring into the title of the applicant. (*Reg. v. The Mayor of Harwich*, 2 Q. B. Rep. 909). So, if a bond be given for the compensation payable by instalments, and the corporation make default, the Court will direct a mandamus to issue in order to compel payment: and if they appear to have no other funds applicable, they will direct that the amount be raised by a borough rate. (*Reg. v. Ledgard and Others*, 1 Q. B. Rep. 616). Whenever a mandamus is applied for to compel a corporation to pay money, it must be shewn on the face of the writ that the prosecutor has no other remedy. (*Reg. v. The Margate Pier Company*, 3 B. & Ald. 220).

Where the bailiff and burgesses of a corporation refused the lord of the manor permission to hold the manor courts in the Guildhall, when they had been usually held there, the Court granted a mandamus to compel them. (*Reg. v. Ilchester*, 2 B. & C. 764; S. C., 4 D. & R. 324; 2 D. & R. 724; *Reg. v. Grantham*, 2 W. Black. 716; *Reg. v. Wigan*, 1 Wils. 76). And where a charter declared that the mayor and jurats of an ancient town might hold a court of record for the holding of pleas, but which had been disused for upwards of thirty years, the Court granted a mandamus to compel such court to be held at the instance of an inhabitant of the town, though not a corporation. (*Reg. v. Hastings*, 1 D. & R. 148; S. C., 5 B. & Ald. 692, n.; *Reg. v. The Mayor of Wells*, 4 Dow. P. C. 562). So where a charter of 2 Jac. 1 granted to the steward and suitors of a manor, power and authority to hold a court for the purpose (amongst other objects) of hearing and determining pleas of debt, &c.; but there had been a non-user for fifty years, the Court granted a mandamus to compel the holding of such court, notwithstanding the non-user. "It being a court established for the public benefit, the words of permission used in the charter are obligatory: and the right of determining

suits like the present cannot be lost by the non-user." Per curiam. (*Res v. Havering-atto-Bower*, 5 B. & Ald. 692; S. C., 2 D. & R. 176, n.) A non-user for 200 years, and the want of funds to hold it, are no answer to a rule for a mandamus commanding them to hold it. (*Res v. Wells*, 4 Dowl. P. C. 562).

So the Court will grant a mandamus to a corporate company to compel them to enrol indentures of apprenticeship, and in such case it is sufficient to state generally that those who have served a free burgess, &c., under indentures of apprenticeship, and whose indentures have been enrolled, are entitled to be admitted to their freedom: that A. B. has served, &c., that his indentures ought to have been enrolled on being tendered, &c., and that they were tendered for that purpose, but that the defendants refused to enrol them, &c. (*Res v. The Coopers' Company, Newcastle-upon-Tyne*, 7 T. R. 543). So to the town-clerk to enrol in one of the public books belonging to a corporation. (*Res v. Marshall*, 2 T. R. 2). If a person is elected to any corporate office, and the officer whose duty it is to administer the oath refuses, the Court will grant a mandamus in order to compel him. (*Bagg's case*, 11 Co. 93 b).

Thus, where the mayor refused to swear the high-steward of a town, the Court granted a mandamus to compel him. (*Baxter's case*, Style, 355). So a mandamus was granted to swear in to the office of mayor. (*Anon.*, Style, 299). So a mandamus lies to compel the placing the corporate seal to the certificate of the election of an officer in the corporation, on an affidavit that he had a majority of legal votes. (*Res v. York*, 4 T. R. 699).

The books of a corporation are in the nature of public books, and may be inspected by a member of the corporation when his interests are at stake.

By 32 Geo. 3, c. 58, s. 4, the mayor, bailiffs, sheriff, town-clerk, or other officer of any corporation, having the custody or power over the records of the same, shall, upon demand of any person, being an officer or member of such corporation, on the payment of one shilling, permit such person on any day or days except Christmas-day, Good Friday, and Sunday, between the hours of nine in the morning and three in the afternoon, to inspect the books and papers wherein the admission or swearing in of the freemen, burgesses, or other members or officers of such corporation shall be entered, and to have copies or minutes of the admission, or the entry of swearing in of any one or more of such freemen, burgesses, or other members or officers, upon payment of sixpence for every one hundred words for writing the same; and if such mayor, bailiff, sheriff, town-clerk, or other officer, shall refuse or deny to any person hereby entitled to demand it, the inspection of such books or papers, or to have copies or minutes thereof as aforesaid, such mayor, bailiff, sheriff, town-clerk, or other officer, shall forfeit and pay the sum of 100*l.*, together with full costs of suit, to him, her, or them who shall inform and sue for the same, within one year after such offence committed, by action of debt, bill, plaint, or information, in any of his Majesty's Courts of record at Westminster, wherein no essoin, protection, wager of law, nor more than one imparlance, shall be allowed.

The 5 & 6 Will. 4, c. 76, s. 35, enacts, that the town-clerk shall permit any burgess to inspect the voting papers of any year on payment of one shilling for every search. If the town-clerk refuse to grant inspection the Court will compel him to do so by mandamus. (*Res v. Arnold*, 4 Adol. & Ell. 657; *Res v. The Sheriffs of Chester*, 1 Chit. 477). Where a demand and refusal has taken place, (*Reg. v. Sealey*, 8 Jur. 496), the Court will almost invariably grant a mandamus to inspect and take copies of corporation books, for every member has a right to refer to the books for any matter which concerns himself, and that although the matter in dispute does not relate to the corporation. (*Res v. The Hostmen of Newcastle-upon-Tyne*, 2 Stra. 1223; *The Mayor of Southampton v.*

*Graves*, 8 T. R. 592). Where an action was commenced for the breach of a bye-law which restrained persons from exercising trades within the limits of a corporate city unless they became freemen, the Court compelled the corporation to allow the defendant to inspect the bye-law in the corporation books. (*Harrison v. Williams*, 3 B. & C. 162; *The Brewers' Company v. Benson*, Barnes, 236; *Res v. Hollister*, Hardw. Rep. 245; *Street v. Brown*, 6 Taunt. 302; *Baseman v. Phillips*, 4 Taunt. 157; *Blakey v. Porter*, 1 Taunt. 386; *Willett v. Sparrow*, 6 Taunt. 676). So where a person had been sued in the court of conscience in London, and was taken in execution, for which he brought an action of trespass, the Court granted a rule for the plaintiff to be at liberty to inspect the book of the proceedings so far as related to the cause against himself, on the ground that every man had a right to look into the proceedings to which he was a party. (*Wilson v. Rogers*, 2 Stra. 1242). So in an action for a malicious prosecution, where it was necessary in order to support the action that the plaintiff should be put in possession of the contents of his examinations before the justices, and of the warrant on which he was apprehended, the Court granted a rule that they might be inspected, and copies taken of the originals produced at the trial. (*Welch v. Richards*, Barnes, 468; *Res v. Smith*, 1 Str. 126; see 1 Chit. C. L. 889). The inspection, when granted, is generally confined to the matter in dispute. The rule for inspection may be said to be confined to cases where civil rights are depending, because, by a well-known rule in criminal cases, a person shall never be compelled to furnish evidence against himself. (Tidd, 9th edit., 595). Whether or not a person is entitled to inspect the books of the quarter sessions appears to be a matter of some doubt. (*Res v. The Sheriff of Chester*, 1 Chit. Rep. 479; per *Abbott, C. J.*, *Herbert v. Ashburner*, 1 Wils. 297; *Res v. Purnell*, Id. 240; Peake's Evid., 4th edit., 98; *Edwards v. Vesey*, Hardw. Rep. 128; Tidd, 6th edit., 625.

(To be continued).

Court Papers.

EQUITY CAUSE LISTS, MICHAELMAS TERM, 1847.

\*.\* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied.—A. Abated—Adj. Adjourned—A. T. After Term—Ap. Appeal—C. D. Cause Day—C. Costs—D. Demurrer—E. Exceptions—F. D. Further Directions—M. Motion—P. C. Pro Confesso—Pl. Plea—Ptn. Petition—R. Re-hearing—S. O. Stand Over—Sh. Short.

Rolls Court.

PLEAS AND DEMURRERS.	Att.-Gen. v. Gilbert
Dean of Ely v. Gayford (6 Pl)	Att.-Gen. v. Birming- } Sh
S O	ham School
Wenham v. Bowman (D)	Holloway v. Jacobs S O, Sh
	Leake v. King } (E, to come
CAUSES.	Same v. Snow } on with
Elderton v. Lack Sh	Same v. Bridger } (F D)
Churchman v. Capon (F)	Williamson v. Gordon S O to
D, C, part heard } E.	assend
Churchman v. Capon } T.	Gibbins v. The Board of Ma-
(Suppl.)	agement of the North
Stourton v. Jerningham To	Eastern Metropolitan Asy-
present petition	lum District & an. 1st C D
Att.-Gen. v. Wright	Davis v. Hotchkiss
(F D, C)	Leake v. King
Att.-Gen. v. Wright } (Part	Leake v. Snow } (F D, C)
(Sup. bill) heard	Leake v. Bridger
Hooper v. Denoon 1st C D	Sanderson v. Dobson (F D, C,
after term	part heard)

Ashwell v. Taylor  
 Knight v. Knight 1st C D  
 Murray v. Scarborough } (F D, C)  
 } S O, Sd  
 Murray v. Crafton }  
 Hemming v. Archer } (F D,  
 Hemming v. Archer } C)  
 Hemming v. Archer } S O,  
 Hemming v. Aroher } part  
 Raworth v. Aroher } heard.  
 Master v. Marquis of Crois-  
 mare (F D, C)  
 Pelly v. Hall  
 Dibbs v. Goren } (F D, C)  
 Dibbs v. Dibbs }

Glover v. Rogers  
 Sinderson v. Williams  
 Knight v. Majoribanks }  
 Knight v. Majoribanks }  
 Knight v. Gibbs }  
 Hooper v. Salmon }  
 Page v. Broom }  
 Page v. Page } (E)  
 Page v. Harris }  
 Page v. Edwards }  
 Page v. Broom }  
 Page v. Whitmore }  
 Page v. Markland }  
 M'Michael v. Kipling (E)  
 Hudson v. Twining } (F D,  
 Heathcote v. Twining } C)  
 Attorney-Gen. v. Churchill }  
 Attorney-Gen. v. Churchill }  
 Boobbyer v. Boobbyer }  
 Philippe v. Watkins (P C) 1st  
 C D

*Tried during Easter Term,*  
 1847.  
 Midd.—Levi v. Irwin  
 TRINITY TERM, 1847.  
 Midd.—Claydars v. Dethick

Load.—Wallington v. Lamb-  
 bert  
 " Crampton v. Green  
 " Russell v. Smith

SPECIAL CASES AND DEMURRERS

FOR MICHAELMAS TERM, 1847.

Those marked thus \* are Special cases—the rest are demurrers.

STANDING FOR JUDGMENT.

Flanders v. Banbury  
 \*Doe d. Biddulph v. Poole  
 \*The Churchwardens, &c. of  
 St. Nicholas, Deptford, v.  
 Sketchley

FOR ARGUMENT.

Lewis v. Harris  
 Howard v. Clarkson  
 Connop & an. v. Levy  
 \*Hilton v. Whitehead  
 \*Maiden v. Fyson  
 Webster v. Watts  
 Hills v. Croll  
 Clarkson v. Glover  
 Vigers v. Dean and Chapter of  
 St. Paul's & ors.  
 Sayer v. Dufaur  
 Harvey v. Sayer  
 Groves v. Barnett & an.  
 King v. Marman & ors.  
 \*Hall v. Bambridge  
 \*Morrell v. Biddle  
 \*The Right Hon. H. Hob-  
 house v. James  
 Nathan v. Lazarus  
 Angell v. Harrison & an.  
 \*Phillips v. Curling  
 Miles v. Blackall  
 \*Jones v. Meares  
 Banks v. Newton (Error)

Meares v. Prangley  
 Filliter v. Phippard (Arrest of  
 Judgment)  
 Reeves & an. v. Pedlar & an.  
 Barber v. Lemon  
 \*Doe d. Lord v. Kingsbury  
 Newbett v. Salmond & ors.  
 Humphreys v. Cooke  
 Laurie & ors. v. Kirk  
 Henshaw v. Fletcher & an.  
 \*Doe d. Snape v. Nevill  
 Ward & ors. v. Liddaman  
 Bailey v. Harris  
 \*Attwood v. Jolliffe & an.  
 Cook v. Gell  
 Bunn v. Lind  
 The Surrey Iron Railway Co.  
 v. Chaplin  
 Hall v. Taylor  
 Lock v. Neale  
 Williamson v. Davies  
 Bowers v. Nixon  
 Cochrane v. Young  
 Jones v. Greatley  
 Clegg & ors. v. Dearden Sp.  
 verdict  
 Berkeley & an. v. Ingram  
 Spence & an. v. Haggiadar  
 \*Doe d. Patrick v. Boyle  
 \*Doe d. Smith v. Birkin  
 \*Dails v. Lloyd & an.  
 Freeman v. Batley

COMMON-LAW CAUSE LISTS, MICHAELMAS TERM.

Court of Queen's Bench.

NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SIT-  
TINGS AFTER TRINITY TERM, 1847.

STANDING FOR JUDGMENT.

Doe d. Earl of Egremont v.  
 Langdon  
 Same v. Courtenay  
 Same v. Williams & an.

FOR ARGUMENT.

HILARY TERM, 1846.

Reg. v. Kensington  
 EASTER TERM, 1846.  
 York—Worth v. Gresham  
 Liverpool—Doe d. Hayward  
 v. Tinslay

MICH. TERM, 1846.

London—Herring v. Meteyard  
 " Simpson v. Margitson  
 York—Lockwood v. Wood  
 Liverpool—Hobson v. Garner  
 Kent—Nunn v. Jackson  
 " Absolon v. Marks  
 Surrey—Carruthers v. West  
 Norwich—Linford v. Fitzroy  
 Carmarth.—Bowen v. Owen  
 Devon—Harrison v. Bankart  
 Cornwall.—Stevens v. Jeacocke  
 Wilts—Robins v. Fennell  
 Somerset—Reg. v. Chorley

*Tried during Mich. Term,*  
1846.

Midd.—Greville v. Stuls & ors.

HILARY TERM, 1847.

Midd.—Richardson v. Berk-  
 ley  
 " Coales v. Simmons  
 " Normansel v. Creft  
 " Doe d. Sumner v.  
 Nash  
 " Reg. v. Long  
 " Reg. v. Button  
 " Blundell v. Drum-  
 mond  
 " Jones v. Blunt  
 " Gent v. Cutts  
 London.—Thame v. Boast  
 " Pennial v. Harbone

London.—Spinks v. Bardell  
 " Sims v. Henderson  
 " Henderson v. Hen-  
 derson  
 " Mitchell v. Moore

*Tried during Hilary Term,*  
1847.

Midd.—Flower v. Roper

EASTER TERM, 1847.

Midd.—Reg. v. Nixon  
 London.—Curling v. Young  
 " Newton v. Belcher  
 " Burrows v. Gabriel  
 Kent—Lilley v. Elwin  
 Surrey—Parratt v. Newte  
 Bedford—Doe d. Crawley v.  
 Gutteridge

Suffolk—Pye v. Mumford  
Norfolk—Angerstein v. Caius  
Coll., Cambridge

Lincoln—Huntley v. Russell  
 Warwick—Bower v. Wood  
 Lancaster—Turner v. Hartley  
 Durham—Wren v. Heslop  
 " Wright v. Gibson  
 York—Nichol v. Alison  
 " Pollock v. Stables  
 " Kilner v. Preston  
 " Lee v. Dawson

Liverpool—Walker v. Mellor  
 " Yates v. Fenton  
 Flint—McKilloch v. Cooke  
 Chester—Sutton v. Swanwick  
 Worcester—Cheahire v. Hair  
 Hereford—Doe d. Huck v.  
 Runall  
 Gloucester—Parratt v. Lam-  
 bert

Somerset—Robertson v. Nor-  
 ris  
 " Reg. v. Inhabs. of  
 Tithing East  
 Mark  
 " Reg. v. Inhabs. of  
 Tithing Moore

ENLARGED RULES

FOR MICHAELMAS TERM, 1847.

Those marked thus \* are to be heard in the Bail Court.

Exp. Williams, in re Vaughan,  
 and in 5 other causes  
 In re Rimington and Dolby  
 In re The Midland Railway  
 Co. & ors.  
 Gee v. Fernley  
 \*In re Neale and Lock  
 \*In re The Great North of  
 England Railway Co. and  
 Ward  
 In re Fenton & ors.  
 \*Smith v. Wetherell  
 Reg. v. The Justices of Ely  
 Same v. Same  
 Same v. Council of Warwick  
 Same v. The Richmond Rail-  
 way Co.  
 Same v. The Council of Cong-  
 leton  
 Same v. The Justices of Wilts  
 Same v. The Governor, &c. of  
 the Poor of Bristol  
 Same v. The Governor, &c. of  
 the Poor of Hull

Second Day.

Cumming v. Ince & ors.  
 Harvey v. Scott  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 Same v. Same  
 \*Bainbridge v. Lax & ors.  
 \*Reg. v. The Justices of Lan-  
 cashire  
 Same v. The Lancaster and  
 Carlisle Railway Co.  
 Same v. Gibson

Third Day.

\*Reg. v. The Commissioners  
 of Birkenhead Docks  
 \*Same v. The Justices of  
 Great Yarmouth

CROWN PAPER, MICHAELMAS TERM, 1847.

Buckinghamsh. Reg. v. Great Western Railway Company.  
 Same ..... Same.  
 Warwickshire.. Collins. (part heard; to stand over  
 till judgment given in Chancery.

Birmingham ..	Reg. v. Phillips & an.
Middlesex .....	Inhabs. of St. George, Bloomsbury.
Cornwall .....	Inhabitants of Mylor.
Middlesex .....	Inhabitants of St. Clement's Danes.
Cheshire .....	Inhabitants of Dukinfield.
Lancashire .....	Inhabitants of Leeds.
Middlesex .....	Belton.
Same .....	Saffrey.
Same .....	Myers.
Buckinghamsh.	Churchwardens of Ashe, Hants.
Middlesex .....	Inhabitants of Hammersmith.
Cheshire .....	Inhabitants of Macclesfield.
Staffordshire ..	Keen.
Carnarvonshire ..	Inhabitants of Holywell, Flintshire.
Cornwall .....	Nicholls.
Worcestershire ..	Commissioners of Dudley Improve- ments.
Lancashire .....	Lord.
Wiltshire .....	Inhabs. of St. Thomas, New Sarum.
Lindsey .....	Inhabitants of Coningsby.
Yorkshire .....	Inhabitants of Carlton.
Same .....	Inhabitants of Addingham.
Wiltshire .....	Inhabitants of Colerne.
Devonshire .....	Inhabitants of East Stonehouse.
Yorkshire .....	Inhabitants of Gomersal.
Leicestershire ..	Shaw.
Middlesex .....	Commissioners of Stamps and Taxes.
Westmoreland ..	Irving.
Same .....	Same.
Middlesex .....	Inhabs. of St. Pancras with Hackney.
Same .....	Same (with St. Luke's).
Surrey .....	London and South-western Railway Company.
Yorkshire .....	Inhabitants of Monk Breton.
Lancashire .....	Armitage.
Essex .....	Inhabitants of Witham.
Surrey .....	Inhabitants of St. Mary, Whitechapel.
Cornwall .....	Riley.
Yorkshire .....	Churchwardens and Inhabitants of Longwood.
Devonshire .....	Warren & ors.
England .....	Chadwick.
Cambridge .....	Inhabitants of Ashwell, Herts.
Surrey .....	Chasemore.
Yorkshire .....	Inhabitants of Ovenden.
Same .....	Inhabitants of Aldborough.
Cheshire .....	Inhabitants of Pott Shrigley.
Durham .....	Mayor of Sunderland.
Yorkshire .....	Preston.
Same .....	Longbottom.
Lancashire .....	Inhabitants of Sheffield.
Same .....	Same.
Manchester .....	Inhabitants of St. Giles,
Lancashire .....	Overseers of Salford.
England .....	Commissioners of England and Wales.
Yorkshire .....	Inhabitants of Halefare.
Middlesex .....	Inhabitants of Harrow on the Hill.
Kent .....	Inhabitants of Chatham.
Worcestershire ..	Cheek & an.
Wiltshire .....	Inhabitants of Shepton Mallet.
Cheshire .....	Inhabitants of Glossop.
Warwickshire ..	Inhabitants of St. Michael, Coventry.
Yorkshire .....	Inhabitants of Halifax.

**Court of Common Pleas.**  
NEW TRIALS.

<b>MICH. TERM, 1846.</b>	
dd.—Shaw v. Clarkson	Corn.—Doe d. Lord v. Crago
nd.—Brown v. De Winton	"   Coode v. Cayzer
"   Hartley v. Cum-	Derby.—Coxe v. Glue
"   mings & an.	"   Same v. Saint
"   Same v. Same	"   Same v. Mousley
"   Baker v. Plaskett	"   Batho v. Batthyany
"   Mollett v. Wacker-	Warw.—Valpy v. Sanders
"   bath & ors.	"   Tunniciift v. Tedd
"   Angle v. Gilpin	"   HILARY TERM, 1847.
"   Maxey v. Thomas	Midd.—Doe d. Miller v. Cla-
"   Coulting v. Coxe (part	"   ridge
heard on 5th June)	"   Varney v. Hickman
	"   Streeter v. Bartlett

London.—Hitchin v. Groome
"   Smith v. Watson
"   Gay & an. v. Lander
"   Miles v. Pope
"   Beaumont v. Brengeri
"   Brown v. Chapman
"   Baker v. Sayer
"   Adlington v. West

**EASTER TERM, 1847.**

Midd.—Morgan v. Earl of
"   Abergavenny
"   Thompson v. Stocken
"   Hume v. Davis
"   Goddard v. Dobson
"   Finney v. Tootell
"   Murray v. Hall
"   Lindus v. Bradwell

London.—Nickels v. Ross
"   Same v. Same
"   Humphreys v. Shut-
"   tleworth
"   Goodlake v. King
"   Green v. Morson
"   Hopwood v. Thorn
"   Ingram v. Symons
"   Barker v. Griffiths
"   Perry v. Parr
"   Blackie v. Pidding

Surrey—Eyre v. Scovell
Denbigh—Beach v. Jones
Chester—Chaddock v. Wil-
"   braham & an.
"   Worthington v. Warring-
"   ington

Gloucester—M'Leod v. Rey-
"   nolds

Salop—Doe d. Bather v.
"   Brayne & an.

Hants—Ansell v. Richards
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Somerset—Card v. Case
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Norfolk—Garrard v. Tuck
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Suffolk—Thorpe v. Barber
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"   Vipan v. Gay & ors.
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"   Same v. Same
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Brecon—Griffiths v. Powell
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Liverpool—Howden v. Stan-
"   dish

**TRINITY TERM, 1847.**

Midd.—Barnes v. Ward
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"   Young v. Geiger
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"   Same v. Same
------------------

London.—Alexander v. Macken-
"   zie

"   Belcher v. Patten
-----------------------

"   Doe d. Royle v. Alli-
"   son

"   Same v. Same
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**ENLARGED RULES.**

*To 1st Day.*

Strickland v. Hawkins
Field v. Mackenzie

*To 6th Day.*

Barnes & an. v. Attwood
Same v. Same

**DEMURRER PAPER.**

*Wednesday, Nov. 10.*

Joel v. Deen
Leigh v. Earl of Balcarras
Hodgkinson v. Taylor
Smart v. Sandars
Jones v. Sawkins
Dicker v. Jackson
Tamlyn v. Woolcock
Owen v. Challis
Sullivan v. Prole
Ratson v. Pratt
Follett v. Hoppe
Cocks v. Purday
Pilbrow v. Pilbrows
Harris v. Marten
Smith v. Kenrick
Howard v. Bennett

Engstrom v. Brightman
Balding v. Crowther
Smith v. Marsack
Croggon v. Ward
Peter v. Daniel
Tripp v. Shrapnell
Mortimer v. Hartley

*Friday, Nov. 12.*

Doe d. Duntze v. Sheppard
White v. Woodward
Finlayson v. Lawrence
Penrice v. Penrice
Same v. Same
Lord Newborough v. Schroder

*Wednesday, Nov. 17.*

Bickford v. Parson
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**CUR. ADV. VULT.**

Patteson v. Holland (to stand	Brown v. Mallett
over till the sci. fa. in Q.	
B. is disposed of)	

**Court of Exchequer.**

SITTINGS—MICHAELMAS TERM, 1847.

	<i>Banc.</i>	<i>Not Privs.</i>
Tuesday .. Nov. 2	{ Peremptory Paper after Motions	.....
Wednesday .... 3	Do. before Motions	Midd. 1st Sitting
Thursday ..... 4	.....	.....
Friday..... 5	.....	.....
Saturday ..... 6	.....	.....
Monday ..... 8	Demurrers	London 1st Sitting
Tuesday ..... 9	{ Errors. Ld. Mayor sworn	.....
Wednesday.... 10	Cases	Midd. 2nd Sitting
Thursday .... 11	.....	.....
Friday ..... 12	{ Demurrers. She- riff's nominated	.....



	<i>Banc.</i>	<i>Nisi Prius.</i>
Saturday..... 13	Crown Cases	.....
Monday..... 15	Cases	.....
Tuesday..... 16	.....	.....
Wednesday.... 17	Demurrers.	London 2nd Sitting
Thursday..... 18	.....	.....
Friday..... 28	Cases	Midd. 3rd Sitting
Saturday..... 20	.....	.....
Monday..... 22	.....	.....
Tuesday..... 23	.....	.....
Wednesday.... 24	.....	.....
Thursday.... 25	.....	.....

**NEW TRIAL PAPER FOR MICHAELMAS TERM, 1847.**

**FOR ARGUMENT.**

*Moved Easter Term, 1847.*  
 Midd.—Hitchcock v. Beavan  
 Lond.—Mason v. Owen  
 " Ralli v. Dennistown  
 " Entwistle v. Dent  
 " Heselstine v. Siggers  
 " Ollive v. Booker  
 " Green v. Laurie  
 " Alexander v. Booker  
 " Barber v. Grace  
 " Pell v. Jones  
 " Phillips v. Fisher  
 Liv'pool—Bayliffe v. Butterworth  
 " Caine v. Horsfall  
 " Broadbent v. Fernley  
 " Whitwell v. Harrison  
 Glo'ster—Christy v. Powell  
 Lewes—Biddle v. Biddle  
 Kingston—Cooper v. Wilks  
 " Hooper v. Williams  
 " Boileau v. Radlin

Kingston—Robinson v. Harman  
 " Newry & Enniskillen Railway Co. v. Edmonds  
 Chester—Bates v. Townley  
 " Same v. Same  
 Cardigan—Doe d. Lewis v. Lewis  
 Winchester—Newlyn v. Shadwell  
 Dorset—Saint v. Cox  
 Taunton—Wait v. Baker  
 " Same v. Same  
*Moved after the fourth day of Easter Term, 1847.*  
 Midd.—Wilkins v. Grant  
 Lond.—Chapman v. Geiger  
*Moved Trinity Term, 1847.*  
 Midd.—Manning v. Bailey  
 " Jacobs v. Hyde  
 Lond.—Chilton v. The London and Croydon Railway Co.

**PEREMPTORY PAPER.**

*To be called on the first Day of Term after the Motions, and to be proceeded with the next Day, if necessary, before Motions.*

Rylands v. Small & ors.  
 Rogers v. Trevethan  
 Thompson v. Langridge  
 Hallett v. Vigne

Howard v. Deacon  
 Evans v. Powis  
 Green v. Crockett

**SPECIAL PAPER.**

**SPECIAL CASES.**

**FOR JUDGMENT.**  
 Wilson v. Eden (heard 4th June, 1847)  
 Hall v. Lack (heard 11th June, 1847)

**FOR ARGUMENT.**  
 Baddeley v. Gingell  
 Doe d. Burton v. White  
 Doe d. Knight v. Spencer  
 Harris v. Hooper  
 Lee v. Stone  
 Taylor v. Dawson  
 Salkeld v. Johnston  
 Galloway v. Cole

Ramsbottom v. Duckworth  
 Marsh v. Davies  
 South-eastern Railway Co. v. Fickford  
 Tobin v. Simpson  
 Morgan v. Jeffreys  
 Molton v. Camroux  
 Belcher v. Bellamy  
 Hamilton v. Spottiswoods  
 Graham v. Allsop  
 Shiell v. Ward  
 Doe d. Knight v. Samson  
 Furness v. Law  
 Royal Mail Steam Packet Co. v. Acraman & ors.

**DEMURRERS.**

**FOR JUDGMENT.**  
 Duncan v. Benson (heard 5th May)  
 Chamberlaine v. The Chester and Birkenhead Railway Co. (heard 8th May)

**FOR ARGUMENT.**  
 Griffiths v. Pike (to stand over till special case settled)

Duke v. Forbes (part heard 7th June)  
 Grout v. Enthoven  
 Spindler v. Grellett  
 Worthington v. Wanklyn  
 Graham v. Allsop  
 Jarvis v. Dircks  
 Alder v. Newman  
 Higgs v. Mortimer

Roper v. Hanson  
 Ramsden v. The Manchester South Junction and Altrincham Railway Co.  
 Hasluck v. The Eastern Counties Railway Co.  
 Porral v. Jones  
 Earle v. Oliver  
 Price v. Woodhouse  
 Kemp v. Nash  
 Same v. Hutton  
 Bryant v. Bobbett  
 Bates v. Townley  
 Kirkwood v. Musgrave  
 Brown v. Whiteway  
 Gravatt v. Ward  
 Collins v. Ozanne  
 Dorrington v. Carter  
 Ricketts v. Phillips  
 Craig v. Levy  
 Parker v. Harrison  
 Eyre v. Waterhouse  
 Lindsey v. Capper

Brins v. Bazelgette  
 Pratt v. Pratt  
 Austen v. Kolle  
 Hewes v. Angell  
 Sedman v. Walker  
 Sadler v. Johnson  
 Davis v. Arden  
 Bass v. Miller  
 Hernaman v. Geach  
 Heale v. Clarke  
 Bullpett v. Doswell  
 James v. Woodhouse  
 Moon v. Durden  
 Davis v. Same  
 Ulph v. Mines  
 Coupland v. Challis  
 Heward v. Ashley  
 Arthur v. Beales  
 Whitmore v. Walker  
 Gathercole v. Miall  
 Bennett v. Bull  
 Cress v. Clark  
 Sladden v. Jennings

**London Gazettes.**

**TUESDAY, OCTOBER 26.**

**BANKRUPTS.**

**WILLIAM LAWRENCE**, Ealing, Middlesex, grocer and tea dealer, and Regent-st., Oxford-st., straw hat manufacturer, (under the name, style, or firm of Nunn & Co.), Nov. 2 at half-past 12, and Dec. 10 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Espin, 40, Bedford-row.—Fiat dated Oct. 22.  
**HENRY MOCKETT**, New Shoreham, Sussex, merchant and innkeeper, coach proprietor, commercial agent, dealer and chapman, Nov. 8 at 1, and Dec. 6 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Mardall, Shoreham; Harbin & Co., Clement's-inn.—Fiat dated Oct. 19.  
**RICHARD SHAKESPEARE**, Banbury, Oxfordshire, tailor and draper, Nov. 4 at 1, and Dec. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Sharp, Verulam-buildings, Gray's-inn.—Fiat dated Oct. 22.  
**JOHN LAXTON**, Frogmore-wharf, Rickmansworth, Hertfordshire, coal merchant and wharfinger, dealer and chapman, Nov. 6 at 1, and Dec. 7 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Tucker & Co., Sea-chambers, Threadneedle-st.—Fiat dated Oct. 19.  
**GEORGE HOLDITCH, JOHN FLINN HOLDITCH, and EDWARD DUNCAN HOLDITCH**, Bank-side, Southwark, Surrey, cider merchants, Nov. 11 at half-past 1, and Dec. 17 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Wire & Child, St. Swithin's-lane.—Fiat dated Oct. 18.  
**CHARLES FLETCHER**, Regent-street, Middlesex, watch maker, dealer and chapman, Nov. 3 and Dec. 1 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Taylor & Collison, Great James-street, Bedford-row.—Fiat dated Oct. 22.  
**ANTHONY CARTER**, Romford, Essex, saddler, dealer and chapman, Oct. 29 at half-past 11, and Dec. 2 at half-past 2, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Rickards & Co., Lincoln's-inn-fields.—Fiat dated Oct. 22.  
**HENRY KNAPP**, Abingdon, Berkshire, banker, (carrying on business under the style of Knapp & Co., at Abingdon), Nov. 10 at 12, and Dec. 23 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Ormond, Abingdon, Berkshire; Neate, 57, Lincoln's-inn-fields.—Fiat dated Oct. 18.  
**THOMAS RIDEHOUGH and JOHN RIDEHOUGH**, Mytholm Royd, Halifax, Yorkshire, worsted spinners and manufacturers, dealers and chapmen, Nov. 9 and Dec. 7 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Alexander & Hammerton, Halifax; Courtney, Leeds; Emmett & Co., Bloomsbury-square, London.—Fiat dated Oct. 15.

- THOMAS MARTIN**, Nicholas-square, Hackney-road, Middlesex, licensed victualler, dealer and chapman, Nov. 4 at half-past 1, and Dec. 8 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Thrupp, Winchester-buildings.—Fiat dated Oct. 5.
- HOWARD HORSLEY**, Liverpool, warehouseman, cow-keeper, dealer and chapman, Nov. 5 and 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Irlam & Fletcher, Liverpool; Vincent, Temple, London.—Fiat dated Oct. 18.
- ANDREW LEIGHTON**, Liverpool, broker, merchant, flax and jute spinner, dealer and chapman, Nov. 5 and 26 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Jevons, Liverpool; Rowland & Co., 38, Threadneedle-st., London.—Fiat dated Oct. 19.
- ROBERT DAVIES EVANS**, Wrexham, Denbighshire, draper, Nov. 5 and 30 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Hughes, Wrexham; Evans & Sons, Liverpool; Philpot, jun., Montague-street, Russell-square.—Fiat dated Oct. 19.
- RICHARD SCHOLES**, Bury, Lancashire, grocer and flour dealer, dealer and chapman, Nov. 9 and 30 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated Oct. 22.
- THOMAS DAWBER**, Manchester, calico printer, dealer and chapman, Nov. 5 at 11, and Nov. 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Higson & Robinson, Manchester; Johnson & Co., Temple, London.—Fiat dated Oct. 19.
- JOEL GEE**, Dukinfield, Cheshire, cotton spinner, dealer and chapman, Nov. 9 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-st., Bedford-square, London.—Fiat dated Oct. 15.
- JAMES GUEST**, Manchester, cotton spinner and manufacturer, dealer and chapman, Nov. 6 and Dec. 2 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Atkinson & Co., Manchester; Abbott, 10, Charlotte-street, Bedford-square.—Fiat dated Oct. 22.
- WILLIAM SMITH**, Colne, and Trawden, Lancashire, cotton manufacturer, dealer and chapman, Nov. 9 and Dec. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Oct. 18.
- MARY WARBURTON**, Freetown, Bury, Lancashire, hat manufacturer, victualler, dealer and chapwoman, Nov. 9 and 30 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated Oct. 19.
- JOHN HOOPER**, Honiton, Devonshire, market gardener, dealer and chapman, Nov. 4 and 30 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Laidman, Exeter; Clowes & Co., Temple, London.—Fiat dated Oct. 19.
- ARTHUR JAMES**, Newcastle-upon-Tyne, oil, colour, and glass merchant, dealer and chapman, Nov. 5 at half-past 10, and Dec. 17 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Forster, Newcastle-upon-Tyne; Bolding & Pope, 9, Scott's-yard, Bush-lane, London.—Fiat dated Oct. 19.
- JOHN ROSS**, Ilkeston, Derbyshire, hosier, draper, and grocer, Nov. 5 and Dec. 3 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sol. Brown, Nottingham.—Fiat dated Oct. 12.
- HENRY TURNER**, Wolverhampton, Staffordshire, scrivener, dealer and chapman, Nov. 3 and 27 at 1, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Robinson, Wolverhampton; Motteram & Knowles, Birmingham.—Fiat dated Oct. 19.
- JOHN LENTON**, Bourn, Lincolnshire, butcher, dealer and chapman, Nov. 5 and Dec. 3 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Lees, Nottingham.—Fiat dated Oct. 16.
- DANIEL PEARSON**, Dudley Port Foundry, Tipton, Staffordshire, engine manufacturer, dealer and chapman, Nov. 10 and Dec. 1 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Bolton, Dudley; Motteram & Knowles, Birmingham.—Fiat dated Oct. 15.
- MENTINGS.**
- Joseph Graham* the elder, Alnwick, Northumberland, bookseller, Nov. 22 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, pr. d.—*George Bagnall*, Newcastle-upon-Tyne, music seller, Nov. 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*Joseph Moses*, Neithrop, Banbury, Oxfordshire, woolstapler, Nov. 12 at 11, Court of Bankruptcy, London, last ex.—*Wm. Armstrong*, Norwich, draper, Nov. 17 at 12, Court of Bankruptcy, London, and ac.—*Sir Fras. Charles Knowles*, Bart., Queen-street, May-fair, Middlesex, Nov. 17 at 1, Court of Bankruptcy, London, and ac.—*Rich. Abbey* and *James Smith*, Acre-lane, Clapham, Surrey, brewers, Nov. 17 at 2, Court of Bankruptcy, London, and ac.—*Thomas Byers*, Upper Lisson-street, Lisson-grove, St. Marylebone, Middlesex, licensed victualler, Nov. 17 at 1, Court of Bankruptcy, London, and ac.—*Wm. Jolley*, Charing-cross, Westminster, Middlesex, poulterer, Nov. 17 at half-past 12, Court of Bankruptcy, London, and ac.—*James Laby* and *Thos. James Laby*, Barking, Essex, coal merchants, Nov. 17 at half-past 11, Court of Bankruptcy, London, and ac.—*Benj. Gage*, Gosport, Southampton, victualler, Nov. 16 at 2, Court of Bankruptcy, London, and ac.—*Charles Houghton*, Farringdon-street, London, ironmonger, Nov. 16 at half-past 12, Court of Bankruptcy, London, and ac.—*Frederick Cornell*, Halstead, Essex, ironmonger, Nov. 16 at half-past 11, Court of Bankruptcy, London, and ac.—*Joseph Worters*, Groton, Suffolk, butcher, Nov. 16 at 11, Court of Bankruptcy, London, and ac.—*Jos. Ager*, Northampton, shoe manufacturer, Nov. 16 at 11, Court of Bankruptcy, London, and ac.—*James Richardson*, Union-street, Spitalfields, Middlesex, glass dealer, Nov. 19 at 2, Court of Bankruptcy, London, and ac.—*Henry Tamlyn*, Totton, Eling, Hampshire, coal merchant, Nov. 16 at half-past 12, Court of Bankruptcy, London, and ac.—*J. Bagnall*, Birmingham, builder, Nov. 13 at 12, District Court of Bankruptcy, Birmingham, and ac.—*Joseph Cleaver* the younger, Coventry, victualler, Nov. 30 at 12, District Court of Bankruptcy, Birmingham, and ac.—*Thomas Sleddon*, New Mills, Derbyshire, cotton spinner, and Liverpool, cotton broker, Nov. 22 at 11, District Court of Bankruptcy, Liverpool, and ac.—*G. Hadfield*, Liverpool, and Poulton cum Seascombe, Cheshire, paint manufacturer, Nov. 16 at 12, District Court of Bankruptcy, Liverpool, and ac.—*R. W. Roberts*, Liverpool, builder, Nov. 23 at 11, District Court of Bankruptcy, Liverpool, and ac.—*T. McConkey* and *A. Howie*, Lambeg, Down, bleachers, Nov. 19 at 12, District Court of Bankruptcy, Liverpool, and ac.; Nov. 23 at 12, div.—*Wm. H. Bernard* and *Chas. Bernard*, Liverpool, merchants, Nov. 19 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Fred. Berner*, West Kirby, and Birkenhead, Cheshire, tea dealer, Nov. 19 at 11, District Court of Bankruptcy, Liverpool, and ac.; Nov. 23 at 12, div.—*Ed. Rogers*, Everton, Liverpool, licensed victualler, Nov. 19 at 11, District Court of Bankruptcy, Liverpool, and ac.—*James White*, Stanley, West Derby, Walton-on-the-Hill, Lancashire, joiner, Nov. 19 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Joseph Carns* the younger, Falmouth, Cornwall, grocer, Nov. 17 at 11, District Court of Bankruptcy, Exeter, and ac.—*Chas. Burrows*, East Stonehouse, and *John Gliddon*, Plymouth, Devonshire, beer brewers, Nov. 16 at 1, District Court of Bankruptcy, Exeter, and ac.; Nov. 17 at 11, div. joint and sep. est.—*Geo. Bagnall*, Newcastle-upon-Tyne, music seller, Nov. 17 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; Nov. 18 at half-past 10, div.—*Wm. Darling Hay*, Newcastle-upon-Tyne, biscuit baker, Nov. 18 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.; at 12, and ac.; Nov. 22 at half-past 10, div.—*Edward Davis Hall*, Walsall, Staffordshire, carrier, dealer and chapman, Nov. 16 at 12, District Court of Bankruptcy, Birmingham, and ac.—*Robert Cogswell*, Leicester-square, Middlesex, glass merchant, Nov. 20 at 1, Court of Bankruptcy, London, div.—*Wm. Jennings*, Bungay, Suffolk, maltster, Nov. 20 at half-past 1, Court of Bankruptcy, London, fin. div.—*Francis Wakefield* and *Charles Greeves Wakefield*, Old Broad-st., London, brokers, Nov. 17 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Morton*, Cannon-street-road, Commercial-road, Middlesex, draper, Nov. 17 at 11, Court of Bankruptcy, London, div.—*Wm. Burrows*, Grove-st., Hampstead-road, Middlesex, builder, Dec. 1 at 11, Court of Bankruptcy, London, div.—*Lewis Bryant*, Stamford-hill, Middlesex, coal merchant, Nov. 18 at 12,

Court of Bankruptcy, London, div.—*Joseph Ager*, Northampton, boot manufacturer, Nov. 19 at 1, Court of Bankruptcy, London, div.—*Wm. Smith Brown* the elder and *W. Smith Brown* the younger, Broad-st., Ratcliff, Middlesex, sail makers, Nov. 19 at 11, Court of Bankruptcy, London, div.—*Charles Vyse*, Ludgate-st., London, straw-bonnet maker, Nov. 19 at half-past 2, Court of Bankruptcy, London, div.—*Mary Bliz. Bell*, widow, and *Jas. Bell*, Finch-lane, Cornhill, London, newsvenders, Nov. 19 at half-past 1, Court of Bankruptcy, London, div.—*Thos. Hutchens Pinder*, Southampton, also of Cheltenham, Gloucestershire, and also Gloucester, tailor, Nov. 19 at half-past 11, Court of Bankruptcy, London, div.—*Charles Houghton*, Dudley-grove, Paddington, Middlesex, ironmonger, Nov. 19 at 12, Court of Bankruptcy, London, div.—*Isaac Boyd* and *Richard Harmer*, Spital-square, Middlesex, silk manufacturers, Nov. 17 at 12, Court of Bankruptcy, London, div.—*James Coney*, Holderness-wharf, Harrow-road, Middlesex, mason, Nov. 16 at 2, Court of Bankruptcy, London, div.—*Thos. Hen. May*, Little Britain, London, baker, Nov. 16 at 1, Court of Bankruptcy, London, div.—*Wm. Tydemans*, Chelmsford, Essex, timber merchant, Nov. 19 at 12, Court of Bankruptcy, London, div.—*Richard Hayday*, Milk-st., Cheapside, London, silk warehouseman, Nov. 19 at 11, Court of Bankruptcy, London, div.—*Joseph Carne* the younger, Falmouth, Cornwall, grocer, Nov. 18 at 1, District Court of Bankruptcy, Exeter, div.—*Charles Fox*, Kingston-upon-Hull, victualler, Nov. 17 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Timothy Leek*, Woodbridge, Suffolk, basket maker, Nov. 16 at 12, Court of Bankruptcy, London.—*Wm. Everett*, Drury-lane, Middlesex, out of business, Nov. 17 at half-past 1, Court of Bankruptcy, London.—*Edmund Maude*, *William Henry Jones*, *George Maude*, and *Wm. Aspdin*, Northfleet, Kent, Portland cement manufacturers, Nov. 16 at 11, Court of Bankruptcy, London.—*Wm. Henry Pitcher*, Guildford-st., Russell-square, Middlesex, dealer and chapman, Nov. 17 at 11, Court of Bankruptcy, London.—*Henry Simmonds*, Gresham-rooms, Basinghall-st., London, law stationer, Nov. 16 at 11, Court of Bankruptcy, London.—*James Jones*, Birkenhead, Cheshire, chemist, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Henry North*, Liverpool, grocer, Nov. 16 at 12, District Court of Bankruptcy, Liverpool.—*Wm. Scott*, Liverpool, hardware dealer, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Ward*, Liverpool, cloth dealer, Nov. 16 at 12, District Court of Bankruptcy, Liverpool.—*Robert Wright Roberts*, Liverpool, builder, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*Henry Francis Aldridge*, Liverpool, music seller, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*Walter Crosse*, Liverpool, stock broker, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Robinson*, Liverpool, blacksmith, Nov. 16 at 11, District Court of Bankruptcy, Liverpool.—*John Jones*, Ledbury, Herefordshire, brewer, Nov. 30 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 16.

*Christopher Green*, St. Mary Overies'-dock, Southwark, Surrey, wharfinger.—*James Wilson Pearl*, Milton-st., Dorset-square, Middlesex, horse dealer.—*Thos. Stirling* the elder and *Wm. Stirling*, Stratford, Essex, slaters.—*Thomas Bowles*, Horsham, Kent, victualler.—*Wm. Wain*, Manchester, pocket-book maker.—*Robert Weston*, Manchester, musical instrument seller.—*Thos. Hill*, Liverpool, ironmonger.—*T. Yates*, Liverpool, joiner.—*John Foster* and *William Davey*, Hunslet, Leeds, Yorkshire, flax spinners.—*Thos. Acling*, Highworth, Wiltshire, corn dealer.—*Wm. Crump*, Abergavenny, Monmouthshire, innkeeper.

#### PARTNERSHIP DISSOLVED.

*Robert Carr Foster*, *William Carr Foster*, and *Henry Seymour Westmacott*, John-street, Bedford-row, Middlesex, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*John Waddell*, Cumbernauld, baker.—*David M'Farlane*, Rysland, Mearns, Renfrewshire, farmer.—*John M'Farlane*,

*Gartoannel*, New Kilpatrick, Dumbartonshire, farmer.—*Wm. Murray*, Dundee, ironmonger.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Haslam*, Moorside, Bury, Lancashire, out of business, Nov. 10 at 10, County Court of Lancashire, at Bury.—*Wm. Battle Curtis*, Bristol, baker, Nov. 26 at 12, County Court of Gloucestershire, at Bristol.—*Henry Fras. Watkins*, Bristol, clerk to corn merchants, Nov. 26 at 1, County Court of Gloucestershire, at Bristol.—*Chas. Rawlins*, Bristol, baker, Nov. 26 at 11, County Court of Gloucestershire, at Bristol.—*Wm. Symonds*, Birmingham, bricklayer, Nov. 2 at 2, County Court of Warwickshire, Birmingham.—*Robert Lang*, Liverpool, bookkeeper, Nov. 8 at 10, County Court of Lancashire, at Liverpool.—*Charles Crapp*, Nov. 8 at 10, County Court of Cornwall, at Helston.—*Henry Kearton*, Bath, Somersetshire, beer retailer, Nov. 13 at 1, County Court of Somersetshire, at Bath.—*Harriet Stapleton*, Bath, schoolmistress, Nov. 6 at 1, County Court of Somersetshire, at Bath.—*Charles Love*, Kingston-upon-Hull, model maker, Nov. 20 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*William Long*, Chard, near Knowle St. Giles, Somersetshire, baker and farmer, Nov. 17 at 3, County Court of Somersetshire, at Chard.—*James Edge*, Great Bolton, Lancashire, joiner, Nov. 12 at 12, County Court of Lancashire, at Bolton.—*William Evans*, Liverpool, upholsterer, Nov. 8 at 10, Liverpool District County Court, at Liverpool.—*Joseph Taw*, Blackfordby, Leicestershire, hawker, Nov. 23 at 10, County Court of Leicestershire, at Aahby-de-la-Zouch.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 10 at 12, before Mr. Commissioner LAW.

*John Cayton*, York-st., Camden-town, Middlesex, chimney sweeper.

Nov. 10 at 10, before Mr. Commissioner PHILLIPS.

*Edward Collier Scott Blake*, Lancaster-place, Strand, Middlesex, architect.—*Chas. Gunner*, Manchester-road, Isle of Dogs, Middlesex, smith.—*James Augustus Whiskard*, Park-walk, King's-road, Chelsea, Middlesex, money taker at Cremorne-gardens, Chelsea.—*Jos. Belasco*, Eagle-court, Little Catherine-st., Strand, Middlesex, dealer in fruit.

Nov. 11 at 10, before the CHIEF COMMISSIONER.

*Richard Mersh*, Wellington-place, St. Dunstan, Stepney, Middlesex, twine spinner.—*Henry Kemp*, Jeffery's-terrace, Bridge-st. East, Mile-end, Middlesex, coal weigher.

Saturday, Oct. 23.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Waldron Kelly*, Stanstead, Essex, out of business, No. 59,183 T.; *Charles Randle*, assignee.—*Daniel Elias*, Chorley, Lancashire, draper's assistant, No. 68,125 C.; *Frederick Kenderdine*, assignee.—*Henry Storer*, Kingston-upon-Hull, cement manufacturer, No. 68,495 C.; *A. Bannister*, assignee.—*Jonathan Frankis*, Painswick, Gloucestershire, farmer, No. 53,878 C.; *Wm. Herbert*, assignee.—*Alex. Ingram*, Gifford-street, Hoxton Old-town, Middlesex, baker, No. 59,192 T.; *Jabez Vines*, assignee.—*Thos. Hayward*, Wilmington-square, Clerkenwell, Middlesex, carver in wood, No. 59,099 T.; *Wm. Winch*, assignee.

Saturday, Oct. 23.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

*Wm. Sympson*, Paulton-terrace, Paulton-sq., King's-road, Chelsea, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Jas. Muagrove* the younger, Marygold-street, Bermondsey-wall, Bermondsey, Surrey, bricklayer: in the Gaol of Surrey.—*Thos. Smith*, Howard's-place, Hackney-road, Middlesex, shopman to a grocer: in the Debtors Prison

for London and Middlesex.—*Wm. Freeman*, Victory-street, Deptford, Kent, shoemaker: in the Gaol of Surrey.—*George Woodford*, Mary-st., High-street, Poplar, Middlesex, ship rigger: in the Debtors Prison for London and Middlesex.—*Fisher Jackson*, Ann-st., Upper Chapman-st., St. George's in the East, Middlesex, pensioner of the Honourable East India Company: in the Debtors Prison for London and Middlesex.—*John Wilkins*, Hensbridge-pl., Ordnance-road, St. John's-wood, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Toms*, Bow-lane, Cheapside, London, butcher: in the Debtors Prison for London and Middlesex.—*H. Sims*, North-st., Sloane-street, Knightsbridge, Middlesex, milkman: in the Debtors Prison for London and Middlesex.—*George Webb*, Charlwood-cottage, Putney, Surrey, clerk in the commander-in-chief's office, Whitehall: in the Debtors Prison for London and Middlesex.—*Emmerson Nicholson*, Gateshead, Durham, painter: in the Gaol of Newcastle-upon-Tyne.—*James Bartholomew*, Fareham, Southampton, manufacturer of iron: in the Gaol of Winchester.—*Rob. Harkness*, Birkenhead, Chester, joiner: in Chester Castle.—*David Noot*, Penquary, Egremond, Carmarthen, farmer: in the Gaol of Carmarthen.

The following Prisoner is ordered to be brought up before the Court, in Portugal-street:—

Nov. 9, at 10, before the CHIEF COMMISSIONER.

*Robert Fox*, Elizabeth-place, Westminster-road, Surrey, beer-shop keeper.

At the County Court of Gloucestershire, at GLOUCESTER, Nov. 12.

*Joseph Appley*, Iron Acton, Sodbury, sawyer.

At the County Court of Lancashire, at LIVERPOOL, Nov. 17 at 2.

*Edward Harding*, Liverpool, book keeper.—*P. Worsley*, Liverpool, coach maker.

At the County Court of Yorkshire, at KINGSTON-UPON-HULL, Nov. 20 at 10.

*Thos. Hodgson*, Kingston-upon-Hull, brass founder.—*G. Myers*, Kingston-upon-Hull, out of business.—*G. Simpson*, Kingston-upon-Hull, joiner.

At the County Court of Lancashire, at LANCASTER, Nov. 10 at 10.

*Thomas Richards Charleworth*, Manchester, clerk to the Manchester and Leeds Railway Company.—*H. S. Fildes*, Manchester, commission agent.—*John Whitlow*, Cheetham, near Manchester, out of business.—*Jonathan Foster*, Liverpool, out of business.—*R. Walker*, Manchester, licensed victualler.—*James Mooney*, Manchester, carver and gilder.—*Henry Stevens*, Manchester, out of business.—*Thomas Tipping*, Salford, out of business.—*J. Cheatle*, Lancaster, out of business.—*George Harding*, Ashton-under-Lyne, shoemaker.—*Abner Brunsell*, Foulridge, near Colne, inkkeeper.—*William W. C. Kirkham*, Manchester, brass founder.—*Thomas Bilton*, Belton-le-Moors, officer of excise.—*Wm. Whittaker*, Hall-head, Wiltshire, near Blackburn, farmer.—*Wm. Curt*, Liverpool, traveller for a snuff manufacturer.—*Henry Dixon Mead*, Hulme, Manchester, out of business.—*Fred. Ault*, Liverpool, timber broker.—*Chas. D. Hackett*, Liverpool, organist.—*J. Gee*, Manchester, commission agent.—*Andrew M'Kibbin*, Manchester, linen yarn merchant.

Nov. 11, at the same hour and place.

*Thos. Nuttall*, Manchester, out of business.—*J. Howler*, Salford, Blackburn, out of business.—*John Dunn*, Accrington, shoe maker.—*John Britton*, Lancaster, out of business.—*Samuel Horrocks*, Siddall, Hopwood, near Middleton, coal miner.—*Jonathan Crenshaw*, Water Barn, near Newchurch, out of business.—*John Waring*, Lancaster, out of business.—*Michael Cox*, Liverpool, out of business.—*John Midgley*, Liverpool, car proprietor.—*William Brewer*, Preston, out of business.—*Daniel Misher*, Redbank, Cheetham, Manchester, iron dealer.—*William Jones*, Preston, block cutter.—*Thomas Jones*, Fleetwood-on-Wyre, out of business.—*Rob. Matthews*, Liverpool, grocer.—*James Perret*, Liverpool, ornamental plasterer.—*Duckett Taylor*, Tatham, in no business.—*William Merritt*, Salford, Manchester, in no business.—*Edward Jas. Dunderdale*, Ribblesden, near Preston, in no business.—*Eliz. Pilkington*, widow, Manchester, out of business.

Nov. 12 at the same hour and place.

*John Bews*, Rochdale, out of business.—*George Weatherby Archbold*, Liverpool, mate.—*George Clark*, Salford, Manchester, linen draper.—*Henry Taylor*, Lane Ends, Church, near Blackburn, block cutter.—*Ashton Lees*, Royton-road, near Oldham, out of business.—*William Bailey the younger*, Hulme, Manchester, straw dealer on commission.—*Edmond Isherwood*, Manchester, butcher.—*Wm. Whitehead*, Heaton Norris, Lancaster, out of business.—*Wm. Frederic Lane*, Manchester, shopman to an ironmonger.—*Thomas Jackson*, Manchester, confectioner.—*Joseph Davies*, Stretford, near Manchester, gardener.—*William Dore*, Heaton Norris, near Manchester, out of business.—*John Burton*, Walton-le-Dale, near Preston, licensed victualler.—*John Jackson*, Hanakin, near Hawkshead, in no business.—*Richard Liprot*, Manchester, agricultural implement dealer.—*Bernard Cannon*, Manchester, clothes dealer.—*Francis Kelly*, Manchester, out of business.—*Wm. Procter*, Salford, butcher.—*Jos. Garner*, Hulme, baker.—*James Greenhalgh*, Accrington, watchmaker.

Nov. 13, at the same hour and place.

*John Thompson*, Liverpool, out of business.—*Frederick H. Oolee*, Oldham, watchmaker.—*George Harnett*, Manchester, boot maker.—*Mayall Robinson*, Manchester, dealer in cotton waste.—*Jos. Burgess*, Chorlton-upon-Medlock, Manchester, out of business.—*Jeboon Oddy*, Manchester, out of business.—*Moses Ratcliffe*, Leigh, retail dealer in coals.—*Iras Robinson*, Waterhead-mill, near Oldham, out of business.—*T. Robinson*, Oldham, cotton spinner.—*John Anderson*, Chorlton-upon-Medlock, Manchester, general commission agent.—*Jas. Lees Willoughby*, Manchester, attorney at law.—*R. Read*, Blackburn, porter.—*Hannah Cotter*, Liverpool, out of business.—*John Farrington*, Hulme, assistant to a pawnbroker.—*John Albiston*, Chorlton-upon-Medlock, Manchester, share broker.—*Thos. Calvert*, Blackburn, cotton manufacturer.—*Samuel Edgley Potter*, Manchester, drysalter.—*Thos. Quinn*, Liverpool, dealer in Manchester smallware.

Nov. 15, at the same hour and place.

*Henry Ecroyd*, Salford, out of business.—*W. Butterworth*, Salford, out of business.—*T. Chaloner*, Manchester, grocer.—*Thomas Warburton*, Outwood, Pilkington, near Bury, time keeper on the East Lancashire Railway.—*Ann Palmer*, Manchester, in no business.—*John Staff*, Piggah, near Rochdale, farm labourer.—*Lawrence Crowther*, Wood, near Rochdale, basket maker.—*Aaron Wood*, Brick-bank, near Rochdale, out of business.—*John Atkinson*, Colne, commission agent.

MEETING.

*John Capner the younger*, Birmingham, licensed victualler, Nov. 17 at 12, Collis's, Bennett's-hill, Birmingham.

FRIDAY, OCT. 29.

BANKRUPTS.

**JOSEPH MABBOTT**, Milton near Gravesend, Kent, printer and publisher, dealer and chapman, Nov. 12 at 11, and Dec. 9 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Wilkinson, Nicholas-lane, Lombard-street.—Fiat dated Oct. 15.

**JOSEPH HILL** the younger, Southampton, builder, surveyor and brick maker, dealer and chapman, Nov. 10 at 11, and Dec. 8 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Braikenridge, Bartlett's-buildings, Holborn, London.—Fiat dated Oct. 25.

**GABRIEL GUSTERSON**, Paradise-walk, Quorn's-road West, Chelsea, Middlesex, builder, dealer and chapman, Nov. 4 at half-past 2, and Dec. 9 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Piewe, Old Jewry-chambers.—Fiat dated Oct. 25.

**HENRY PAINNELL FLASHMAN**, Butts-street, Brompton, Middlesex, soda water manufacturer, dealer and chapman, Nov. 12 at half-past 12, and Dec. 9 at half-past 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Lewis, New-inn.—Fiat dated Oct. 22.

**BENJAMIN WALTON**, Wolverhampton, Staffordshire, japanner and tin-plate worker, dealer and chapman, Nov. 13 and Dec. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Clark & Sparrow, Wolverhampton; Messers & Knowles, Birmingham.—Fiat dated Oct. 18.

**RICHARD BURGESS SCALE**, Leytonstone, Essex, boarding and lodging-house keeper, Nov. 12 at 12, and Dec. 9 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Shaw, Fish-street-hill.—Fiat dated Oct. 26.

**JOHN TUPLING**, Cambridge, shoemaker, dealer and chapman, Nov. 11 and Dec. 8 at half-past 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Cooper, Cambridge; Ravenscroft, 21, Guildford-street, Russell-square.—Fiat dated Oct. 16.

**JONAS M'GEORGE**, Wardour-street, Soho, Middlesex, ironmonger and smith, Nov. 5 at 11, and Dec. 17 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Goren, South Molton-street, Oxford-street.—Fiat dated Oct. 26.

**FRANCOIS DUPOUY**, Cross-lane, St. Dunstan's-hill, London, wine merchant, dealer and chapman, Nov. 5 at 11, and Dec. 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Sangster, St. Swithin's-lane.—Fiat dated Oct. 25.

**WILLIAM DOWSING**, Ipswich, Suffolk, oil and colourman, painter, and ship chandler, Nov. 8 at half-past 1, and Dec. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Galsworthy, Ipswich; Kirk, Symond's-inn.—Fiat dated Oct. 25.

**EDWARD SIMEON MEYER** and **THOMAS GEORGE BROWNSMITH**, (trading under the style or firm of Meyer & Brownsmith), Bedford-street, Covent-garden, Middlesex, fringe manufacturers, Nov. 9 at half-past 11, and Dec. 10 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Tippetts, Pancras-lane.—Fiat dated Oct. 26.

**JOHN WAINWRIGHT**, Digbeth, Birmingham, draper, dealer and chapman, Nov. 13 and Dec. 4 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Sale & Co., Manchester; Suckling, Birmingham.—Fiat dated Oct. 26.

**THOMAS SMITH**, Swineshead, Lincolnshire, cattle and sheep salesman, Nov. 5 and Dec. 3 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Bittleston; Sol. Brown, Nottingham.—Fiat dated Oct. 20.

**WILLIAM WILLIS**, Trowbridge, Wiltshire, wool broker, dealer and chapman, Nov. 12 and Dec. 10 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Moule & Co., Milkham.—Fiat dated Oct. 22.

**JOHN STOCKHAM**, Bristol, marble mason, Nov. 16 and Dec. 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Crosby, Bristol; Jay, Serjeant's-inn, London.—Fiat dated Oct. 22.

**PRINCE WILLIAM SMITH**, Bristol, currier, leather seller, dealer and chapman, Nov. 16 and Dec. 10 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Dix, Bristol.—Fiat dated Oct. 22.

**CHARLES WRIGHT**, Sunderland, Durham, hatter and furrier, dealer and chapman, (trading under the style or firm of Dobbing & Co.), Nov. 5 and Dec. 17 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. J. J. & G. W. Wright, Sunderland; Maples & Co., Frederick's-place, Old Jewry, London.—Fiat dated Oct. 20.

**GEORGE PROCKTER**, **JOSEPH PROCKTER**, and **THOMAS PROCKTER**, Rochdale, Lancashire, cotton spinners, (trading under the firm of James Prockter & Sons), Nov. 16 and Dec. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Atkinson & Co., Manchester; Abbott, Charlottes-street, Bedford-square, London.—Fiat dated Oct. 22.

**JOHN JONES**, Manchester, coal dealer, and a partner in the Lancashire, Yorkshire, and Newcastle Coal Company, Nov. 11 and Dec. 3 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Pollard, Manchester; Johnson & Co., Temple, London.—Fiat dated Oct. 19.

**JAMES SPENCE**, Liverpool, merchant, Nov. 11 and 30 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Fletcher & Hull, Liverpool; Cotterill's, Throgmorton-street, London.—Fiat dated Oct. 22.

**RICHARD BAYNES**, Liverpool, flour dealer and baker, Nov. 11 and 30 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Oct. 22.

#### MEETINGS.

*Sidney Strong*, Watling-st., London, cigar manufacturer, Nov. 11 at half-past 11, Court of Bankruptcy, London, last ex.—*Charles Stewart*, Little St. James-street, Middlesex, builder, Nov. 9 at 11, Court of Bankruptcy, London, last ex.—*Wm. Bristol*, Marchmont-street, Brunswick-square, Middlesex, grocer, Nov. 20 at 12, Court of Bankruptcy, London, aud. ac.—*Robert Haylock*, Cambridge, chymist, Nov. 23 at 1, Court of Bankruptcy, London, aud. ac.—*Isaac Aldebert*, *Charles C. Becker*, and *Jas. Hargreaves*, Copthall-buildings, London, merchants, Nov. 22 at 12, Court of Bankruptcy, London, aud. ac.—*James Stout*, Liverpool, boot and shoe maker, Nov. 22 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 26 at 11, div.—*Alex. Smith* and *Thomas Irvine*, Liverpool, merchants, Nov. 19 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Robt. Adams* and *Thomas Banks*, Liverpool, cattle salesman, Nov. 19 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 23 at 12, div.—*Francis Rippingale*, Thrumpton, Ordsall, Nottinghamshire, auctioneer, Nov. 19 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Thos. Walkden*, Mansfield, Nottinghamshire, scrivener, Nov. 19 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Chas. Dobbs*, Rotherham, Yorkshire, mason, Nov. 19 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*William Bennett* and *Hen. Selby Reeve*, London-road, Surrey, licensed victuallers, Nov. 22 at half-past 12, Court of Bankruptcy, London, div.—*J. Stevens*, Abchurch-lane, London, merchant, Nov. 23 at half-past 1, Court of Bankruptcy, London, div.—*Andrew Dawson*, Mansfield, Nottinghamshire, draper, Nov. 19 at 10, District Court of Bankruptcy, Sheffield, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Henry Smith*, Botley, near Southampton, chair maker, Nov. 20 at 12, Court of Bankruptcy, London.—*Jas. Ballings*, Landport, Portsmouth, stay manufacturer, Nov. 19 at 11, Court of Bankruptcy, London.—*James Dodge*, Cumberland-row, Walworth-road, Newington, Surrey, ironmonger, Nov. 20 at 12, Court of Bankruptcy, London.—*James Pavey* the elder, Hotwells, Clifton, Bristol, mason, Nov. 18 at 11, District Court of Bankruptcy, Bristol.—*Joseph Watson*, Dewsbury, Yorkshire, farmer, Nov. 20 at 12, District Court of Bankruptcy, Leeds.—*Thos. Beilly* and *William Kaberry*, Leeds, Yorkshire, flax spinners, Nov. 20 at 12, District Court of Bankruptcy, Leeds.—*John Miller*, Liverpool, saddler, Nov. 19 at half-past 11, District Court of Bankruptcy, Liverpool.—*J. Morris*, Walsall, Staffordshire, saddlers' ironmonger, Nov. 20 at 11, District Court of Bankruptcy, Birmingham.—*Richard Williams Gardiner*, Lower Hopton, Much Cowarne, Herefordshire, cattle dealer, Nov. 24 at 11, District Court of Bankruptcy, Birmingham.—*Geo. Holford*, Wolverhampton, Staffordshire, jeweller, Nov. 24 at 11, District Court of Bankruptcy, Birmingham.—*Henry Bosson*, Coventry, Warwickshire, clothier, Dec. 21 at 11, District Court of Bankruptcy, Birmingham.—*John Fenton*, Ockbrook, Derbyshire, hosier, Nov. 26 at 12, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 19.*

*Stephen Woodgate*, Westmoreland-place, Southampton-st., Camberwell, Surrey, auctioneer.—*Jas. Ricketts Weston*, Southampton, auctioneer.—*Sir Francis Charles Knowler*, Bart., Queen-st., May-fair, Middlesex, banker.—*Jas. Philippo*, Cross-st., Finsbury, Middlesex, dealer in horses.—*T. Shipworth*, Belton, Lincolnshire, clerk.—*William Sykes*, Bishopsgate-st., London, and Saville-pl., Mile-end, Middlesex, carrier.—*J. Stephenson*, Horncastle, Lincolnshire, linen-draper.—*David Heard* the elder, Barking, Essex, smack owner.—*Joseph Smith*, Ashton in Mackerfield, Lancashire, cotton spinner.—*John Blyth*, Bruges, Belgium, wine merchant.

#### FIAT ANNULLED.

*Thomas Prosser*, St. John in Bedwardine, Worcestershire, builder.

#### PARTNERSHIP DISSOLVED.

*Wm. Arnold Bainbridge* and *Daniel Dunnett*, Uttoxeter, Staffordshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Alex. Mortimer*, Aberdeen, baker.—*John Webster*, Montrose, merchant.—*James Sheridan Knowles*, London and Glasgow, publisher.—*James Fiken & Co.*, Glasgow, silk mercers.—*Robert and John French*, Coltness, wood merchants, and Whitehill, Lanarkshire, coal masters.—*Thomas Borthwick*, Edinburgh, stock broker.

## DECLARATION OF INSOLVENCY.

*Jonathan Turner*, Castle-st., Soho, Middlesex, out of business, Nov. 9 at 11, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Thos. Morgan*, Morriston, Llangavelach, Glamorganshire, clerk in the employ of the Governor and Company of Copper Miners in England, Nov. 16 at 10, County Court of Glamorganshire, at Swansea.—*Matthew Smith*, Hulme, Manchester, carder, Nov. 5 at 1, County Court of Lancashire, at Manchester.—*Wm. Bullock*, Bradford, Yorkshire, dyer, Nov. 16 at 11, County Court of Yorkshire, at Bradford.—*Wm. Johnson*, Ancoats, Manchester, spindle and fly makers, Nov. 5 at 1, County Court of Lancashire, at Manchester.—*Thos. Higham*, Ardwick, Manchester, spindle and fly maker, Nov. 5 at 1, County Court of Lancashire, at Manchester.—*Thos. Higham and Wm. Johnson*, Manchester, spindle and fly makers, Nov. 5 at 1, County Court of Lancashire, at Manchester.—*J. Harrison*, Bradford, Yorkshire, general dealer, Nov. 16 at 11, County Court of Yorkshire, at Bradford.—*Wm. Halliday*, Baildon, Yorkshire, manufacturer, Nov. 11 at 10, County Court of Yorkshire, at Otley.—*Henry Thornhill*, Sheffield, Yorkshire, shear smith, Nov. 5 at 10, District Court of Bankruptcy, Sheffield.—*Richard Halstead*, Club-houses, near Keighley, Yorkshire, shopkeeper, Nov. 4 at 11, District Court of Bankruptcy, Leeds.—*Thomas Fyrie*, Boston, near Tadcaster, Yorkshire, druggist's assistant, Nov. 4 at 11, District Court of Bankruptcy, Leeds.—*Verdon Swann Brittain*, Sheffield, Yorkshire, butcher, Nov. 5 at 10, District Court of Bankruptcy, Sheffield.—*Jas. Broadbent* the younger, Digley, Yorkshire, cotton spinner, Nov. 17 at 11, County Court of Yorkshire, at Saddleworth.—*Richard Shaw*, Manchester, commission-agent, Nov. 5 at 1, County Court of Lancashire, at Manchester.—*Thos. Messenger*, Hulme, Manchester, spinner, Nov. 5 at 1, County Court of Lancashire, at Manchester.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Nov. 12 at 12, before Mr. Commissioner LAW.

*Montague Archdeacon*, Buckingham-st., Caledonia-road, Islington, Middlesex, clerk in a printer and publisher's office.—*Jas. Thos. Russell*, Dean-st., Soho, Middlesex, attorney at law.

Nov. 13 at 11, before Mr. Commissioner HARRIS.

*Thos. C. Pratt*, St. John's-street-road, Clerkenwell, Middlesex, jobbing tailor.—*Sam. Ball*, Gregory-street, Pimlico, Middlesex, bar keeper.—*Jas. Buckle*, Coleman-st., London, tailor.—*Robert F. Long*, Old Broad-st., London, and Upper King-st., Bloomsbury, Middlesex, attorney at law.

Nov. 15 at 10, before the CHIEF COMMISSIONER.

*Isaac West*, Sunbury, Middlesex, schoolmaster.—*William Page*, Pierpoint-row, Islington-green, Middlesex, carpenter.—*L. T. Powis*, Crimscoot-st., Bermondsey, Surrey, City fruit meter.

Nov. 15 at 12, before Mr. Commissioner LAW.

*Jas. Cleaves*, King's Head-court, High-street, Shoreditch, Middlesex, trimming manufacturer.—*J. Gwinner*, Old Gravel-lane, Wapping, Middlesex, wheelwright.

Nov. 15 at 10, before Mr. Commissioner PHILLIPS.

*Thos. R. Skidmore* the elder, Great Chart-street, Hoxton, Middlesex, in no occupation.—*Edwin Elgar*, Wellington-terrace, Liverpool-road, Islington, Middlesex, butcher.—*Thos. J. Irvine*, James-terr., Commercial-road, Camberwell, Surrey, lieutenant in the royal navy.

Wednesday, Oct. 27.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*Isaac Sims*, Sloane-terrace, Sloane-st., Chelsea, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Jas. Cannon*, Gloucester-place, Larkhall-lane, Clapham, Surrey, lieutenant on half-pay of the 3rd Garrison Battalion: in the Gaol of Surrey.—*John Sewell*, Desborough-terrace, Harrow-road, Paddington, Middlesex, builder: in the Queen's Prison.—*John M. Clark*, Upper King-st., Bloomsbury, Middlesex, dealer in ham and beef: in the Debtors Prison for London and Middlesex.—*The Rev. Chas. M. Marcas*, Bedford-st., Bedford-sq., Middlesex, clerk and private tutor: in the Debtors Prison for London and Middlesex.—*Thomas Smith*, Charter-house-lane, Charter-house-square, Middlesex, shoe manufacturer: in the Debtors Prison for London and Middlesex.—*Charles Ridge*, Wolverhampton, Staffordshire, publican's assistant: in the Gaol of Stafford.—*Thos. Lewis*, Strangrath, Llanfynydd, Carmarthenshire, cattle dealer's assistant: in the Gaol of Carmarthen.—*James Hincliffe* the elder, Oldham, Lancashire, cotton spinner: in the Gaol of Lancaster.—*James Hincliffe* the younger, Ashton-under-Lyne, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Richard Hincliffe*, Ashton-under-Lyne, Lancashire, cotton spinner: in the Gaol of Lancaster.—*Edw. Pollard*, Hulme, Manchester, husbandman: in the Gaol of Lancaster.—*George Fullerton*, Monkwearmouth-shore, Durham, master mariner: in the Gaol of Durham.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

Nov. 12 at 11, before Mr. Commissioner HARRIS.

*Margaret S. Elliot*, widow, Brand-st., Greenwich, Kent, out of business.

Nov. 15 at 10, before Mr. Commissioner LAW.

*Mary Jones*, spinster, Gloucester, in no business.

*At the County Court of Monmouthshire, at MONMOUTH, Nov. 25 at 11.*

*Thos. Preston Ferrar*, Chepstow, printer.—*Wm. Marsh*, Snatchwood, near Pontypool, gardener.—*Jos. Pugh*, Tredogor Iron-works, grocer.

*At the County Court of Lancashire, at LANCASTER, Nov. 15 at 10.*

*Patrick Murphy*, Liverpool, farmer.—*George R. Knott*, Lancaster, tailor.—*Benj. Salkeld* the younger, Manchester, professor of music.

Nov. 16, at the same hour and place.

*Jos. Darnbrough*, Hulme, Manchester, shoemaker.—*Alex. Stovin*, Manchester, engineer.—*Job K. Millington*, Hulme, merchant.—*Charles Welch*, Manchester, out of business.—*John Peddon*, Newton, near Manchester, plasterer.—*George Thornbery*, Manchester, butcher.—*David Gardner*, Hulme, rope maker.—*Wm. Brooks*, Liverpool, porter.—*Peter Blackburn*, Manchester, bricklayer.—*David Roberts*, Hulme, out of business.

Her Majesty has been pleased to appoint John Iles Mantell, Esq., to be Chief Justice, and Sidney Billing, Esq., to be Queen's Advocate and Police Magistrate, for her Majesty's Settlements in Gambia.

The Tithe Commissioners for England and Wales have appointed Henry Fleming, Esq., Barrister-at-Law, to be an Assistant Tithe Commissioner for special purposes.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Stephen Abbott Notcutt, Gent., of Ipswich, Suffolk, to be a Master Extraordinary in the high Court of Chancery.

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LONDON, NOVEMBER 6, 1847.

SOME degree of uncertainty hangs about the jurisdiction of equity in reference to the doctrine of specific performance of a contract for the sale of a chattel. The old notion was, that specific performance could only be had of an agreement relating to real estate; but it is well pointed out by Mr. Justice Story, in his treatise on Equity Jurisprudence, that there is no such distinction in regard to that part of the jurisdiction of equity, as that supposed to be founded on the difference between real and personal estate. The true ground for the jurisdiction is, as stated in that work, (vol. 1, p. 24), that in the particular case damages at law may not afford a complete remedy. "Thus," he says, "courts of equity will decree performance of a contract for land, not because of the particular nature of land, but because the damages at law, which must be calculated upon the general value of land, may not be a complete remedy to the purchaser, to whom the land purchased may have a peculiar and special value. So courts of equity will not generally decree performance of a contract for the sale of stock or goods, not because of their personal nature, but because damages at law, calculated on the market price of the stock or goods, are as complete a remedy for the purchaser, as the delivery of a stock of goods contracted for, inasmuch, as with the damages, he may ordinarily purchase the same quantity of the like stock of goods."

The general doctrine, then, is pretty clear and well established, but there is often difficulty in applying it. A contract, for instance, for the sale of common stock, or of goods generally, will not be, it is admitted, specifically performed; but a contract for the sale of stock, where the title to the stock depended on the possession of certain certificates, has been specifically performed. (*Doloret v. Rothschild*, 1 S. & S. 590). So, in a very

recent case, (*Duncuff v. Albrecht*, 12 Sim. 189), specific performance of a contract for the sale of a certain number of shares in a railway company has been decreed. The reasons given for the decisions in both these cases shew that the Court sought, as the ground of the jurisdiction, the fact, that there was, or might be, in the nature of the thing contracted to be sold, something which distinguished it from other apparently similar objects of sale; something which gave, or might give, to it an intrinsic value not of necessity measurable in damages. "In my opinion," said the Vice-Chancellor of England, in *Duncuff v. Albrecht*, "there is not any sort of analogy between a quantity of 3l. per Cents., or any other stock of that description, (which is always to be had by any person who chooses to apply for it in the market), and a certain number of railway shares of a particular description, which railway shares are limited in number, and which, as has been observed, are not always to be had in the market." It is, indeed, obvious, that a man can hardly require 3l. per Cent. stock, except as a mode of possessing money; and, therefore, that the loss of it can be compensated by damages; while shares in a particular railway company may be desirable for specific purposes quite distinct from their pecuniary value; and their loss may, therefore, be quite incapable of being compensated in damages. There is also a further distinction, in reference to chattels, the loss of which would, under ordinary circumstances, be capable of being compensated in damages. Thus, where the contract is for the sale of some chattel, the possession of which is deferred to some future time, so that the profit to be derived from the contract, depending on future events, cannot be correctly estimated in damages, specific performance will be enforced. This is the doctrine of *Taylor v. Neville*, (cited in 1 S. & S. 610), before Lord Hardwicke, where a contract for the sale of a quantity of iron



to be delivered at a future time, and by instalments, was enforced; and of *Adderly v. Dixon*, (1 S. & S. 607), where a contract for the sale of certain debts proved under a commission of bankruptcy, was enforced, because the sale was of uncertain dividends.

That a contract for the sale of a specific chattel, having a peculiar value, resting upon its individuality, will be enforced, is well settled; but in regard to the intermediate class of cases, where a chattel may have a pretium affectionis, without being of so specific a character as to bring it precisely within the Pusey-horn case, and that class of cases, it has not been expressly determined whether the jurisdiction to enforce specific performance exists. Since the cases of *Dolores v. Rothschild* and *Duncuff v. Albracht*, it may be thought that wherever the object of sale is such, that either there may by possibility be an uncertainty whether the purchaser can procure another object of the same kind, or that the possession of it may be desirable for other purposes than as a mere equivalent for money, specific performance will lie. But our readers will of course not require to be told that there is nothing more unsafe in English law, than to rely upon a case decided in reference to a specific matter, as an authority for a general principle, unless the general principle is to be found enounced in it in terms.

#### OBSERVATIONS ON THE 31st GENERAL ORDER IN CHANCERY OF 1845.

A case occurred before the Vice-Chancellor Wigram, on the 3rd instant, calculated well to try the efficacy of the 31st General Order in Chancery of the 8th May, 1845. The plaintiff had brought an action against the defendant, and recovered judgment two years ago, with stay of execution during a short period; and during that period, the defendant sold his personal property, and left England. The plaintiff then filed a bill under the 1 & 2 Vict. c. 110, to make the judgment a charge upon the defendant's real estate. The question was, whether the Court could, under these circumstances, order the defendant to appear, and, in default, order an appearance to be entered for him, so as to enable the plaintiff to go on and take the bill pro confesso. His Honor took time to consider.

The 31st Order of 1845, requires several things in order to lay a foundation for the jurisdiction of the Court. First, it must appear that the defendant has been within the jurisdiction at some time, not more than two years before subpoena was issued; secondly, that he is beyond the seas, or that, on certain inquiries, he could not be found; and, in either case, it must appear to the Court, on sufficient evidence, that there is just ground to believe that such defendant is gone out of the realm, or otherwise absconded to avoid being served with process, and then the Court may order him to appear on a given day; and, if he does not, may order an appearance to be entered for him.

The material question in such a case as that referred to is, what is evidence to induce the Court to believe that a defendant has gone out of the realm to avoid process. It may be perfectly true, that if the facts are

such as to lead to an inference that a defendant had reason to believe that a bill was actually intended to be filed, and these was nothing else in the case, it may not be necessary, to bring a case within the Order, that a bill should have been actually filed before the defendant absconded; because, if the defendant believed that a bill was going to be filed, it would be too much not to impute to him, when one finds him, in fact, absconding, the intention in absconding of evading process. It may certainly be argued, that a man absconding before a bill is filed, must be taken to abscond to avoid the step that is about, in his belief, to be taken, and not some subsequent step; but, as every one knows that the filing of a bill is nothing, except as a preliminary to compelling the defendant to answer it, a man, whose acts shew that he intended to avoid a bill, may well be taken to intend avoiding, not the filing of the bill merely, but his being forced to come in as a defendant. But in the case before the Vice-Chancellor Wigram, the facts were quite consistent with the defendant not only having no reason to believe that a bill was going to be filed; but even, if he had so believed, with his having absconded, not for the purpose of avoiding either the bill or the consequential process, but with a totally different object, viz. to avoid himself or his personal estate being affected by the judgment at law.

An action had been brought, and judgment recovered, with stay of execution; in the period of suspension of execution, the defendant absconds. How, can his so absconding (assuming the evidence of his intention to be inferential and not specific) be properly connected with any presumed purpose, except that of avoiding the existing danger, viz. the judgment and its consequences! It would be extremely unnatural to suppose that a man running away, does so, not to avoid the danger that is actually pressing upon him, but some contingent danger, which may never come into existence at all. But more, it is, in such a case as that referred to, scarcely possible to impute to a defendant the belief that a bill would be filed. For to impute to him such a belief, one must impute to him enough of law to know that a bill would be wholly unnecessary, if the judgment at law could be executed. Now, the only thing that could render the judgment unavailable, would be precisely what took place, viz. the defendant's selling his personal estate and absconding. The intention of the defendant to sell his property and to abscond, would therefore, of necessity, precede, and form the foundation of the intention of the plaintiff to file a bill; whereas the plaintiff's argument, in order to bring his case within the 31st Order, must be, that the intention to abscond was founded on a pre-existing expectation of a bill being filed.

The Order under discussion is unquestionably tainted with considerable vagueness. It gives no precise data according to which the Court is to regulate itself; but converts the Court into a sort of jury, and makes the granting or not granting of the order dependent upon the intention of the defendant appearing to the Court upon sufficient evidence. On the weight and effect of evidence, even when the question is to ascertain the occurrence of some positive act, the minds of any two men taken by chance scarcely ever agree. But when

that which is to be determined by evidence, is not the existence of a particular fact, or the doing of a positive act, but the existence of a particular motive for the actions of a human being, not manifested outwardly, but to be collected from his actions, it would not be extraordinary that even judges should differ in the inference they draw from facts. To return, however, to the particular case that we have been discussing, we do conceive, that when a judgment at law has been entered up against a man, and he runs away, knowing that if he does not run away, there is no occasion whatever for a bill in equity to be filed against him; it is a strong thing to say, that he runs away, not from the judgment, but from the bill, which is only likely to be filed if he does run away. And we should conclude with reference to the construction of the 31st Order of 1845, generally, that to bring a case within it, it should be shewn either, that a bill was actually filed when the defendant absconded, or that he had specific information of the probability of a bill being intended to be filed; and that, in either case there was no other ground of danger, to which his absconding could be more naturally referred, than to the fear of process in equity.

#### ON THE WRIT OF MANDAMUS.

(Continued from p. 433).

Notwithstanding the Court is always willing to afford an opportunity to persons seeking information of particular facts contained in corporate or other books of a public nature, it nevertheless will not grant the inspection required, unless the information sought is clearly one affecting the applicant's interest; for the mere fact of a person being a member of the corporation will not give him a right to inspect the corporate books concerning matters having no reference to his rights as a burgess. Thus, where an attorney brought an action against a corporation to recover the amount of his bill for business done, applied for an inspection of the corporation books, so as to enable him to prove his retainer, the Court refused the application for a mandamus. Littledale, J., said, "The plaintiff's claim here has nothing to do with the affairs of the corporation. If the books are required at the trial, notice must be given to produce them." Such applications as the present are granted only in those cases where the opposite party stands in the situation of a trustee for both parties. (*Stevens v. The Mayor of Berwick-upon-Tweed*, 4 Dowl. P. C. 277). So, where an application was made by some of the freemen and liverymen of the Merchant Tailors' Company for a mandamus to the masters and wardens to allow them to inspect and take copies of all records, books, and muniments in their possession belonging to the said company, or relating to the affairs thereof, on the ground that the attention of the applicants had been called to the state of the affairs of the company, which induced them to suppose that the revenues were improperly employed, through malpractice on the part of those members who had the management of the company's affairs, and setting forth certain instances of misgovernment not affecting the parties themselves, or any question then pending, the Court

refused to grant the writ. (*R. v. The Merchant Tailors' Company*, 2 B. & Adol. 115).

Having considered those cases in which the Court has granted the writ of mandamus to elect, admit, and restore to corporate offices, we will proceed to enunciate some of the principal cases in which it has been refused for the like purpose.

Where a bye-law of a corporation directed, that, upon the happening of any vacancy in the number of twenty-four common councillors, such vacancies should be filled by the freemen inhabiting the town; and that a court should be holden once every year, at which it should be lawful for the bailiffs to admit to the freedom of the town such persons of good fame as had been resident there for one whole year; the Court refused a mandamus to the bailiffs to admit a person to the freedom of the borough, because the bye-law did not give to every such person who had been so resident for that period an absolute right to be admitted. (*Res v. Eys*, 1 B. & C. 85; 4 B. & Ald. 271; S. C., 2 D. & R. 172). And where a charter authorised the mayor and recorder, or their respective deputies, and the rest of the aldermen of a borough for the time being, or the greater part of them, from time to time and at all times thereafter, as often and when to them it should seem fit and necessary, to nominate, choose, and prefer, so many and such persons to be free burgesses of the borough as they pleased; the Court refused to grant a mandamus to compel the mayor and aldermen to proceed to the election of free burgesses, or to hold a meeting for the purpose of considering the propriety of proceeding to such an election. (*Res v. Fossey*, 2 B. & C. 584; S. C., 4 D. & R. 132; *Res v. The Mayor of Chester*, 1 M. & S. 101). Nor will the Court in any instance grant a mandamus to compel a corporation to elect members of an indefinite body. (Ib.) Nor will the Court grant a mandamus to elect another in the place of a non-resident, unless the non-resident has been previously removed. (*Res v. Truro*, 3 B. & Ald. 590). So in the case of a vacancy of a capital burgess. (*Alchester case*, 2 Chit. 267). Nor will two writs of cross or concurrent mandamus be granted to go to election in corporations, unless upon some special reason, such as a manifest belief that the first will be improperly executed, or laches in the party first applying. (*Res v. Wigan*, 2 Burr. 782; 2 Ld. Keny. 584). And where a mandamus was applied for, in order to raise the question against a usage set up, whether the election of officers ought to be annual, the Court refused to grant the writ, there being another remedy open to the parties. (*Res v. Chester*, 1 M. & S. 101; see *Res v. Amery*, 2 T. R. 515; 4 T. R. 122; *The Corporation of Scarborough*, Str. 1180; *Foot v. Prouse*, Str. 625; and *Res v. The Blackwall Railway Company*, 9 Dowl. P. C. 558).

Where at an election for a commissioner under a certain local act of Parliament, M. and T. were candidates, and M. was duly elected and sworn in; upon which T. obtained a rule nisi for a mandamus to certify his election and swear him in upon an affidavit, stating that he had a majority of votes: the Court, however, on argument, discharged the rule, with costs, on the ground that a mandamus was not the proper remedy, but an information in the nature of a quo warranto against M. (*R. v. Beedle*, 3 Adol. & Ell. 467).

If the validity of an election is doubtful, and the office is full de facto, the Court will not grant a mandamus to proceed to a new election until after the validity of the first election has been tried upon a quo warranto information. (*Case of the Borough of Tintagel*, 2 Stra. 1003; *Res v. Bankes*, 3 Burr. 1453; *Req. v. Phippen*, 7 Adol. & Ell. 970; *Res v. Winchester*, Id. 215; *Res v. Derby*, Id. 419; *Res v. Beedle*, 3 Adol. & Ell. 467). So, if an application is made to the Court for a mandamus to compel a corporation to proceed to

a new election, on the ground of the charter directing that where any of the capital burgesses die, dwell out of the borough, or from some other cause be removed, that the remainder on the happening of any one of such events shall elect others in those offices in which a vacancy has occurred; if the words are at all ambiguous the Court will not interfere until the officer then filling the appointment shall have been removed on a quo warranto information. (*Res v. The Mayor of Truro*, 3 B. & Ald. 590; 5 & 6 Will. 4, c. 76\*).

The Court will not grant a mandamus to the mayor and steward of the borough to admit and enrol an inhabitant at the court leet of the borough to be a free burgess if he fail to make out an inchoate right in every inhabitant to be a burgess. (*Res v. Westlooe*, 3 B. & C. 677; 2 D. & R. 178; 5 D. & R. 590). Nor will the Court grant a mandamus to admit a recorder where there is a recorder de facto, though both claim under the same election, because the party had another remedy by quo warranto. (*Res v. Colchester*, 2 T. R. 259; but see *Res v. York*, 4 T. R. 699; *Res v. The Bedford Level Corporation*, 6 East, 356). Where a corporate body allege that a custom exists of examining and determining whether a person returned as elected to an office was a fit and proper person qualified to fill it, and that they had so examined and found him unfit, the Court will not grant a mandamus to compel them to admit him, such custom being valid in law. (*Res v. London*, 3 B. & Adol. 255; S. C., 1 Nev. & M. 285). So, a mandamus was refused to admit a person to the office of auditor of the chamberlain's and bridge master's accounts of the city of London, who had served it three years successively, and had been elected again the fourth by the livery, it appearing that by a custom of the city no person should be elected or serve the office for more than two years successively. (*Res v. London*, 1 T. R. 423; see *Res v. The Mayor of Gravesend*, 2 B. & C. 602). And where the bye-law of a corporation required that the under steward "or his sufficient deputy" should attend at every court to execute the duties of his office, but no power was given by the charter to appoint a deputy, the Court refused a mandamus to admit the deputy and nominee of the under steward, it not being competent for him to appoint a deputy to discharge generally the ministerial acts of his office. (*Res v. Gravesend*, 2 B. & C. 602; S. C., 4 D. & R. 117). Query, whether he could have made such an appointment for the discharge of any particular ministerial duty? (See 7 Will. 4 & 1 Vict., c. 78, s. 24).

(To be continued).

\* Sect. 52 enacts, that, if any person holding the office of mayor, alderman, or common councillor for any borough, shall be declared bankrupt, or shall apply to take the benefit of any act for the relief of insolvent debtors, or shall compound by deed with his creditors, or, being mayor, shall be absent for more than two calendar months; or, being an alderman or councillor, for more than six months at one and the same time (unless in case of illness) from the borough of which he shall be mayor, alderman, or councillor, then and in every such case such person shall thereupon immediately become disqualified, and shall cease to hold the office of such mayor, alderman, or councillor as aforesaid, and in the face of such absence shall be liable to the same fine, to be recovered in the same manner as if he had refused to accept the said office; and the council thereupon shall forthwith declare the said office to be void, and shall signify the same by notice in writing, under the hands of three or more of them, countersigned by the town-clerk, to be affixed in some public place within the borough; and the said office shall thereupon become void. It then goes on to provide, that any person ceasing to hold office, on the ground of any of the above disqualifications, may, on their ceasing, or their returning, to reside in the borough, if not otherwise disqualified, be capable of being re-elected.

## Reviews.

*The Statutes relating to the Ecclesiastical and Eleemosynary Institutions of England, Wales, Ireland, India, and the Colonies, with the Decisions thereon.* By ARCHIBALD JOHN STEPHENS, Barrister at Law. Second Edition. 2 vols. royal 8vo. pp. 2410.

[Pariser.]

If we were asked to indicate the branches of the law which stand most in need of being codified, or (to continue the metaphor) pruned and trained, we should point first to those which overshadow our ecclesiastical and charitable institutions. Anything more chaotic cannot be conceived. In that great constellation of nebulae, or murky way—the statutes at large—the enactments upon which Mr. Stephens has based himself are distinguished by peculiar and most refractory nebulousity. The first step towards resolving them, and finding the key to their mutual actions and interferences, is to make an accurate catalogue and an intelligible arrangement of them. This task Mr. Stephens has undertaken, and performed with infinite pains and labour; and he has inserted in the proper places notices of all the observations, which from time to time have been made by authority, and published in the records of the royal observatories or courts. In his own words,

“The object of this publication is to supply the clerical and legal professions with a complete collection of the statutes relating to ecclesiastical and eleemosynary institutions, in a form convenient for reference, and rendered the more useful for that purpose by notes of the decisions upon the various enactments. The statutes have been placed in one chronological series, commencing with the 9 Hen. 3, c. 1, and terminating with the 7 & 8 Vict. c. cviii. When repealed statutes affect existing interests or illustrate the present law, they have been printed at length; under other circumstances, their titles only have been given, with references to the repealing statutes. A suggestion, that the titles of the statutes which apply to Scotland should also be introduced, has been followed; but the Church of Scotland has not otherwise been noticed.”

The chronological arrangement is, on the whole, most useful for reference, and the ready discovery of the various enactments affecting any particular subject of inquiry is provided for by a full and well-arranged index. Of indexes and tables, indeed, the Editor has been very liberal. The heading of one of these has puzzled us. It is a table of “Addenda, Errata et Corrigenda.” Is Mr. Stephens here aiming a *dry hit* at the “Errata non corrigenda” of the Church?

In the selection of the statutes, and in various mechanical details, Mr. Stephens has exercised considerable tact and care. Every statute which can fairly be deemed within the scope of the work appears to have been inserted. Each enactment is furnished with a reference in the margin to the other enactments on the same subject, if such exist; and occasionally lists are given of the private acts which have been passed for objects connected with the subject in hand.

In his notes, the Editor has confined himself to the beaten track, stating or referring to the authorities and the opinions of text writers, but seldom venturing upon any original description. We think he has too often given admittance to the full proportions of the intolerably tedious and jejune judgments which have been so much in fashion in the Ecclesiastical Courts since, and even (with due respect be it spoken) not unfrequently during, the time of Lord Stowell: not that we would charge all the tautologies and empty sounds which have been chronicled by Phillimore, Haggard, and Curteis, upon the judges; for we regard a large proportion of them as mere acoustical phenomena—reverberations

from the bare walls of those melancholy retreats, "where owl hooteth unto owl." Some communications, principally on questions of church discipline, with which the Editor has been favoured by several distinguished prelates, are written in the same style, and perhaps rather encumber than enrich the book.

*A Practical Treatise on the Act for the Registration, Regulation, and Incorporation of Joint-stock Companies, 7 & 8 Vict. c. 110, (as amended by 10 & 11 Vict. c. 78), with Directions for the provisional and complete Registration of Companies. Intended as a Guide to Persons concerned in the Formation and Management of Companies, towards compliance with the Provisions of the Registration Act. To which is added a Precedent of a Deed of Settlement, prepared and settled in conformity with the Provisions of the Act. By GEORGE TAYLOR, Writer to the Signet, Assistant Registrar of Joint-stock Companies. London, 1847. Small 8vo. pp. 458. [Benning.]*

A formidable title. We need scarcely remind our readers that the objects of the stat. 7 & 8 Vict. c. 110, are these—to direct the provisional and complete registration of certain joint-stock companies,—to provide for the registration from time to time of certain particulars of the affairs of such companies,—to provide for the insertion in their deeds of settlements of certain clauses, and to regulate and control in certain particulars the management of their affairs. For these purposes the act contains directions for registration, an enumeration of the particular provisions which must be inserted in the deed of settlement of every company to be completely registered under the act; and enactments, which, independently of any provisions in the deed of settlement, control the conduct of the business of every company constituted by complete registration under the act. The provisions of the act have been conceived and expressed with remarkable foresight and skill, save in a few instances, where, perhaps, the original draughtsman is not to blame. He who can conceive and express his design with clearness is likely to be the best expositor of his own meaning, and until we find a guide better endowed with lucidity of thought and expression (to say nothing of authority) than the framer of the act, we shall consult the original "directions" of the Legislature in preference to any "directions for observing the directions."

As the arrangement of the clauses in the act could scarcely be improved, an index to it is not wanted. The few questions and authorities upon its construction might be dismissed in half-a-dozen pages, and the practice of the registrar in matters which the act leaves to his discretion might be stated in as short a compass. The act occupies about fifty pages; but, condensed as its light is, it can barely be of such surpassing brilliancy as to require to be viewed through the obscure medium of 270 pages of commentary. Mr. Taylor seems to understand his subject,—writes intelligently, and occasionally makes a useful practical remark; but his good things are so hard to come at that they lose half their value. For instance, we have no less than thirty-two pages of talk about the history and policy of the act; twenty more of a discussion of the cases of *Young v. Smith*, *Reynell v. Lewis*, *Walstab v. Spottiswoode*, &c.; and nearly thirty on the legal consequence of complete registration—matters quite beside the subject of the book, which is practice, not law. The book may be useful for occasional reference on doubtful points; but its bulk and diffuseness, and the irrelevant matter with which it is crammed, render it quite unfit to be used as an introduction or guide to the practice of registration. Whoever attempts to make such a use of it will lose his time and his patience, and end where he ought to have begun, with a careful study

of the act itself. Even in his selection of a precedent of a deed of settlement, the editor has been unfortunate; instead of being, what such a precedent should be, a form containing all the clauses essential to the constitution of a company under the act, and none other, so as to be capable of being fitted to any particular case by the addition of the special provisions suited to its special circumstances, he has taken a form by no means remarkable for brevity, neatness, or precision, and exclusively applicable to the business of an insurance office. In a note to this form, a hope is expressed "that all needless verbiage or repetition has been successfully avoided." We should like to hear a conveyancer's definition of needful verbiage and repetition.

*A Treatise on the Law of Ways, including Highways, Turnpike-roads, and Tolls, Private Rights of Ways, Bridges, and Ferries, with the Law of the Prescription Act 2 & 3 Will. 4, c. 71, and of Railways, so far as they relate to Highways and Turnpike-roads. By HUMPHRY W. WOOLRYCH, of the Inner Temple, Barrister at Law. Second Edition. Small 8vo. pp. 691. [Benning.]*

A new and much improved edition of a useful practical work. The multifarious enactments and authorities on the subject of ways, public and private, are here arranged and stated in as convenient and clear a manner as could be desired. Mr. Woolrych collects his materials with unwearied industry, and arranges them with tact. If a case has been decided, or an enactment made upon any point within the scope of his work, it is to be found there in its proper place. We wish we could carry our praise further; but Mr. Woolrych is more happy in collecting authorities than in discussing them when they involve any nice or disputed question of principle. This deficiency is particularly remarkable in the chapter on the Prescription Act (2 & 3 Will. 4, c. 71), where the cases which have settled the construction of that difficult statute are stated with tolerable accuracy, it is true, but apparently without any clear understanding, certainly without any clear exposition, of the important general principles decided by them,—a chapter, in short, as opposite as possible in its character to the chapter on the same subject in the profound work of Messrs. Gale and Whatley. For instance, the marked distinction which is observed throughout the act between claims of rights of common and other profits *prendre*, claims of mere easements, other than access of light, and claims of access of light, each of which class of claims is subjected to peculiar rules, is thus slurred over by our author:—

"In the 2nd section the act speaks more especially of ways and watercourses. The subjects of some sections are rights of common and rights to other profits *a prendre*, and to the use of light. Other claims *re- late generally both to profits and easements.*"

*Tickle v. Brown* (4 Adol. & Ell. 369) is cited as the authority for the position that the enjoyment to be proved under the act "must be open and without deceit of any kind, not by stealth, or as an excuse for a trespass." (P. 378). The point decided in *Tickle v. Brown* was, that the enjoyment must be of right, and not by special permission on each occasion, and accordingly, it was held in that case, that evidence of the payment of *ld.* a year during *part* of the period of enjoyment, was improperly rejected at the trial, because such evidence might have shewn that part of the enjoyment had been by permission asked *subsequently to the commencement of the period of forty years*. In a subsequent page (384) this case is thus mentioned:—

"Nearly akin to this mode of defeat is the payment of a compensation. The defendant who denied the existence of a certain way claimed by the plaintiff, proposed to ask a witness whether *ld.* a year had not

'been paid by the occupier of the land, in right of which the way was claimed, for the user of the way, and the rejection of this evidence was held to be wrong. If made out, this agreement to pay 1d. annually, would have power to defeat the claim.' We need scarcely say that the question was not as to the effect of the agreement to pay a compensation, but as to the conclusion to be drawn from the fact that the agreement had been entered into after the commencement of the period of forty years. Such an agreement entered into before the commencement of that period would not have defeated the claim.

**Court Papers.**

**EQUITY CAUSE LISTS, MICHAELMAS TERM, 1847.**

\*\*\* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied:—*A.* Abated—*Adj.* Adjourned—*A. T.* After Term—*Ap.* Appeal—*C. D.* Cause Day—*C. Costs*—*D.* Demurrer—*E.* Exceptions—*F. D.* Further Directions—*M.* Motion—*P. C.* Pro Confesso—*Pl.* Plea—*Ptn.* Petition—*R.* Re-hearing—*S. O.* Stand Over—*SA.* Short.

**Court of Chancery.**

*Before the LORD CHANCELLOR.*

**APPEALS.**

Wood v. Rowcliffe (2 Aps)  
Fuller v. Willis (Re-hearing)  
Lancaster v. Evors } (Ap)  
Same v. Morley }  
Swinerton v. Heming (Ap)  
Sharp v. Taylor (Ap)  
Fordyce v. Bridges (Ap)  
Lancashire v. Lancashire (Ap)  
Hodgkinson v. Hodg- } (Ap)  
kinson } S O  
Same v. Jackson }  
Crockett v. Crockett (Ap)  
Ware v. Rowland } (2 Aps)  
Same v. Wilson }  
Trulock v. Roby (Ap)

White v. Briggs }  
Same v. Wardroper } (Ap)  
Same v. White }  
Same v. Same }  
Groom v. Stinton }  
Same v. Edmonds } (Aps)  
Same v. Stinton }  
Same v. Same }  
Allfrey v. Allfrey (3 caus., Ap)  
Wilson v. Wilson } (Ap)  
Same v. Same }  
Same v. Foster }  
Nightingale v. Goul- }  
barn } (Ap)  
Whittington v. Night- }  
ingale }  
Axe v. Andrews (Ap)

*Before the VICE-CHANCELLOR OF ENGLAND.*

**PLEAS, DEMURRERS, CAUSES, AND FURTHER DIRECTIONS.**

Haddon v. Smith (D)  
Holroyd v. Griffiths (E as to pleading)  
Gough v. Bult (D)  
Joseph v. Belcher (D)  
Harris v. Brunton (Pl)  
Myers v. Macdonald }  
Same v. Stratford }  
Macdonald v. Myers (By ord.)  
Wastell v. Leslie (8 causes, E, F D) S O G  
Att.-Gen. v. Grainger }  
Governors of Christ's } (Part  
Hospital v. Grain- } heard)  
ger }  
Webb v. Webb }  
Hiles v. Moote }  
Same v. Gleadow }  
Same v. Moore }  
Steward v. Forbes }  
Anning v. Hurley (F D, C)  
Rand v. M'Mahon (E 2 sets, F D)  
Hickson v. Mainwaring }  
Same v. Smith }  
Hayard v. Anderton (F D, Ptn)  
Carter v. Barnard

Strother v. Dutton (E)  
Walsh v. Trevanion (3 causes)  
Jarvis v. Wardale  
Sewell v. Murray, otherwise Clarke (4 causes)  
Smith v. East India Co.  
Edge v. Duke  
Hodge v. Churchward  
Petre v. Petre  
M'Nair v. Brebner  
Tanner v. Tanner  
Hitchcock v. Jacques (F D)  
Same v. Burt (Cause)  
Cork v. Spain  
Brown v. Robertson }  
Same v. Brown }  
Smith v. Plummer }  
Same v. Smith }  
Edwards v. Barker  
Bushell v. Giles (2 causes)  
Rackshaw v. Meacher  
Hopkinson v. Metaxa (F D, C)  
Warne v. Wrattan  
Chancellor v. Morecraft  
Gallafent v. Brown  
Fanshawe v. Walter  
Clark v. Wyburn

Simpson v. Ramadea  
Wilcocks v. Butcher (E)  
Swift v. Grazebrook (E, F D)  
Law v. Rendle SA  
Pesterre v. Willis (2 causes)  
Stiles v. Guy (E, 2 sets, F D)  
Chambers v. Siggers

Rice v. Gordon (5 causes)  
Roberts v. Smead SA  
Att.-Gen. v. Lord Clifton  
Vaughan v. Rogers (3 causes)  
Mills v. Smith  
Suter v. Seamark  
Bird v. Ford

*Before the Vice-Chancellor KNIGHT BRUCE.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Gibbon v. Fletcher (Def't's objection as to parties)  
Holte v. Entwisle (D)  
Jones v. Harrison (D)  
Armiger v. Earl Spencer (D)  
Dodsworth v. Lord Kinnard (at defendant's request)  
Same v. Same  
Smith v. Smith (3 causes)  
Bonsfield v. Mould (2 causes, part heard) S O  
Watson v. Spottiswood  
Schofield v. Calhuac S O  
Robinson v. Bodkin  
Parker v. Constable } S O  
Same v. Sturges }  
Banks v. Whittall  
Callow v. Howls  
Pigg v. Bradley  
Brooks v. Coe  
Shaw v. Sykes  
Shackleton v. Sutcliffe

Reeve v. Richer  
Bull v. Bonfield  
Johnson v. Johnson (F D, C)  
Nott v. Nott Nov. 8  
Wilkinson v. Leake (E)  
Glover v. East }  
Same v. Same }  
Bull v. King  
Revens v. Bird (2 causes)  
Yates v. Plambe  
Butter v. Vernon } (F D, C)  
Harward v. Butler }  
Felstead v. Yrke (F D, C)  
Harrison v. Smith  
Hobhouse v. Holcombe  
Ohrlly v. Jenkins  
Smith v. Warr  
Robinson v. Bell  
Clare v. Alexander  
Perryman v. Bell Nov. 20  
Oockleston v. Heap

*Before the Vice-Chancellor WIGRAM.*

**CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.**

Menzies v. Desanges  
Attorney-Gen. v. Ward  
Moor v. Vardon } To fix a  
Same v. Lachlan } day  
Harvey v. Towell } (F D, C)  
Same v. Gurney } To fix day  
Parsons v. Muritz Nov. 5  
Harrop v. Howard (E)  
Same v. Heywood (F D, C)  
Greenway v. Garvagh }  
Ryder v. Same }  
Porter v. Troughton  
House v. Way  
Blann v. Bell  
Harper v. Langley

Rogers v. Nowell (F D) S O  
James v. Williams (E, F D) S O  
Mearsh v. Kingdon (F D, C)  
Erle v. Dyson } (F D, C)  
Same v. Same }  
Clemensi v. Pickling  
Kent v. Tapley  
Clifton v. Bell SA  
Champneys v. Dobbs  
Wade v. Vernon (E)  
Rutt v. Wedd  
Curling v. Flight (E)  
East v. Hoare S O  
Savage v. Lane

**London Gazettes.**

**TUESDAY, NOVEMBER 2. INSOLVENT.**

**JOSEPH CLARKSON**, Woolwich Lower-road, Charlton. Kent, retailer of beer.

**BANKRUPTS.**

**GEORGE SANDEMAN**, York-street, Southwark. Surrey. ironmonger, dealer and chapman, Nov. 11 at 2, and Dec. 17 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Fitch, 17, Union-st., Southwark.—First dated Oct. 30.

**WILLIAM CHAPPELOW** the younger, Jernyn-street. St. James's, Middlesex, wholesale saddler, dealer and chapman, Nov. 10 at half past 1, and Dec. 18 at 2, Court of Bankruptcy, London: Off. Ass. Canna; Sols. Lawrence & Plews, 14, Old Jewry-chambers, Old Jewry.—First dated Oct. 30.

**THOMAS LANDS**, Edgware-road, Middlesex, boot and shoe maker, dealer and chapman, Nov. 9 at half-past 12, and Dec. 16 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Lambert, Gray's-inn.—First dated Oct. 29.

**ARTHUR JOSEPH HEAD**, St. Peter's-terrace, Hammer-smith, Middlesex, attorney at law and scrivener, dealer and chapman, Nov. 8 at 2, and Dec. 13 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Long, Old Broad-street.—Fiat dated Oct. 22.

**JOSEPH HENRY PAGE**, Pancras-lane, London, auctioneer, dealer and chapman, Nov. 12 and Dec. 10 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Holt, Chatham-place, Blackfriars.—Fiat dated Oct. 30.

**JAMES ADAMS**, Finsbury-square, Middlesex, surgeon and apothecary, Nov. 12 at half-past 12, and Dec. 10 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Mackrell, Lincoln's-inn-fields.—Fiat dated Oct. 30.

**WILLIAM WILKINS** and **JOHN EVERETT EVANS**, Trowbridge, Wiltshire, woollen drapers, dealers and chapmen, Nov. 19 at 11, and Dec. 15 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Teague, Crown-court, Cheap-side, London.—Fiat dated Oct. 26.

**GEORGE BENNETT**, Southampton, wine merchant, dealer and chapman, Nov. 12 at 1, and Dec. 15 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Wheelock, 10, Chancery-lane, London.—Fiat dated Oct. 29.

**ROWLAND TURNER**, Old Cavendish-st., St. Marylebone, Middlesex, tailor, Nov. 12 at half-past 1, and Dec. 15 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Wood & Fraser, 78, Dean-st., Soho.—Fiat dated Nov. 1.

**MORGAN LEWIS**, Oxford-st., Middlesex, linen draper, dealer and chapman, Nov. 10 at half-past 1, and Dec. 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Reed & Co., Friday-st.—Fiat dated Oct. 29.

**WILLIAM NEWSON**, (late of Calcutta, in the East Indies, merchant, trading in copartnership with George Fraser Bailey, under the firm of William Newson & Co.), St. Mary Axe, London, commission agent, Nov. 10 at 11, and Dec. 17 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Lawrence & Co., 14, Old Jewry-Chambers.—Fiat dated Oct. 25.

**GEORGE HEATH** and **GEORGE DANN**, Canterbury, drapers, Nov. 10 at 2, and Dec. 14 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Reeds & Co., Friday-street, Cheap-side.—Fiat dated Oct. 22.

**JOHN HENRY SPICER**, Wandsworth, Surrey, paper maker, Nov. 10 at 1, and Dec. 14 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Tucker & Co., Sun-chambers, Threadneedle-st.—Fiat dated Oct. 29.

**JOHN TERRY**, Bath, Somersetshire, ironmonger, dealer and chapman, Nov. 19 at half-past 11, and Dec. 14 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Physick, Bath; Frankham & Co., Basinghall-street, London.—Fiat dated Oct. 25.

**EDWARD COWHER**, Bath, apothecary, Nov. 12 and Dec. 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Neate, Lincoln's-inn-fields, London.—Fiat dated Oct. 25.

**CHARLES LOWE SWAINSON** and **JOHN BIRCHWOOD**, Manchester, manufacturers, Nov. 12 and Dec. 10 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Worthington & Co., Manchester; Fox, Finsbury-circus, London.—Fiat dated Oct. 26.

**JOHN WRIGHT**, Pendleton, Lancashire, dyer, Nov. 15 and Dec. 6 at 11, District Court of Bankruptcy, Manchester; Off. Ass. Pott; Sols. J. & B. Whitworth, Manchester; Walker, Southampton-street, Bloomsbury, London.—Fiat dated Oct. 22.

**WILLIAM WALKER COOKE**, Denton, Lancashire, hat manufacturer, dealer and chapman, (carrying on business at Denton, under the style or firm of William and Edward Cooke), Nov. 12 and Dec. 9 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Brooks, Ashton-under-Lyne; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Oct. 25.

**JOHN ROBINSON**, Bradford and Keighley, Yorkshire, worsted spinner and manufacturer, Nov. 25 and Dec. 16 at 11, District Court of Bankruptcy, Leeds; Off. Ass. Freeman; Sols. Foster, Bradford; Harle & Clarke, Leeds; Nethersole, New-inn, London.—Fiat dated Oct. 15.

**HENRY WILDERS**, Burton-upon-Trent, Staffordshire, brewer, dealer and chapman, Nov. 13 at 12, and Dec. 14 at half-past 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Walby, Uttoxeter; James, Birmingham.—Fiat dated Oct. 22.

**JOSEPH WILLIAM GARDNER**, Wotton-under-Edge, Gloucestershire, teasle merchant, dealer and chapman, Nov. 15 and Dec. 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Timbrill & Merrick, Bradford, Wilts; Jones & Co., Crosby-square, London.—Fiat dated Oct. 25.

## MEETINGS.

*Henry Clarke*, Red Cross-street, London, and *Plummer's-row*, Whitechapel, Middlesex, oil and colour merchant, Nov. 27 at 11, Court of Bankruptcy, London, last ex.—*T. Moore*, Tipton, Staffordshire, grocer, Nov. 30 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Henry Simmonds*, Greaham-rooms, Basinghall-street, London, law stationer, Nov. 24 at 12, Court of Bankruptcy, London, aud. ac.—*Edward Jacobson*, Great St. Helen's, London, merchant, Nov. 24 at 11, Court of Bankruptcy, London, aud. ac.—*W. Rawlinson*, George-st., Minories, London, draper, Nov. 24 at 12, Court of Bankruptcy, London, aud. ac.—*Frederick Wiggins*, Union-street, Bridge-street, Blackfriars, London, horse contractor, Nov. 23 at 12, Court of Bankruptcy, London, aud. ac.—*Robt. John Day*, Halstead, Essex, wine merchant, Nov. 23 at 11, Court of Bankruptcy, London, aud. ac.—*Philip Vaughan*, Brecon, scrivener, Dec. 7 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Ebenezer Leithbridge*, Plymouth, Devonshire, merchant, Dec. 1 at 1, District Court of Bankruptcy, Exeter, aud. ac.—*William Langmead*, Teignmouth, Devonshire, banker, Nov. 30 at 1, District Court of Bankruptcy, Exeter, aud. ac.; Dec. 1 at 1, div.—*Jas. Jones*, Birkenhead, Cheshire, chymist, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Nov. 26 at 11, div.—*J. Mosley Stark*, Gainsborough, Lincolnshire, bookseller, Nov. 24 at 11, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.; Dec. 1 at 11, div.—*John Jones*, Ledbury, Herefordshire, brewer, Nov. 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*D. Pratt* and *J. Finemore*, Birmingham, steel pen manufacturers, Nov. 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*W. J. Holt*, Grantham, Lincolnshire, tea dealer, Dec. 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*James Corral*, Boston, Lincolnshire, ship owner, Dec. 3 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*John Pickard*, Midgley, Thornhill, Yorkshire, farmer, Nov. 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*E. Hanks*, Briggate, Leeds, Yorkshire, grocer, Nov. 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*George Atkinson*, Bradford, Yorkshire, joiner, Nov. 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Jas. Holdsworth*, Northowram, Halifax, Yorkshire, farmer, Nov. 25 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*George Wood*, New Compton-street, Soho, Middlesex, musical instrument maker, Nov. 25 at half-past 11, Court of Bankruptcy, London, div.—*Walter Westrup* and *Thos. Martin Cochebidge*, New-crane, Shadwell, Middlesex, and Northfleet, Kent, millers, Nov. 25 at half-past 2, Court of Bankruptcy, London, div.—*Francis H. Christian*, *John Calvert Clarke*, and *Charles Bowen*, College-hill, London, merchants, Nov. 25 at 1, Court of Bankruptcy, London, div.—*Robt. Wills*, Tottenham-court, New-road, Middlesex, statutory, Nov. 18 at half-past 1, Court of Bankruptcy, London, div.—*Wm. Pearce*, Southborough, Kent, dealer and chapman, Nov. 23 at 1, Court of Bankruptcy, London, div.—*Robert Cogan*, Leicester-square, Middlesex, glass merchant, Nov. 27 at half-past 11, Court of Bankruptcy, London, div.—*Benjamin Wade*, Strand, Middlesex, tailor, Nov. 27 at half-past 12, Court of Bankruptcy, London, div.—*Edward Brown*, Birmingham, merchant, Nov. 30 at 11, District Court of Bankruptcy, Birmingham, aud. ac.; Dec. 7 at 11, div.—*Alfred Gerard Robinson*, Rothley, Leicester-shire, woolstapler, Dec. 3 at 11, District Court of Bankruptcy, Nottingham, aud. so.; at 12, div.—*Richard Williams Gardiner*, Hereford, cattle dealer, Nov. 24 at 12, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*P. Leicester*, Longsight, near Manchester, slate merchant, Nov. 24 at 11, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Frederic Young*, Basinghall-street, London, and *Peter-st.*, Hackney-road, Middlesex, woollen warehouseman, Nov. 24 at 2, Court of Bankruptcy, London.—*Wm. Rawlinson*, George-street, Minories, London, draper, Nov. 24 at 12, Court of Bankruptcy, London.—*James Morgan*, Southampton-row,



Russell-square, Middlesex, tailor, Nov. 24 at 1, Court of Bankruptcy, London.—*Saml. Slater*, Albemarle-street, Piccadilly, Middlesex, tailor, Nov. 24 at half-past 1, Court of Bankruptcy, London.—*L. Normington*, Bradford, Yorkshire, worsted spinner, Dec. 4 at 11, District Court of Bankruptcy, Leeds.—*Wm. Williams*, Kidwelly, Carmarthenshire, timber merchant, Nov. 30 at 11, District Court of Bankruptcy, Bristol.—*Thomas Tiley*, Dursley, Gloucestershire, veterinary surgeon, Nov. 29 at 11, District Court of Bankruptcy, Bristol.—*Joseph Cooper Player*, Dursley, Gloucestershire, draper, Nov. 29 at 11, District Court of Bankruptcy, Bristol.—*John S. Dunn*, Coventry, Warwickshire, draper, Nov. 25 at 11, District Court of Bankruptcy, Birmingham.—*John Evans*, Odlington, Worcestershire, corn dealer, Nov. 25 at 11, District Court of Bankruptcy, Birmingham.—*Benjamin Robinsons*, Huddersfield, Yorkshire, fancy cloth manufacturer, Nov. 25 at 11, District Court of Bankruptcy, Leeds.—*Martin Richardson*, Harrogate, and Knarborough, Yorkshire, attorney at law, Nov. 25 at 11, District Court of Bankruptcy, Leeds.—*Wm. Levett*, Leicester, tailor, Dec. 3 at 11, District Court of Bankruptcy, Nottingham.—*John Hatfield* the younger, Southwell, Nottinghamshire, victualler, Nov. 26 at 11, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 23.*

*Robert Johnson* the younger, Pakefield, Suffolk, grocer.—*John Boulton*, Ashton-under-Lyne, Lancashire, carrier.—*W. Oydin*, Chorlton-upon-Medlock, Manchester, flour dealer.—*Henry Evans*, Heanor, Derbyshire, builder.—*Wm. Hasall*, Shipston-on-Stour, Worcestershire, auctioneer.—*John Hillman*, Worcester, grocer.—*Wm. B. Cooke*, Winshill, Burton-upon-Trent, Derbyshire, tape manufacturer.—*Jos. Gardner*, Nottingham, baker.—*John Hill* and *George Hill*, Exeter, builders.

#### PARTNERSHIPS DISSOLVED.

*John S. Bowden* and *Fred. L. T. Bowden*, Aldermanbury, solicitors.—*Josiah Wilkinson*, *Alfred Cobbold*, and *George L. Patteson*, Lincoln's-inn-fields, Middlesex, solicitors and attorneys, (under the firm of Wilkinson, Cobbold, & Patteson, and that the business will in future be carried on by the said Alfred Cobbold and George Lee Patteson).—*Richard Cattaras* and *George Fry*, Mark-lane, London, and Greenwich, Kent, attorneys at law and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Alexander M'Donald*, Kirkintilloch, baker.—*T. Semple*, Dalquhurn, near Dumbarton, carter.—*James Dunlop*, Glasgow, broker.—*Kilgour & Leith*, Glasgow, merchants.—*James Morton*, Glasgow, wood merchant.—*Archibald Thomson*, Glasgow, cabinet maker.—*James Anderson*, Glasgow, civil engineer.—*Alexander Graham*, Glasgow, baker.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*William Cos*, Hawnes, near Shefford, Bedfordshire, wheelwright, Nov. 12 at 11, County Court of Bedfordshire, at Ampthill.—*James Garrett*, Cheltenham, Gloucestershire, retailer of beer, Nov. 17 at 10, County Court of Gloucestershire, at Cheltenham.—*Geo. Daniels*, Cheltenham, Gloucestershire, innkeeper, Nov. 17 at 10, County Court of Gloucestershire, at Cheltenham.—*Harry Popplewell*, Heckmondwike, Yorkshire, railway-time keeper, Dec. 3 at 10, County Court of Yorkshire, at Dewsbury.—*Benjamin Scott*, Horbury, Yorkshire, stone mason, Nov. 18 at 10, County Court of Yorkshire, at Wakefield.—*Benj. Sunderland*, Leeds, Yorkshire, general dealer, Dec. 8 at 10, County Court of Yorkshire, at Leeds.—*Wm. Suttle*, Gypton-wood, Pottersnewton, Leeds, Yorkshire, innkeeper, Dec. 8 at 10, County Court of Yorkshire, at Leeds.—*Jonathan Wainwright Taylor*, Leeds, Yorkshire, clerk, Dec. 8 at 10, County Court of Yorkshire, at Leeds.—*Seth Burge*, Bradford, Wiltshire, baker, Nov. 15 at 1, County Court of Wiltshire, at Bradford.—*Thos. Wilson*, Liverpool, grocer, Nov. 8 at 10, Liverpool District Court of Bankruptcy, at Liverpool.—*Thomas Podger*, Langport, Somersetshire, master saddler, Nov. 16 at 9, County Court of Somersetshire, at Langport.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 17 at 10, before Mr. Commissioner LAW.*

*George Watson*, Gilbert-st., Oxford-st., Middlesex, coach painter.

*Nov. 18 at 10, before the CHIEF COMMISSIONER.*

*George Evans*, Mill's-buildings, Knightsbridge, Middlesex, hair dresser.—*James Brotherton*, Finsbury-terrace, City-road, Middlesex, saddler.

*Saturday, Oct. 30.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Wm. Jones*, Hulme, Manchester, stationer, No. 53,560 C.; *Charles Clegg*, assignee.—*Sam. Clapham*, Gaimthorpe, near Louth, Lincolnshire, tailor, No. 64,138 C.; *Isaac Marsden*, assignee.

*Saturday, Oct. 30.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*James Beadle*, High-st., Borough, Surrey, out of business: in the Queen's Prison.—*Robert Beck*, Chatham, Kent, stationer: in the Debtors Prison for London and Middlesex.—*Joshua Addis*, Gravesend, Kent, commission-agent for the sale of corn: in the Gaol of Surrey.—*John Morgan*, James-st., Covent-garden, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*Richard Brown*, Princes-place, Westminster-road, Surrey, carriage-lamp maker: in the Queen's Prison.—*Samuel Cas*, Norwich, shoemaker: in the Gaol of Norwich.—*Barnard Cas*, Norwich, shoemaker: in the Gaol of Norwich.—*Mary Wood*, Chestwood, Manchester, widow, out of business: in the Gaol of Lancaster.—*John Findley* the younger, Newcastle-under-Lyme, Staffordshire, worsted shoemaker: in the Gaol of Stafford.—*Benj. Simpkin Mason*, Wymondham, Norfolk, saddler: in the Gaol of Norwich.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Nov. 16 at 10, before the CHIEF COMMISSIONER.*

*Stephen Skillico*, St. John-st. West, Middlesex, boot maker.—*Thos. Serrell*, Sharnborne-st., Dorset-square, Middlesex, in no profession.

*Nov. 17 at 10, before the CHIEF COMMISSIONER.*

*Joseph Emerton*, Arthur-street, Trevor-square, Knightsbridge, dairy man.

*At the County Court of Lancashire, at LANCASTER, Nov. 16 at 10.*

*Joseph Brooks*, Irlam, near Manchester, hmr.—*John Parker*, Chorlton-upon-Medlock, Manchester, coach builder.

*At the County Court of Norfolk, at NORWICH CASTLE, Nov. 20 at 10.*

*John Porter*, Wells next the Sea, innkeeper.

*At the County Court of Cheshire, at CHESTER, Nov. 12 at 10.*

*George Stanney*, Staley-bridge, out of business.—*Charles Whiston*, Macclesfield, in no business.—*Chas. Syden*, Birkenhead, saw mill proprietor.—*John Barrow Lloyd*, Trammere, joiner.—*Thos. Pimlott*, Bollington, near Macclesfield, sawyer.—*Mary Ann Jones*, Birkenhead, common carter.

FRIDAY, Nov. 5.

BANKRUPTS.

THOMAS SHERIFF JACKSON, ROBERT JOHN JACKSON, and JOSEPH HANKES, 25, Milk-street, and 13, Lawrence-lane, London, factors, warehousemen, dealers and chapmen, Nov. 19 at half-past 12, and Dec. 17 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Lewis & Lewis, 10, Ely-place, Holborn.—*Filed* dated Oct. 13.

**JAMES ARCHER**, Old King-st., Deptford, Kent, baker, dealer in flour, dealer and chapman, Nov. 19 at half-past 11, and Dec. 17 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Sandon, 5, Duke-st., Southwark.—Fiat dated Nov. 3.

**THOMAS CLIFTON**, Lawrence Pountney-lane, London, plate glass silversmith, Nov. 12 at half-past 1, and Dec. 20 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Elmalie & Preston, 47, Moorgate-street, London.—Fiat dated Nov. 1.

**WILLIAM BIRD BRODIE** and **CHARLES GEORGE BRODIE**, Salisbury, Wiltshire, bankers, dealers and chapmen, Nov. 23 and Dec. 30 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Brundrett & Co., Temple, London.—Fiat dated Nov. 1.

**ROBERT SWAN**, Winchmore-hill, Middlesex, dealer in cattle, dealer and chapman, Nov. 12 at 2, and Dec. 9 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Bliss, 33, Shepperton-cottages, Lower-road, Islington.—Fiat dated Nov. 3.

**ANNE BEETSON GRAHAM**, Park-st., Grosvenor-square, Middlesex, milliner and fancy worker, dealer and chapwoman, Nov. 15 at half-past 12, and Dec. 21 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Fry & Co., Cheapside.—Fiat dated Nov. 3.

**LAURET HOLMES**, 1, John-st., Edgeware-road, Middlesex, stonemason and stone mason, dealer and chapman, Nov. 12 and Dec. 16 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Nov. 2.

**JAMES CARTER**, St. Ives, Huntingdonshire, and Swavesey, Cambridgeshire, draper, dealer and chapman, Nov. 12 at half-past 11, and Dec. 20 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Sole & Co., Aldermanbury.—Fiat dated Oct. 26.

**JOSEPH CLARKSON**, Roupell Arms, Woolwich Lower-road, Charlton, Kent, retailer of beer and builder, dealer and chapman, Nov. 17 at 12, and Dec. 22 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. G. & C. Corner, Dean-st., Southwark.—Fiat dated Nov. 3.

**WILLIAM JOHN CORMACK**, New Cross, Deptford, Surrey, seedsman, florist, dealer and chapman, Nov. 17 at half-past 12, and Dec. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Simpson & Co., 62, Moorgate-street.—Fiat dated Nov. 3.

**JOHN SMITH**, South-place, Finsbury-square, Middlesex, surgeon and apothecary, dealer and chapman, Nov. 19 at half-past 2, and Dec. 14 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Gatty & Garth, 3, Angel-court, Throgmorton-street.—Fiat dated Nov. 2.

**WILLIAM BUTCHER**, 10, Belle Sauvage-yard, Ludgate-hill, London, cap manufacturer, Nov. 18 at 2, and Dec. 14 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Billings, King-st., Cheapside.—Fiat dated Nov. 4.

**CHRISTOPHER HUGHES** and **GEORGE EASTWOOD**, Manchester, fustian manufacturers, dealers and chapmen, Nov. 17 and Dec. 14 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. J. & W. Norris, Manchester; Norris & Co., 20, Bedford-row, London.—Fiat dated Nov. 2.

**SOLOMON RILEY**, Chapel-field, Pilkington, and Manchester, Lancashire, cotton manufacturer, Nov. 22 and Dec. 13 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-st., Bedford-sq., London.—Fiat dated Oct. 29.

**JOSEPH CARTER** and **JAMES BAINES**, Liverpool, merchants and ship brokers, (carrying on business under the style or firm of Carter & Baines), Nov. 23 and Dec. 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Forshaw & Co., Liverpool; Humphreys & Co., Gray's-inn-square, London.—Fiat dated Oct. 30.

**JAMES WADDELL**, Liverpool, wine and spirit merchant, dealer and chapman, Nov. 17 and Dec. 8 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Neal, Liverpool; Hall & Co., Verulam-buildings, Gray's-inn, London.—Fiat dated Oct. 30.

**JOHN PHILLIPS**, Brynmawr, Llanelli, Breconshire, grocer and general shopkeeper, Nov. 16 at 12, and Dec. 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Leman, Bristol; Blower & Co., London.—Fiat dated Oct. 30.

**JAMES ANDREW**, Dean Water, Prestbury, Cheshire, and Manchester, calico printer, dealer and chapman, (formerly carrying on business in partnership with Edward Andrew, deceased, and now carrying on business under the firm of Edward and James Andrew), Nov. 18 and Dec. 9 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Slater & Heelis, Manchester; Milne & Co., Harcourt-buildings, Temple, London.—Fiat dated Nov. 2.

**THOMAS STORRY**, Scarborough, Yorkshire, printer, bookseller, stationer, dealer and chapman, Nov. 18 and Dec. 16 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Moody, Scarborough; Blackburn, Leeds.—Fiat dated Oct. 30.

**WILLIAM ASTILL**, Lenton, Nottinghamshire, ironmonger, husbandry implement maker, dealer and chapman, (carrying on business at the town of Nottingham, under the firm of Astill & Co.), Nov. 26 and Dec. 17 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Buttery & Son, Nottingham.—Fiat dated Oct. 30.

## MEETINGS.

*John Watkins*, Wandsworth-road, Surrey, licensed victualler, Nov. 16 at 11, Court of Bankruptcy, London, pr. d.—*James Gibbs*, Jermyn-st., Westminster, Middlesex, scrivener, Nov. 26 at 12, Court of Bankruptcy, London, pr. d.—*Wm. Norris*, Cambridge-villas, Great College-st., Camden New-town, Middlesex, builder, Nov. 18 at 1, Court of Bankruptcy, London, last ex.—*Robert Kippas*, Colne, and *Jas. Kippas*, Burnley, Lancashire, cotton spinners, Nov. 18 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wm. L. Symes*, Ashton-under-Lyne, Lancashire, grocer, Nov. 19 at 11, District Court of Bankruptcy, Manchester, last ex.—*S. Clough*, Bradford, Yorkshire, woolstapler, Nov. 27 at 11, District Court of Bankruptcy, Leeds, sp. aff.—*Wm. Thompson* and *James Malles*, Newcastle-upon-Tyne, England, and *Buenos Ayres* and *Monte Video*, South America, merchants, Nov. 30 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac. sep. est. of *Wm. Thompson*.—*Robert Peck*, Newcastle-upon-Tyne, grocer, Nov. 30 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.—*Samuel Brown*, Sunderland; Durham, common brewer, Nov. 26 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.; Nov. 30 at 12, div.—*Robert Gisburne*, Newcastle-upon-Tyne, bookseller, Nov. 26 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.; Nov. 30 at 1, div.—*Christ. Martin*, Darlington, Durham, plumber, Nov. 26 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, sud. ac.; Nov. 30 at half-past 10, div.—*Jas. Sorby*, Sheffield, Yorkshire, scrivener, Nov. 26 at 10, District Court of Bankruptcy, Sheffield, sud. ac.; Dec. 3 at 10, div.—*Rich. Blackburn*, Cleckheaton, Yorkshire, printer, Nov. 27 at 11, District Court of Bankruptcy, Leeds, sud. ac.—*Thos. Jeaynes*, London, Worcestershire, butcher, Nov. 27 at 12, District Court of Bankruptcy, Birmingham, sud. ac.—*Gilbert Brown*, Shiffall, Shropshire, banker, Nov. 24 at 12, District Court of Bankruptcy, Birmingham, sud. ac.—*Wm. Mattingley*, *William Kent*, and *Benj. Kent*, Abingdon and Wantage, Berkshire, bankers, Nov. 27 at 2, Court of Bankruptcy, London, div.—*Thos. Hubert*, Great Hall, Hungerford-st., Strand, and High Holborn, Middlesex, lighterman, Nov. 26 at 11, Court of Bankruptcy, London, div.—*Robert Haylock*, Cambridge, chemist, Nov. 26 at 11, Court of Bankruptcy, London, div.—*Jas. Richardson*, Union-st., Spital-fields, Middlesex, glass dealer, Nov. 26 at half-past 11, Court of Bankruptcy, London, div.

## CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*E. Brooks Larkman*, Wellington-terrace, Wandsworth-road, and Vauxhall-place, South Lambeth, Surrey, coal merchant, Nov. 26 at 11, Court of Bankruptcy, London.—*G. Maddison*, Swaffham, Norfolk, grocer, Nov. 26 at 12, Court of Bankruptcy, London.—*Wm. Guy Boucher*, Stepney-green, Middlesex, merchant, Nov. 26 at 2, Court of Bankruptcy, London.—*Henry Monson*, East-street, Manchester-square, Middlesex, builder, Nov. 27 at half-past 1, Court of Bankruptcy, London.—*Edward Pettit* and *Wm. Newton*, Lancaster-place, Strand, Middlesex, army agents, Nov. 26 at 11, Court of Bankruptcy, London.—*Sam. Brown*, Sunderland, Durham, common brewer, Nov. 30 at half-past 12, District

Court of Bankruptcy, Newcastle-upon-Tyne.—*R. Gisborne*, Newcastle-upon-Tyne, bookseller, Nov. 30 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Rob. Peck*, Newcastle-upon-Tyne, grocer, Nov. 30 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Sperring*, Chippenham, Wiltshire, innkeeper, Nov. 29 at 12, District Court of Bankruptcy, Bristol.—*Wm. C. Buchanan*, Dursley, Gloucestershire, money scrivener, Dec. 7 at 11, District Court of Bankruptcy, Bristol.—*Edward Rogers*, Great Whitley, Worcestershire, surgeon, Nov. 27 at 12, District Court of Bankruptcy, Birmingham.—*Joseph Gardiner*, Birmingham, provision merchant, Nov. 27 at 12, District Court of Bankruptcy, Birmingham.—*John Hurley*, Halsowen, Worcestershire, victualler, Dec. 14 at 12, District Court of Bankruptcy, Birmingham.—*Waples Warden*, Birmingham, corn agent, Dec. 4 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Nov. 26.

*Charles Fos*, Kingston-upon-Hull, victualler.—*W. Sharp* the younger, Pudsey, Calverley, Yorkshire, ale brewer.—*Jos. Gibe*, Derby, victualler.—*Wm. Jennings*, Bungay, St. Mary, Suffolk, maltster.

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#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Hannah Baker*, Union-street, Southwark, Surrey, no business, Nov. 11 at 11, Court of Bankruptcy, London.—*James Howard*, Chertsey, Surrey, bricklayer, Nov. 17 at 9, County Court of Surrey, at Chertsey.—*Th. Edward Fraser*, Lower Tranmere, Bebington, Cheshire, commission agent, Nov. 13 at 11, County Court of Cheshire, at Birkenhead.—*Jas. Henry Fos*, Bromborough, Cheshire, bookkeeper, Nov. 13 at 10, County Court of Cheshire, at Birkenhead.—*Joseph Kent*, Tranmere, Bebington, Cheshire, clerk to a solicitor, Nov. 13 at 11, County Court of Cheshire, at Birkenhead.—*T. Howard*, Huddersfield, Yorkshire, beer retailer, Nov. 19 at 10, County Court of Yorkshire, at Huddersfield.—*Ben. Bailey*, Golcar, Huddersfield, Yorkshire, manufacturer, Nov. 19 at 10, County Court of Yorkshire, at Huddersfield.—*Paul Mills*, Bishop's Cleeve, Gloucestershire, baker, Nov. 22 at 10, County Court of Gloucestershire, at Winchcomb.—*Edward Gaskell*, Wootton, Childwall, Lancashire, driver of an omnibus, Nov. 17 at 12, County Court of Lancashire, at St. Helens.—*John Hargroves*, Liverpool, out of business, Nov. 15 at 10, Liverpool District County Court, at Liverpool.—*Maurice Jones*, Liverpool, saddler, Nov. 15 at 10, Liverpool District County Court, at Liverpool.—*William Fisher*, Otterton, Cheshire, surgeon, Nov. 18 at 10, County Court-house, at Knutsford.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Nov. 19 at 10, before Mr. Commissioner LAW.

*John Fawcett*, Palsgrave-place, Strand, Middlesex, coach builder.

Nov. 20 at 11, before Mr. Commissioner HARRIS.

*Wm. A. Raynes*, Church-street, Bethnal-green, Middlesex, chymist.—*John Vaughan*, Banner-square, Old-street, St. Luke's, Middlesex, widow's cap maker.—*Richard Callis*, King-street, Hammersmith, Middlesex, furniture broker.—

*David Brakenridge*, Upper Berkeley-street West, Paddington, Middlesex, tailor.

Nov. 22 at 10, before the CHIEF COMMISSIONER.

*John Clark*, Walthamstow, Essex, farmer.

Nov. 22 at 10, before Mr. Commissioner LAW.

*James Wells*, St. Ann's-lane, London, woollen draper.

Nov. 22 at 10, before Mr. Commissioner PHILLIPS.

*Thomas Marginson*, George's-terrace, Brown's-buildings, Turville-street, Bethnal-green, Middlesex, hat manufacturer.—*Jacob Hurren*, Pike's-buildings, Barnet-street, Bethnal-green, Middlesex, tea dealer.—*Richard Jenkins*, Little Randolph-street, Camden New-town, Middlesex, bricklayer.

Wednesday, Nov. 3.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Saml. L. Lazarus*, Baker's-cottage, Shepherd's-bush, Middlesex, out of business: in the Queen's Prison.—*A. Bacon*, North-end, Fulham, Middlesex, gentleman: in the Queen's Prison.—*A. Hawkes*, Baker-street, Portman-square, Middlesex, gentleman: in the Queen's Prison.—*M. Palmer*, widow, Plough-lane, Homerton, Hackney, Middlesex, chimney-sweeper: in the Debtors Prison for London and Middlesex.—*Joseph Millington*, Osborne-place, Tranquil-vale, Backheath, Kent, grocer: in the Debtors Prison for London and Middlesex.—*George Lawrence*, Caledonian-road, King's-cross, Middlesex, omnibus proprietor: in the Debtors Prison for London and Middlesex.—*George W. J. Mallin*, Portland-place, St. Mark's-road, Kennington, Surrey, wine merchant: in the Queen's Prison.—*T. L. Cheeverright*, Lawn-cottages, South Lambeth, Surrey, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Julius Friedeberg*, London-wall, London, general dealer: in the Debtors Prison for London and Middlesex.—*James Court*, Dunster, near Minehead, Somersetshire, millwright: in the Gaol of Wilton.—*James Goodall*, Stone, Staffordshire, assistant to a boot manufacturer: in the Gaol of Stafford.—*Thomas Smith*, Collihurst, near Manchester, hop merchant: in the Gaol of Worcester.—*John Penny*, Clithero, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Samuel Smith*, Manchester, joiner: in the Gaol of Lancaster.—*Richard Spiby*, Ranshaw-moor, Euxton, near Chorley, Lancashire, licensed victualler: in the Gaol of Lancaster.—*Wm. Bennett*, Macclesfield, Cheshire, brewer: in the Gaol of Cheshire.—*Wm. Silk*, Over, Cambridgeshire, farmer: in the Gaol of Cambridge.—*S. Goodry*, St. Paul's, Essex, farmer: in the Gaol of Chelmsford.—*Jos. Gurr*, Stonham Aspell, near Stowmarket, Suffolk, farmer: in the Gaol of Ipswich.—*John Bevan*, Bury, Lancashire, spindle and fly maker: in the Gaol of Lancaster.—*Thos. Sullivan*, Newport, Monmouthshire, green grocer: in the Gaol of Monmouth.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—

Nov. 19 at 11, before Mr. Commissioner HARRIS.

*H. Wm. Geater*, High-street, Lower-road, Norwood, Surrey, baker.—*John Yates*, Whitechapel-road, Middlesex, commission agent.—*John M. Clark*, Upper King-street, Bloomsbury, Middlesex, dealer in beef.

Nov. 19 at 10, before Mr. Commissioner LAW.

*Anne Butler*, spinster, St. Peter's-square, Hammersmith, Middlesex, governess.

Nov. 19 at 10, before Mr. Commissioner PHILLIPS.

*M. Proler*, White Lion-street, Norton Folgate, Middlesex, blacking manufacturer.—*Wm. Furr* the younger, Granby-st., Waterloo-road, Surrey, labourer.

Nov. 22 at 10, before Mr. Commissioner LAW.

*John Morgan*, James-street, Covent-garden, Middlesex, chessmonger.

At the County Court of Carmarthen, at CARMARTHEN,  
Nov. 18 at 10.

*H. Panton*, Llangathen, farm bailiff.—*Thos. Lewis*, Stan-grach, Llanfrydyd, cattle dealer's assistant.

At the County Court of Norfolk, at NORWICH, Nov. 19 at 10.  
Saml. Cox, Norwich, shoemaker.—*Barnard Cox*, Norwich, shoemaker.—*Henry Sawyer* the younger, Lakenham, Norwich, out of business.

At the County Court of Norfolk, at NORWICH CASTLE, Nov. 20 at 10.

*Michael Rowell*, Lowestoft, meat seller.—*William Grew Greenwood*, Great Yarmouth, stone mason.—*Thomas Wigg*, Great Yarmouth, out of business.—*Wm. Frankland*, North Walsham, tailor.—*Wm. Black*, Great Yarmouth, coal meter.

At the County Court of Glamorganshire, at CARDIFF, Nov. 20.

*Thos. Jeffreys*, Neath, baker.—*Henry Griffiths*, Neath, out of business.

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# The Jurist

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LONDON, NOVEMBER 13, 1847.

It is rumoured that, among the alterations in the law intended to be proposed to Parliament in the ensuing session, is the addition to the county courts of an equitable jurisdiction, within certain limits. As this is a course of proceeding which has been for years advocated in THE JURIST, we shall not stop to express our hope that it will be, at length, carried into effect. But, in proportion to our desire to see an equity jurisdiction for the poor man, is our desire to see its working details well considered before it is established; and, with that view, we shall add our humble contribution of observations on some points which appear to us to offer difficulties.

One material difficulty will be, to assign the limit of the jurisdiction, which is not quite so easy to fix, with a due regard to giving effect to the new jurisdiction, as it was in reference to the recovery of debts or damages. An arbitrary maximum of amount to be recovered, may perfectly well answer the purpose when the only question is debt or damages, and may also, perhaps, answer the purpose in equity, when the litigation is in reference to an ascertained fund; but will obviously be quite inapplicable to a multitude of subjects of equitable jurisdiction. For instance, suppose a suit, the object of which is to restrain infringement of a patent right, or of copyright, either literary, or under the copyright in Designs Act, (and the latter class of cases would probably very often be taken into the county courts, if they had an equitable jurisdiction); it would be very difficult, probably impossible, to subject such cases to any arbitrary limit as to amount; because the object of the suit is not in general to recover money at all, and never to recover an ascertained sum; but is, in general, confined to the prevention of wrongful acts

injurious to the plaintiff's interest. In most such cases, indeed, the value of the subject-matter of the litigation is not susceptible of calculation, and the ground of the jurisdiction is, that the plaintiff has a legal right, which he is entitled to have protected, without reference to the amount of damage already sustained by him, and without reference to its actual value in money. Again, the jurisdiction to enforce the specific performance of agreements could hardly be conveniently limited by any arbitrary measurement of pecuniary value. Such a limit might be applicable, certainly, where the case is simply an agreement to purchase for a given sum; but if the agreement were for a partnership, or of the class of *Hills v. Crole* (2 Phil. 52) and *Dietrichsen v. Cabburn*, (Id. 60), it would be quite out of the question. So, where the agreement is to grant a lease at a rack rent, an agreement quite fitting to be enforced, the value of the subject-matter of litigation would be of course quite unascertainable.

It must also be remembered, that, even with reference to those class of cases where the litigation is touching an ascertained or ascertainable fund, the limit, if a pecuniary limit of jurisdiction is applied at all, ought not to be considered in reference to the fund alone, but ought to take into account the shares into which the fund may be divisible. To limit, for instance, the sum in respect of which an administration suit might be instituted, to 100*l.* or 200*l.*, might appear to give to parties a much larger right of suit in equity in a county court than they have at law, but would really be limiting the right of suit, if the participants were numerous, within a much narrower boundary. On the other hand, to limit the jurisdiction by reference to the sums recoverable by any party, would be open to great objection, because the very essence of such suits is to ascertain unascertained rights, and of course it would be impossible to discover, until the Court was prepared to

pronounce a final decree, whether it had jurisdiction or not.

The mode in which the limit of the equity jurisdiction of the county courts must be regulated, will probably be found to depend more upon the inducements held out by rules of practice, and by the nature of the tribunal, to submit a case to their decision, than upon any arbitrary pecuniary, or other limit that could be suggested. There will be little reason to fear, if the scale of costs and fees allowed in taxation is kept down on the principles already applied to the practice of the county courts, that cases of great importance, with reference to the amounts in dispute, should find their way into the county courts; and if the rule were, that, where all parties consenting, any suit might be instituted in a county court, and that subject to power in the Court of Chancery, on a proper application, to remove any suit from the county court to itself, any suit might be instituted in the county court with or without consent, probably the class of cases that would be taken to the county courts would be, with few exceptions, just the class of cases that ought to be taken there.

Another difficulty will be that of adopting the peculiar feature of equity procedure, viz. examining a defendant against himself, so as at the same time to avoid the insupportable oppression of such a procedure if conducted by means of an impromptu *vivâ voce* examination, and the expense and delay, which are the accompaniments of a proceeding analogous to that by bill and answer. That the procedure should be to some extent in writing, if the county court jurisdiction extends to cases of breach of trust, and to cases generally where discovery is to be obtained from the defendant himself, seems almost unavoidable. Probably, notice in writing to the defendant of the matters on which discovery is required, and a subsequent *vivâ voce* examination of the defendant, confined strictly to the points put in issue in the written notice, might answer the purpose of obtaining discovery, avoiding at the same time, to a sufficient extent, the mischiefs above alluded to. This will, however, we apprehend, be found the greatest practical difficulty in producing a really economical and at the same time really useful equity jurisdiction.

#### ON THE ADMISSION OF SUPPLEMENTAL ANSWERS IN EQUITY.

The general rule of practice in equity with reference to answering is well known to be, that a defendant is bound by his answer, and that, if he thinks fit to swear falsely or carelessly, he will not be allowed to contradict his answer by a supplemental one. There are, however, cases of exception to this rule, which it may be convenient to examine, in order to shew on what grounds the Court will depart from its general rule. In *Curling v. Marquis Townshend*, (19 Ves. 627), Lord Eldon puts the cases of exception upon the ground of fraud only; not even negligence alone. "It would be very difficult," he says, (p. 631), "even upon negligence, unless the party was led into it, to have the records of the court altered." In that case, the defendant having admitted by his answer the principal facts alleged in the bill, denied the truth of some of the material facts in a cross-bill, and in an answer to a supplemental bill, and moved to withdraw replication

in the original cause, and for leave to file a supplemental answer. The ground alleged was, that papers by which he could have contradicted the statements of the bill, were withheld from him and his solicitor; that circumstances had since come to his knowledge, on which, had he known them, he would not have put in his answer as he had done; that his solicitor had refused to let it be filed until furnished with papers in the hands of his former solicitor; but, on the plaintiff's assurance that the facts alleged in the bill were true, and threats of a sequestration, he had at length filed his answer in the absence of such papers. These facts, it will be seen, went very near to fraud practised upon the defendant; nevertheless, Lord Eldon held them insufficient to justify the Court in allowing the defendant to put in a supplemental answer contradicting the statements of his original answer. In the case of *Greenwood v. Atkinson*, in which the principles on which the Court proceeds were very fully discussed, and a variety of cases referred to in the judgment, the defendant had by his answer admitted the possession of documents, and he then applied for leave to file a supplemental answer denying the possession of those documents. The Vice-Chancellor (Sir L. Shadwell) pointed out the distinction, that, in most of the cases where a supplemental answer contradicting the original answer had been filed, the new statement proposed to be made was supported by written documents, so that there could be no doubt of its truth; whereas in the case before him, the object was to withdraw documents which he had admitted to be in his possession. There were other things in the case, besides, which went strongly against giving the defendant the indulgence asked; in particular, that he was an attorney, and that the case alleged against him was such as to put him on his guard against making admissions, of the importance of which he must be taken to be well aware. "I could not," says the Vice-Chancellor in concluding his judgment, "establish a more dangerous precedent than by allowing this defendant to put in a few answers, and thereby to vary the case now on the record, which is beneficial to the plaintiff. The safety of mankind requires that I should refuse this application, with costs."

A material question upon these applications will always be, whether the correction of the original answer is in favour or against the plaintiff. Of course, where the case proposed to be made by the supplemental answer is against the interest of the defendant, there is an additional guarantee of the truth of the statement, and reason to believe that the anxiety to correct the former statement, can have no other motive than a proper anxiety in the defendant to relieve himself from the guilt and consequences of having made a false statement on oath. Accordingly, in *Strang v. Collins*, (2 Ves. & B. 163), a supplemental answer was permitted, to state that the defendant had obtained administration to his father, a fact which the original answer had denied. In this case there were both the ingredients adverted to: viz. the admission of the defendant, by his supplemental answer, bettered the plaintiff's case; and its truth was demonstrable by production of the letters of administration. To the same effect is *Edwards v. Macleay*, (1 Ves. & B. 256).

In some recent cases, however, leave has been given to put in a supplemental answer contradicting the original one, where the new statement was neither supported by documentary evidence, nor against the interest of the defendant. In *Bell v. Dummore*, (7 Beav. 283), the defendant admitted that certain transactions alleged in the bill to have taken place, had taken place in 1827. He afterwards moved for leave to file a supplemental answer, for the purpose of stating that such transactions had not taken place in 1827, but in 1828, and leave was given. Lord Langdale said, that, in such cases, the object of the Court is to allow neither party to obtain

a victory at the expense of truth; and that the defendant must show that the fact alleged to be erroneous is material; that the error arose under such circumstances as not to fix him with the first statement, and he must show the terms in which he proposes to introduce the new allegation. It will be observed, that though, as above stated, there was not in this case the circumstance that the truth of the new fact was capable of demonstration by the production of documents, yet there was an approximation to documentary evidence of its truth, because it appeared that there were books and documents, which would of course be produced in the cause, the entries in which were sworn to show the truth of the new statement; so that the substitution of the new for the old statement did not rest simply on the oath of the defendant. In *Fulton v. Gilmore*, (8 Beav. 154), a similar application was granted. In that case the defendant sought to correct a statement made as to the date of his discharge in India, under the East India Insolvent Act: the correction was completely against the interest of the plaintiff, because, by the East India Act in force in the year 1835, the date stated in the original answer, the discharge of the defendant would not have exonerated him from the plaintiff's demand; whereas by the act in force in 1836, the date stated in the proposed supplemental answer, the defendant's discharge under the act operated as a release from his liability to the plaintiff. It was, on the other hand, sworn in support of the application, that at the date of the original answer the defendant had not his discharge to refer to, and was not aware of the date until long after. In this case also it was clear that the truth of the second answer could be established as in *Mayo v. Collins* and *Edwards v. Macleay*, by documentary evidence, as the discharge was the result of a judicial order, which could of course be proved. So, in *Swallow v. Day*, (7 Coll. 133), a correction of the original answer was permitted, where the defendant, in support of his application, swore that on the very evening of the day on which he had sworn his answer, he discovered, by reference to his books, that he had introduced an incorrect statement, and that he applied the following day to the clerk of records and writs to be permitted to amend his answer.

It is not easy to extract from the authorities any positive rule as to when a supplemental answer contradicting the original answer will be allowed. But it may be gathered from them with tolerable certainty when it will not be allowed.

The rule appears to be rather one of evidence than of mere pleading, and to be governed by the consideration whether the balance of probability is in favour of the truth of the original or of the supplemental statement.

#### COURT OF EXCHEQUER CHAMBER.—Nov. 9.

The Court will sit and take cases in error from the Queen's Bench on the Friday and Saturday after term; cases in error from the Common Pleas on Monday and Tuesday in the following week; and cases in error from the Exchequer on the Wednesday and Thursday following; and on Friday and Saturday following cases which may remain undisposed of from either of the courts.

**NEW COUNTY COURTS.**—The Gazette of last night (Friday) contains the following notice:—"That, after the expiration of one calendar month from the date of the publication of this notice in the London Gazette, her Majesty, with the advice of her Privy Council, will take into consideration the propriety of making an order, under the provisions of the said act, for paying the judges, clerks, bailiffs, and officers of the said courts by salaries instead of fees, or in such other manner as may be deemed expedient."

#### ON THE RECOVERY OF DEPOSITS BY SUBSCRIBERS TO AN ABORTIVE RAILWAY SCHEME.

There was a case of considerable importance on the subject of the relative rights and liabilities of directors and shareholders in companies requiring the authority of Parliament, decided in the Court of Exchequer last week. We allude to the case of *Garwood v. Ede*, (11 Jur. 912), in which the effect of executing the subscribers' agreement underwent a discussion and consideration it had not previously received. At the trial, before Pollock, C. B., it appeared that the action was brought against the defendant as one of the provisional directors of a company provisionally registered, under the 7 & 8 Vict. c. 110, and called "The Direct Western Railway Company," to recover a sum of 52*l.* 10*s.*, the amount of a deposit paid by the plaintiff, on the allotment to him of twenty shares in the undertaking. The plaintiff had received from the directors of the undertaking scrip certificates for his shares; and had executed the deed called "the subscribers' agreement," by which certain powers were given to the directors. Amongst others, they were to have "full power, in their absolute discretion, and at such times and in such manner as they should think fit, to carry the undertaking, or any part thereof, into effect, with any such variations, alterations, modifications, and extensions, as were thereby authorised, and to abandon the whole or any part of the said undertaking;" also, "full power out of the money which should come to their hands, or be placed to their credit, by way of deposit, on payment of calls, or otherwise, in relation to the said undertaking, to make such deposits or investments as might be required by the standing orders of Parliament; and also to pay and allow all such fees, salaries, commission, and recompense to servants and other persons who might be employed by them &c., as they should think right; and generally to apply such monies in and towards the fulfilment and enforcement of any bargains, engagements, contracts, arrangements, resolutions, or agreements into which they might have entered, or into which they were by that deed empowered to, and should or might enter for all or any of the purposes aforesaid, &c.; and towards the costs of any works or proceedings connected therewith, and in or towards the soliciting, supporting, or opposing certain bill or bills in Parliament, and in obtaining the necessary act or acts for carrying out the aforesaid undertaking, or any part or parts thereof, or in bringing the merits of the said undertaking, or any part thereof, before Parliament as a project; and generally in paying and satisfying all other costs, charges, and expenses, or liabilities, which they, or any or either of them, might sustain or incur, or which might have been already sustained or incurred, in relation to the said undertaking or otherwise, in pursuance of, or by virtue of, or consistently with, those presents, or in the execution or enforcement of the agreements, provisions, and stipulations therein contained, or any or either of them." The scheme proving abortive, as was admitted, without fraud on the part of the directors, the company was dissolved under the provisions of the 9 & 10 Vict. c. 23.

The result of the authorities up to this time appearing to be, that, in a scheme for the formation of a company such as this, which scheme has proved abortive, that is, has not reached the point of incorporation by act of Parliament, there is no partnership existing either quoad strangers, or inter se, and, therefore, that the subscribers or allottees are not liable for debts incurred to strangers in the name of the company, where they have not expressly authorised the directors to proceed with the incomplete subscription or capital, or held themselves out as personally responsible, (*Bisset on Partnership and Joint-stock Companies*, p. 254), the question here was,



whether the execution of the subscribers' agreement, containing the clauses above recited, was such an express authority. The counsel for the plaintiff contended, that the deed executed between the directors and shareholders did not render them partners, and that the general power given to the former of dealing with the money of the company must be understood as limited to that portion deposited for the general purposes of the undertaking, and could not be extended to the sum paid to them for the specific purpose of satisfying the standing orders of Parliament; and he referred to the case of *Walstab v. Spottiswoode*, (15 Mees. & W. 501; 10 Jur. 498). The Court, however, held, that, under such circumstances, the shareholder could not recover his deposit; Pollock, C. B., observing, "The principal difference between the case of *Walstab v. Spottiswoode* and the present is, that there the purpose for which the money was paid had failed; here the defendant has performed the contract into which he entered, namely, to deliver scrip on the receipt of the deposit-money. Then the parties enter into a new contract by deed, by which they all embark in a common adventure; whereas in *Walstab v. Spottiswoode* the plaintiff was never jointly interested with the defendants in any thing."

It does not seem quite correct to say, that the principal difference between the case of *Walstab v. Spottiswoode* and the present is, that there the purpose for which the money was paid had failed. For certainly here, also, the purpose for which the money was paid failed. In both cases the scheme proved abortive in consequence of the requisite capital not having been raised. And in *Walstab v. Spottiswoode*, as well as in the more recent case, the subscribers' agreement (for aught that appears to the contrary) contained the provisions for the abandonment of the scheme, and the application of the deposits in payment of expenses. In *Walstab v. Spottiswoode*, Pollock, C. B., observed:—"It appears to us, that the application for shares and payment of the deposit amount to nothing, if the shares subscribed for are so few that the concern cannot proceed, and the scheme must necessarily be abortive." Now, in *Walstab v. Spottiswoode*, those two acts, the application for shares, and payment of the deposit, were all. There was no receipt of scrip, no execution of any deed. But, in the present case, besides the application for shares and payment of the deposit, there was the receipt of scrip certificates, and the execution of "the subscribers' agreement," by which the plaintiff, under his hand and seal, bound himself to acquiesce in any determination the directors might come to "to carry the undertaking, or any part thereof, into effect, or to abandon the whole or any part of the same;" and likewise to acquiesce in whatever payments the directors might think fit to make "out of the money which should come to their hands, or be placed to their credit, by way of deposit, on payment of calls or otherwise." Unless such an agreement can be shewn to be illegal, or nothing but waste paper or parchment, it is difficult to see how any one executing it could evade its provisions, and recover the whole of his deposit, without reference to what portion of such deposit might or might not have been expended. But the same agreement was to have been entered into by the plaintiff in *Walstab v. Spottiswoode*, and though she did not actually execute the deed, yet the Court of Exchequer seems to have considered that the terms of it were part of the contract between the parties, observing:—"We think it clear, beyond all doubt, that the amount paid in order to be deposited in pursuance of any standing orders, must be returned to the plaintiff. There is no foundation whatever for a claim to retain this, which was paid for a specific purpose, and the concern abandoned before the money could be applied for that specific purpose." In regard to this distinction between the two portions

of the deposit, which was urged by the counsel for the plaintiff in *Garwood v. Ede, Parke, B.*, observed:—"Suppose the agreement in this case had been, that the directors should receive the deposit of 10*l.* per cent., in order that it should be paid in under the standing orders of Parliament; but that, in the event of that becoming unnecessary, they were to have the option to pay any other expenses out of it, there would be nothing illegal in such an agreement. Now, the words of the parties in this deed very nearly amount to that; for the directors are empowered to go on with the undertaking, or any part of it, and to employ the money which may come to their hands 'in paying and satisfying all costs, charges, and expenses, or liabilities which they sustain or incur in relation to the said undertaking, or otherwise, in pursuance of, or by virtue of, or consistently with, those presents, or in the execution or enforcement of the agreements, provisions, and stipulations therein contained, or any or either of them.' If, therefore, the undertaking went on, the money paid by the shareholders was to be deposited in the manner specified; but, if it failed, the directors were empowered to dispose of it in carrying out the other preliminary proceedings; and, I suppose they say, it was absorbed by them. There was never, therefore, a time when there was any money received by the defendant to the use of the plaintiff; and the nonsuit was therefore right."

The point as to the legality of an agreement bearing the construction adopted by the Court, may be thought to have deserved more attention than it received. The 23rd section of the stat. 7 & 8 Vict. c. 110, distinctly forbids the promoters of any company not completely registered to receive more than 10*s.* in the 100*l.*, except in the case of a company for executing a railway, &c., when they are permitted to receive also such further deposit as may be required by the standing orders of either house of Parliament. To any ordinary capacity, it would seem to be obvious, that such further deposit can only be received for and be applied to the specific purpose for which it is authorised to be received, and that any agreement that it may, before it has been applied for that purpose, and regularly withdrawn, pursuant to the stat. 1 & 2 Vict. c. 117, be applied to any other purpose, must be illegal. To authorise such an agreement would certainly let in all the mischief which the enactment in question was intended to prevent.

However this may be, and whether this decision is to be considered as consistent with the statute and with *Walstab v. Spottiswoode* or not, it does not seem by any means to set the question between the parties at rest, at least, in equity. The learned judge says:—"I suppose the directors say, the money was absorbed by the other preliminary proceedings." But would it not seem that the subscribers should have some power of calling on the directors for an account of the mode in which their money has been expended, and of the balance (if any) in their hands? Might it not still be contended, that there exists a sort of *quasi* partnership in this stage of the proceedings under which the subscribers should have the right to call upon the directors for an account? There is no question, that not very long ago, some very learned persons considered a subscription contract or subscribers' agreement equivalent to a deed of partnership, and, therefore, constituting a partnership among those subscribing it. The framers of the act 7 & 8 Vict. c. 110, in the 9th section of that statute, appear to use "deeds of partnership" and "subscription contracts" as convertible terms.

Another very important point which will probably have to be determined shortly is, whether parties who have paid their deposit and received their scrip, undertaking then to execute the subscribers' agreement, but not having executed it, will, in equity, be considered as having executed it.

## ON THE WRIT OF MANDAMUS.

(Continued from p. 448).

The Court will not grant a mandamus to restore a person to a corporate office, where it is admitted he has been rightly removed, though he has had no previous notice, (*Res v. Usbridge*, Cowp. 523; *Res v. Liverpool*, 2 Burr. 734), and although the return made to the writ may be objectionable or defective in point of form, if the facts stated on the return justify the Court in refusing the writ as a matter of discretion: thus, they would not compel a corporation to restore an officer whom they would be bound immediately to remove in a more formal manner. (*Res v. Bristol*, 1 D. & R. 389; S. C., nom. *Res v. Griffiths*, 5 B. & Ald. 731; and see *Res v. The Bank of England*, 2 B. & Ald. 620; *Res v. London*, 2 T. R. 177). Nor will the Court grant a mandamus to restore where the party is not actually ousted, but still remains an officer, though not allowed to act, his remedy would be for a mandamus to permit him to exercise his rights in respect of the particular office, even though another person may be elected to the office in his stead. (*Res v. The Mayor of Oxford*, 6 Adol. & Ell. 349). Where a corporator, entitled to divide a certain share of the profits of a fishery, which the corporators worked and enjoyed in partnership, was suspended from the perception of his profits until he paid a fine imposed by a bye-law, with the breach of which he was charged, the Court refused a mandamus to restore him to his office; he being still an officer, and having a remedy by an action for the tort against any person who disturbed him in the lawful perception of his profits, if the bye-law were illegal, or if not guilty of a breach of it, besides having a remedy in equity for his share of the partnership funds. (*Res v. The Whitstable Free Fishers' Company*, 7 East, 363; S. C., 17 Ves. 315; see *Res v. The Bank of England*, 2 B. & Ald. 620; see *Res v. London*, 2 T. R. 177, where the Court seemed to doubt whether a mandamus might not go to restore an officer to the exercise of his functions, if it appeared he was suspended without just cause. *Res v. The Mayor of Oxford*, 6 Adol. & Ell. 349). It seems a mandamus would not lie to restore to the place of alderman, if it appeared the applicant had left his residence in the city, for which he was chosen an alderman, and that his absence had been productive of inconvenience. (*The City of Exeter v. Glide*, 4 Mod. 33; Holt, 435; S. C., 1 Shower, 258, 365; *Res v. Ponsoby*, 1 Ves. sen. 1). And see *Res v. Portsmouth*, (3 B. & C. 152; S. C., 4 D. & R. 767), where it was held, that an alderman need not reside within the borough, unless it be necessary to the discharge of the duties of his office, or the charter require it; but a quo warranto will not lie to shew cause why an alderman exercises his office, unless removed by the corporation of which he is a member. (*Res v. Heaven*, 2 T. R. 772). The Court will not grant a mandamus to the mayor of a corporation to hold a court leet for the purpose of administering the oath of allegiance to an inhabitant desirous of taking it. (*Res v. Maidstone*, 6 D. & R. 334). Nor will the Court grant a mandamus to the mayor commanding him to give the key of the town-hall to the lord of the manor to hold his court leet there, although the leet had usually been holden in that place; (*Res v. The Mayor of Wigan*, 1 Wils. 76; *Res v. The Bailiffs of Ilchester*, 2 B. & C. 764); nor to the mayor and aldermen of a borough, requiring them to assemble for the purpose of considering the propriety of removing non-resident members of their body, unless, perhaps, where some serious injury or inconvenience to the inhabitants had arisen from non-residence, for an alderman is not bound to reside within the borough, unless it is necessary to discharge the duties of his office, or the charter require it. (*Res v. Portsmouth*, 3

B. & C. 152; S. C., 4 D. & R. 767; S. P., *Res v. Tenness*, 5 D. & R. 481; and see *Res v. Looe*, 5 D. & R. 414). Where judgment has been given on an information in the nature of a quo warranto, for a usurpation, the Court will not grant a mandamus to swear him in without a new election. (*Res v. Hearle*, 1 Stra. 625).

This writ lies to the lord and steward of a manor to compel an admission to a copyhold. Thus, if the lord of a manor refuse to admit a person to whom a copyhold is surrendered, on account of a disagreement respecting the fine to be paid, the Court will grant a mandamus to compel him, because the lord is not entitled to the fine till admittance. (*Res v. Hudson*, 2 T. R. 484). So, the writ will be granted to admit a devisee, or even an heir, or the appointee of an unadmitted surrenderee, under a power. (*Res v. Brewers' Company*, 3 B. & C. 172; S. C., 4 D. & R. 492, overruling *Res v. Rennet*, 2 T. R. 198; *Res v. Oundle*, 1 Adol. & Ell. 283; see *Res v. Wilson*, 10 B. & C. 80). A bill in equity may be filed to compel admittance; and that appears to have been originally the only remedy, but ultimately courts of law assumed a jurisdiction, and now almost exclusively exercise it, though it seems to have been doubted whether they had power to do so. (1 Mad. Ch. Pract. 253, 254; *Moor v. Huntingdon*, Nels. 12; Co. Copyh. s. 39; Cro. Jac. 368; 1 Roll. 108). In the case of a Crown manor, a bill in equity is the only remedy, or a petition of right; or monstrans de droit. (*Reg. v. Richmond*, 10 Law Journ., N. S., Q. B., 148; S. C., 1 Adol. & Ell., N. S., 352). Where a right is sought to be established against the Crown itself, the course prescribed by the common law is to address a petition to the sovereign, praying that the claim of the petitioner, or, as he is usually called, the suppliant, may be examined. As the prayer of this petition is grantable ex debito justitiæ, it is called a petition of right, and is in the nature of an action against the King, (4 Co. Rep. 58a), by which all demands against the Crown, real, personal, or mixed, may be recovered; (Mann's Exch. Pract., 2nd ed., p. 84); and a petition of right lies for unliquidated damages, (p. 22, E. 3, fol. 5), which was a proceeding to recover damages for an injury done to the suppliant's mills by the King's servants at Nottingham Castle, diverting the course of the river Trent). It seems the rule for a mandamus must call upon the lord and steward jointly. (*Reg. v. Whichford*, 8 Law Journ., N. S., Q. B., 251; S. C., 1 Ad. & E., N. S., 355; 7 Dowl. P. C. 709; *Res v. Oundle*, 3 Nev. & M. 484; S. C., 1 Ad. & E. 283; 3 Law Journ., N. S., Q. B., 117; 1 Scriv. on Copyh., 3rd edit., p. 624). And where a party claiming to be admitted had but a prima facie title as heir of a trustee, the Court granted a mandamus to compel admission, to enable him to try his right, though equity had before refused to compel the lord to admit him for want of shewing an equitable right to the property. If there be a claim of a previous fine due in respect of the ancestor from whom the party claims, the rule will only be granted on payment of such fine so due. (*Res v. Coggan*, 6 T. R. 431; *Williams v. Lonsdale*, 3 Ves. jun. 752; *Res v. The Duke of Leeds*, 6 East, 432, n. a). Coparceners are entitled to be admitted as one heir, upon the payment of one set of fees; if the steward refuse admission, the Court will direct a mandamus to compel it. (*Res v. Bonsall*, 3 B. & C. 173). Where a tenant in fees surrendered certain copyholds to the use of his wife, and devised them to certain persons for life, remainder to his own right heirs; the devisees having disclaimed, the Court granted a mandamus to compel the lord to admit the heir of the tenant. (*Res v. Wilson*, 10 B. & C. 80). It seems a tenant need not tender himself for admission, if he have been refused admission by the steward out of court. (*Doe d. Burrell v. Bellamy*, 2 M. & S. 87). No action lies against the lord for refusing to admit. (*Res v. Coggan*, 6 East, 431; 1 Mad.

Ch. Prac. 254). The Court would probably compel the lord to pay the costs of the application under the recent act, if he were to refuse perversely admittance after a formal and proper request. (1 Will. 4, c. 21, s. 8).

Where it appeared the tenants of a manor had a right to become burgesses, the Court granted a mandamus to the steward of the manor and to the homage to hold a court, and present certain conveyances to purchasers of burghage tenements, whereby they were entitled to be sworn in burgesses of the corporation and to vote for members of Parliament. (*Rees v. Midhurst*, 1 Wils. 283). So, a mandamus lies to the lord and steward of a manor to hold a court, and accept a surrender of a copyhold piece of land from a man and his wife, to admit a purchaser to whom they had surrendered, although a custom was alleged within the manor, that persons not being customary tenants within the manor, taking an interest as purchaser by surrender or otherwise, should pay such fine as the lord should agree to receive, usually assessed at two years' value; but persons already being customary tenants or residents should pay a smaller fine, and that the purchaser had purchased the equity of redemption of another estate of considerable value, and before admittance purchased the land in question to avoid the payment of a larger fine, when applying to be admitted to the larger estate. (*Rees v. Boughey*, 1 B. & C. 565). So, a mandamus lies to the lord of a manor to hold a court leet for the purpose of appointing a high constable. (*Rees v. Melverton*, 3 Adol. & Ell. 284).

(To be continued).

### London Gazette.

TUESDAY, NOVEMBER 9.

#### BANKRUPTS.

**CHARLES SMITH**, Burwood-house, Avenue-road, St. John's-wood, Middlesex, builder, dealer and chapman, Nov. 19 at 1, and Dec. 20 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Thompson & Powell, 3, Raymond-buildings, Gray's-inn.—Fiat dated Nov. 5.

**FELIX JOHN BEALL**, Queen-street, Hammersmith, Middlesex, baker, dealer and chapman, Nov. 19 at half-past 2, and Dec. 20 at 2, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Lewis & Co., Ely-place, Holborn.—Fiat dated Nov. 6.

**JAMES THOMAS WHEATLEY**, Commercial-road, Lambeth, Surrey, lighterman, and dealer and chapman, Nov. 19 at 1, and Dec. 21 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Barnard, 17, Carlisle-street, Soho.—Fiat dated Nov. 4.

**JAMES CURREY WETTON**, Crown-row, Mile-end-road, Middlesex, flour factor, dealer and chapman, Nov. 19 at half-past 1, and Dec. 21 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Lewis & Lewis, Ely-place, Holborn.—Fiat dated Nov. 3.

**EDWARD THORNTON**, Coleman-street, London, plumber, painter, and glazier, dealer and chapman, Nov. 19 at 11, and Dec. 21 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Dickson & Overbury, 4, Frederick's-place, Old Jewry.—Fiat dated Nov. 8.

**JOHN WEBB**, Luton, Bedfordshire, straw plait dealer and bonnet manufacturer, dealer and chapman, Nov. 16 at half-past 12, and Dec. 21 at half-past 11, Court of Bankruptcy, London: Off. Ass. Tarquand; Sol. Beart, Bouverie-st., Fleet-street.—Fiat dated Nov. 6.

**JAMES GILBERT**, Paternoster-row, London, bookseller and publisher, Nov. 19 at half-past 2, and Dec. 16 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Gale, Basinghall-street.—Fiat dated Nov. 6.

**RICHARD DUTTON**, Sambrook-court, Basinghall-street, London, wool broker, Nov. 18 at half-past 11, and Dec. 16 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Vallance, 9, Old Jewry-chambers, London.—Fiat dated Nov. 5.

**GEORGE SPEARMAN**, Leeds, Yorkshire, silk mercer, Nov. 19 at 2, and Dec. 22 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Butter & Trotter, 4, Ely-place, Holborn.—Fiat dated Nov. 5.

**THOMAS RICHMOND**, Peterborough, Northamptonshire, builder, dealer and chapman, Nov. 19 at half-past 2, and Dec. 22 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Goddard & Eyre, 101, Wood-street, Cheapside.—Fiat dated Nov. 8.

**THOMAS SHERLOCK**, Lower Roseman-street, Clerkenwell, Middlesex, brush maker, Nov. 19 and Dec. 22 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Kneecy, Wilmington-square.—Fiat dated Nov. 6.

**GEORGE WOOD**, Trafalgar-place, Kentish-town, Middlesex, commission agent, (lately trading at No. 69, Wood-street, Cheapside, London, with William Cullen Deane, under the firm of Deane & Wood, shirt and stock manufacturers), Nov. 17 at 1, and Dec. 22 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sol. Cross, Surrey-street, Strand.—Fiat dated Nov. 2.

**GEORGE MORTON**, Leeds, Yorkshire, paper stainer, dealer and chapman, Nov. 25 and Dec. 23 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Hick, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated Nov. 2.

**JOSEPH LOWDEN**, Leeds, Yorkshire, ironmonger, dealer and chapman, Nov. 20 and Dec. 11 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Bayner & Son, Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Nov. 2.

**DOMINIQUE FRICK ALBERT**, Manchester, dealer in mathematical instruments, dealer and chapman, Nov. 19 and Dec. 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. and W. Norris, Manchester; Norris & Co., 20, Bedford-row, London.—Fiat dated Oct. 29.

**CHARLES WILLIAMS**, Liverpool, victualler and flour dealer, dealer and chapman, Nov. 23 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Toulmin, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated Nov. 3.

**WILLIAM ALEXANDER**, Bath, Somersetshire, shirt maker and outfitter, dealer and chapman, Nov. 22 and Dec. 21 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Huton; Sol. Hellings, Bath.—Fiat dated Nov. 2.

**JAMES LANSDOWN NORTON**, Birmingham, stationer and print seller, dealer and chapman, Nov. 20 and Dec. 18 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Bloxham, Birmingham.—Fiat dated Nov. 4.

**JOHN LEE**, Coventry, Warwickshire, watch manufacturer, dealer and chapman, Nov. 17 and Dec. 15 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Troughton & Lea, Coventry; Auston & Hobson, Raymond's-buildings, London.—Fiat dated Nov. 1.

**HENRY HUNT**, Derby, maltster, Nov. 26 and Dec. 17 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Vallack, Derby; Bowley, Nottingham; Poole & Co., Gray's-inn, London.—Fiat dated Oct. 30.

**BENJAMIN GIMSON** and **JOSIAH GIMSON**, Leicester, engineers, millwrights, dealers and chapman, Nov. 26 and Dec. 17 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Maples, Nottingham.—Fiat dated Nov. 3.

**JONATHAN POWELL**, Lugwardine, Herefordshire, cattle dealer, farmer, dealer and chapman, Nov. 30 and Dec. 14 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Gwilliam, jun., Hereford; Sackling, Birmingham.—Fiat dated Nov. 2.

**PHOEBE MAYBURY**, Worcester, hosier, Nov. 17 and Dec. 14 at half-past 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Pullen, Worcester; Bloxham, Birmingham.—Fiat dated Nov. 2.

**THOMAS BOWSER**, Morpeth, Northumberland, linen and woollen draper, Nov. 19 at half-past 10, and Dec. 17 at 11, District Court of Bankruptcy, Newcastle-upon Tyne: Off. Ass. Baker; Sols. Woodman, Morpeth; Crosby & Crompton, Church-court, Old Jewry, London.—Fiat dated Nov. 2.

## MEETINGS.

*Thomas Hubert*, Great-hall, Hungerford-street, Strand, and High Holborn, Middlesex, lighterman, Nov. 26 at 11, Court of Bankruptcy, London, last ex.—*Sampson Langdale* the elder and *Sampson Langdale* the younger, Stockton-upon-Tees, Durham, and Yarm, Yorkshire, corn dealers, Nov. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—*John Hammond*, Bognor, Sussex, ironmonger, Dec. 1 at 12, Court of Bankruptcy, London, and. ac.—*Geo. G. Oldrey*, Lawrence-lane, London, merchant, Dec. 1 at 11, Court of Bankruptcy, London, and. ac.—*Alexander Turney*, Addington-sq., Camberwell, Surrey, brewer, Dec. 1 at half-past 1, Court of Bankruptcy, London, and. ac.—*John Dunlop*, Dover-road, Surrey, and Trindon, near Hartlepool, Durham, coal merchant, Dec. 1 at 1, Court of Bankruptcy, London, and. ac.—*Thos. Hardwick*, Dunstable, Bedfordshire, grocer, Dec. 1 at 2, Court of Bankruptcy, London, and. ac.—*Edward Scott*, Tunbridge Wells, Kent, innkeeper, Dec. 1 at 2, Court of Bankruptcy, London, and. ac.—*Francis Jenkyns*, Love-lane, London, corn merchant, Dec. 8 at 1, Court of Bankruptcy, London, and. ac.—*Wm. Lambert*, Great Titchfield-street, Middlesex, grocer, Dec. 1 at 1, Court of Bankruptcy, London, and. ac.; Dec. 8 at 1, div.—*Edw. Burkitt*, Lynn, Norfolk, corn merchant, Nov. 30 at 11, Court of Bankruptcy, London, and. ac.—*Rich. Butcher* the younger, Epsom, Surrey, painter, Nov. 30 at 11, Court of Bankruptcy, London, and. ac.—*Edw. Bridcut*, Cheltenham, Gloucestershire, ironmonger, Dec. 13 at 12, District Court of Bankruptcy, Bristol, and. ac.; Dec. 14 at 12, div.—*John Harford* and *Wm. W. Davies*, Bristol, and Ebbw-valle and Sirhowy, Monmouthshire, iron masters, Dec. 28 at 11, District Court of Bankruptcy, Bristol, and. ac. sep. est. of *John Harford*; Dec. 30 at 11, div.—*John P. Moore*, Plymouth, Devonshire, chemist, Dec. 7 at 11, District Court of Bankruptcy, Exeter, and. ac.—*Jas. C. Yole*, East Stonehouse, Devonshire, coal merchant, Dec. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Dec. 9 at 1, div.—*Richard Rich*, Bodmin, Cornwall, carrier, Dec. 7 at 11, District Court of Bankruptcy, Exeter, and. ac.; Dec. 8 at 11, div.—*Eliz. Ellett*, St. Thomas the Apostle, Devonshire, innkeeper, Dec. 7 at 11, District Court of Bankruptcy, Exeter, and. ac.; Dec. 8 at 11, div.—*Geo. S. Baron*, Plymouth, money scrivener, Dec. 8 at 11, District Court of Bankruptcy, Exeter, and. ac.; Dec. 9 at 1, div.—*Wm. F. Brand*, Wigan, Lancashire, draper, Dec. 2 at 12, District Court of Bankruptcy, Manchester, and. ac.; Dec. 9 at 12, div.—*Richard Kitson*, Cleckheaton, Yorkshire, tow spinner, Nov. 30 at 11, District Court of Bankruptcy, Leeds, and. ac.; Dec. 4 at 11, div.—*John Deakin*, Liverpool, wine merchant, Nov. 30 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Abraham Thomas*, Liverpool, cartowner, Nov. 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Robert Dickinson*, Poulton in the Fylde, Lancashire, maltster, Nov. 30 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Jos. Spencer* the younger, Liverpool, builder, Nov. 30 at 11, District Court of Bankruptcy, Liverpool, and. ac.—*Wm. Davies*, Liverpool, blacksmith, Nov. 30 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*Walter Croase*, Liverpool, sharebroker, Nov. 30 at 12, District Court of Bankruptcy, Liverpool, and. ac.—*John Rose*, Monkwearmouth-shore, Durham, grocer, Nov. 30 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, and. ac.—*Dev. Bidmead*, Bread-street, Cheapside, London, warehouseman and shipping agent, Nov. 30 at half-past 12, Court of Bankruptcy, London, div.—*Wm. Child*, Sun-street, Bishopsgate-st., London, shoe mercer, Nov. 30 at 1, Court of Bankruptcy, London, div.—*J. Laby* and *Thos. Jas. Laby*, Barking, Essex, coal merchants, Nov. 30 at half-past 1, Court of Bankruptcy, London, div.—*W. Day* and *T. Day*, Gracechurch-st., London, oilmen, Nov. 30 at 12, Court of Bankruptcy, London, fin. div. sep. est. of *Wm. Day*.—*Jos. Salmon*, Beaumont, Essex, carpenter, Nov. 30 at 11, Court of Bankruptcy, London, div.—*William Andrew*, Duval's-lane, Hornsey-road, Middlesex, livery-stable keeper, Dec. 2 at half-past 12, Court of Bankruptcy, London, div.—*Thos. Gillett*, Gutter-lane, Cheapside, London, warehouseman, Dec. 1 at half-past 12, Court of Bankruptcy, London, div.—*John Burbury*, Leek Wootton, Warwickshire, maltster, Dec. 14 at 12, District Court of Bankruptcy, Birmingham, and. ac.; Dec. 21 at 12, div.—*Richard Hallam*, Newcastle-under-Lyme, Staffordshire, grocer, Nov. 30 at 11, District Court of Bankruptcy, Birmingham, and. ac. and div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Edward Tibbey*, Frith-street, Soho, Middlesex, diamond merchant, Dec. 8 at half-past 1, Court of Bankruptcy, London.—*Joseph Deer*, Bryanstone-st., Edgware-road, Middlesex, wheelwright, Nov. 30 at 12, Court of Bankruptcy, London.—*Jacob Hansford*, Ventnor, Newchurch, Isle of Wight, Southampton, upholsterer, Nov. 30 at 11, Court of Bankruptcy, London.—*Wm. Vaughan*, Ryde, Isle of Wight, Hampshire, chinaman, Nov. 30 at half-past 11, Court of Bankruptcy, London.—*Alex. Turner*, Addington-square, Camberwell, Surrey, brewer, Dec. 1 at half-past 1, Court of Bankruptcy, London.—*David Pratt* and *Joseph Finnermore*, Dec. 14 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Knight*, Manchester, stock and share broker, Dec. 1 at 12, District Court of Bankruptcy, Manchester.—*Edmund Lord*, Rochdale, Lancashire, flannel manufacturer, Dec. 1 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Nov. 30.

*Wm. Toms*, Hungerford, Berkshire, brewer.—*Benj. Fenwick*, Newcastle-upon-Tyne, linen draper.—*Silas Taylor*, Albion-house, Chapel-place, Tonbridge-wells, Kent, plumber.—*Diedrick Carsten Hermann Lomer*, London-st., London, merchant.—*Wm. Temple*, Motcombe-street, Belgrave-square, Middlesex, turner and brush maker.—*Robert Hayward Beart*, Great Yarmouth, Norfolk, wine merchant.—*Jonathan Clarkson*, King's-road, Chelsea, Middlesex, grocer's shopman.—*Ed. Palmer*, Brighton, Sussex, common brewer.

## SCOTCH SEQUESTRATIONS.

*Wm. Johnston*, Glasgow, watch maker.—*Wm. Scott*, New Kilpatrick, Dumbaronshire, farmer.—*Pearson, Wilsons, & Co.*, Glasgow, merchants.—*Wm. Giffillan*, Glasgow, painter.—*Jas. Maclaren*, Inverkeithing, Fifeshire, coal master.—*Geo. Brodie*, Dundee, auctioneer.

## DECLARATION OF INSOLVENCY.

*Wm. Simons*, Whittaker-st., Fimlico, Middlesex, builder, Nov. 12 at half-past 10, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Robert Wang*, Kingston-upon-Hull, commercial traveller, Nov. 20 at 10, County Court of Yorkshire, at Kingston-upon-Hull.—*James Robinson*, Manchester, shopkeeper, Nov. 19 at 1, County Court of Lancashire, at Manchester.—*Peter Griffiths*, Cleobury Mortimer, Shropshire, veterinary surgeon, Nov. 26 at 10, County Court of Shropshire, at Cleobury Mortimer.—*W. Clarke*, Leicester, saddler, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Wm. Moore*, Ansty, Leicestershire, shoemaker, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Chas. Goddard*, Leicester, engraver, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Thos. Hooke*, Leicester, innkeeper, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Pricilla Clarke*, Leicester, out of business, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Justinian Thos. Clarke*, Leicester, grocer, Nov. 25 at 12, County Court of Leicestershire, at Leicester.—*Lake John Hanks*, Malmesbury, Wiltshire, innkeeper, Jan. 3 at 10, County Court of Wiltshire, at Malmesbury.—*John Hayward*, Brinkworth, near Malmesbury, Wiltshire, carpenter, Jan. 3 at 10, County Court of Wiltshire, at Malmesbury.—*Wm. Wilecks*, Bodmin, Cornwall, licensed victualler, Dec. 14 at 11, County Court of Devonshire, at Plymouth.—*John Whiteman*, Liverpool, carver, Nov. 15 at 10, Liverpool District County Court, at Liverpool.—*John Joseph Dickson*, Liverpool, cordwainer, Nov. 15 at 10, Liverpool District County Court, at Liverpool.—*Robert Johnson Sharp*, Liverpool, licensed victualler, Nov. 15 at 10, Liverpool District County Court, at Liverpool.—*Geo. Lang Fevery*, Exeter, commercial traveller, Nov. 13 at 1, County Court of Devonshire, at Exeter.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 24 at 10, before Mr. Commissioner LAW.*

*Fred. Edington Mackrill*, Vinegar-yard, Brydges-street, Covent-garden, Middlesex, dealer in ginger beer.—*W. Sharp*, George-st., Portman-square, Middlesex, stationer.—*Gilbert Chesnut*, Church-terrace, Waterloo-road, Lambeth, Surrey, clerk.

*Nov. 24 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Pritchard*, Tottenham-court-road, Middlesex, horse-bridle front maker.—*Thos. Kaveney*, Arundell-place, Loampit-hill, Lewisham, Kent, general chandler-shop keeper.—*Maria Margaret Playle*, spinster, Stanhope-terrace, Hyde-park, Middlesex, stationer.

*Nov. 25 at 10, before the CHIEF COMMISSIONER.*

*Maria Williams*, Stratford, Essex, widow, assistant to a grocer.—*Jas. Wain*, Pump-row, Old-street-road, Middlesex, carman.—*Charles W. Letton*, White-st., Southwark, Surrey, fishmonger.—*James Turner*, Cross-street, Hatton-garden, also of Devonshire-place, Stoke Newington, Middlesex, placard exhibitor.

*Saturday, Nov. 6.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Charles Arthur*, Albany-street, Regent's-park, Middlesex, upholsterer, No. 36,577 T.; *John Whinrey Spencer*, assignee. *John Bradley Beaumont*, North-place, Charles-st., Peckham, Surrey, gentleman; *John Witton*, assignee.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*William Reynolds*, Clarendon-road, Notting-hill, Middlesex, builder: in the Queen's Prison.—*Robert Cox*, Bowyer-place, Camberwell, Surrey, coach builder: in the Gaol of Surrey.—*James G. Beckerley*, Lady Lake's-grove, Mile-end-road, Stepney, Middlesex, secretary to the Economic Conveyance Company: in the Debtors Prison for London and Middlesex.—*Benjamin Whitehorn*, Charlotteterrace, Barnsbury-road, Islington, Middlesex, jeweller: in the Debtors Prison for London and Middlesex.—*Henry Abraham Henry*, Canterbury-street, Lambeth, Surrey, reader to a synagogue: in the Queen's Prison.—*Wm. Chas. Bartlett*, Goswell-street, Middlesex, confectioner: in the Debtors Prison for London and Middlesex.—*James Harris*, Roupell-street, Blackfriars-road, Surrey, baker: in the Gaol of Surrey.—*William Henry Royer*, Old-street, St. Luke, Middlesex, broker: in the Debtors Prison for London and Middlesex.—*Edward Wm. Piercy*, Paradise-terrace, Lambeth, Surrey, clerk to a stock broker: in the Debtors Prison for London and Middlesex.—*Rob. Mason*, Edgware-road, Middlesex, hosier: in the Debtors Prison for London and Middlesex.—*Wm. Butcher*, Victoria-cottages, Archway-rd., Hornsey, Middlesex, commission agent for the sale of carpets: in the Debtors Prison for London and Middlesex.—*George John Moore*, Reform-pl., Trafalgar-road, Greenwich, Kent, plumber: in the Queen's Prison.—*William Jas. Bland*, Melbourne-square, Cowley-rd., Brixton, Surrey, tea inspector: in the Debtors Prison for London and Middlesex.—*Henry Butt*, Southampton-street, Camberwell, Surrey, out of business: in the Gaol of Surrey.—*J. Bangs*, Chapel-st., Somers'-town, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*George Turnbull*, South Shields, Durham, out of business: in the Gaol of Durham.—*Thomas Ashcroft Graham*, Blackburn, Lancaster, chymist: in the Gaol of Lancaster.—*James Taylor*, Blackpool, Lancaster, ostler: in the Gaol of Lancaster.—*James Emery*, Manchester, baker: in the Gaol of Lancaster.—*Paul Walmesley* the younger, Ashton in Mackerfield, near Wigan, Lancashire, shoe maker: in the Gaol of Lancaster.—*Robert Amy Ayres*, East Holey, Berkshire, in no trade: in the Gaol of Reading.—*The Rev. Wm. Fletcher*, Harwell, near Abingdon, Berkshire, clerk: in the Gaol of Reading.—*John Beet*, Brighton, Sussex, bather: in the Gaol of Lewes.—*Richard Hughes*, Manchester, fitter up of hot water, steam, and gas apparatus: in

the Gaol of Lancaster.—*George Cox*, Pensford St. Thomas, Somerset, fish dealer: in the Gaol of Wilton.—*Levi Fidler*, Manchester, out of business: in the Gaol of Lancaster.—*Hen. Smith Craggs Sweeting*, Marsden, near Binley, Lancaster, bricklayer: in the Gaol of Durham.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Nov. 23 at 10, before the CHIEF COMMISSIONER.*

*Richard Bawtree Turner*, Inner-temple-lane, London, barrister at law.—*Wm. Houston Uryuhart*, Portsmouth-place, Lower Kennington-lane, Lambeth, Surrey, author.—*William Toms*, Bow-lane, Cheapside, London, butcher.—*J. Musgrove* the younger, Marygold-street, Bermondsey-wall, Bermondsey, Surrey, bricklayer.—*Edward Petty*, Drummond-road, Bermondsey-level, Bermondsey, Surrey, hair dresser.

*Nov. 24 at 10, before the CHIEF COMMISSIONER.*

*Joshua Addis*, Gravesend, Kent, out of business.

*Nov. 24 at 10, before Mr. Commissioner LAW.*

*James Winks*, Queen-street, Pimlico, Middlesex, baker.

*At the County Court of Essex, at CHELMSFORD, Nov. 25.*

*Henry Thornton*, Breatwood, auctioneer.—*Hubert Holmes*, Weeley, near Colchester, wheelwright.—*Nicholas Palmer*, Hatfield Broad Oak, out of business.—*Rich. Paschey*, Chelmsford, brazier.—*James Wakefield*, Braintree, dealer in straw plait.—*Samuel Goodey*, Belchamp St. Paul's, farmer.

*At the County Court of Warwickshire, at COVENTRY, Dec. 4.*

*Edward Mincher*, Birmingham, licensed victualler.—*Hen. Wilkes*, Birmingham, silk dyer.

*At the County Court of Oxfordshire, at OXFORD, Nov. 23.*

*John King*, Henley-upon-Thames, coach painter.

*At the County Court of Monmouth, at MONMOUTH, Nov. 25 at 11.*

*Thomas Sullivan*, Newport, green grocer.

## FRIDAY, Nov. 12.

### BANKRUPTS.

**JOHN HISCOCK**, New Church-st., Edgware-road, Middlesex, grocer, dealer and chapman, Nov. 19 at 11, and Dec. 21 at half-past 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Swan, Devereux-court, Temple. Fiat dated Nov. 6.

**SMITH HASTINGS**, Lime-st., London, wine and spirit merchant, dealer and chapman, Nov. 23 at 1, and Dec. 22 at 2, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Borradaile & Dimsdale, 20, King's Arms-yard, Coleman-st.—Fiat dated Nov. 8.

**JOHN GRAY**, West Smithfield, London, saddler, Nov. 23 at 12, and Dec. 22 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Bassett, Bell-yard, Doctors'-commons.—Fiat dated Nov. 3.

**JOSE ARTUS**, (in co-partnership with Julius Innes), Pall-mall, Opera Colonnade, Middlesex, cigar importer and dealer, dealer and chapman, Nov. 26 and Jan. 1 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Nov. 11.

**JOHN PARRISH**, High-st., Newington, Surrey, and Canterbury, draper, dealer and chapman, Nov. 20 at 2, and Jan. 1 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Scott & Co., 25, Lincoln's-inn-fields.—Fiat dated Nov. 9.

**CHARLES MURGATROYD**, Lawrence-lane, Cheapside, London, warehouseman, Nov. 26 at 2, and Jan. 1 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. West, 40, Gresham-street.—Fiat dated Nov. 10.

**THOMAS AYRES**, Great Bath-st., Clerkenwell, Middlesex, fancy cabinet maker, dealer and chapman, Nov. 22 at 1, and Dec. 20 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Moss, Serjeant's-inn, Fleet-street.—Fiat dated Nov. 10.

**DANIEL ROSS**, Ratcliffe-cross-wharf, Middlesex, and Glasgow, Scotland, wine and spirit merchant, (trading under the style or firm of Ross & Co.), Nov. 22 at half-past 1, and Dec. 27 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. West, Gresham-street, City.—Fiat dated Nov. 4.

**HENRY HELLIER**, Leadenhall-market, London, meat salesman, Nov. 24 at 1, and Dec. 22 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Shaw, Fish-st.-hill.—Fiat dated Nov. 9.

**WILLIAM BARTON**, Old Brentford, Middlesex, grocer, Nov. 26 and Dec. 17 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wright & Bonner, London-street, Fenchurch-street.—Fiat dated Nov. 6.

**GEORGE MINERS**, Winchelsea, Sussex, wine and spirit merchant, dealer and chapman, Nov. 26 at half-past 1, and Dec. 17 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Butler, Rye, Sussex; Messrs. Lovell, South-square, Gray's-inn.—Fiat dated Nov. 3.

**JOHN COLE GEARD**, Dorset-street, Clapham-road, Surrey, brewer, (trading under the style or firm of Geard & Mapp), Nov. 26 at 1, and Dec. 17 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Messrs. Jones, 10, Brunswick-square.—Fiat dated Nov. 9.

**JOHN GOWEN**, Colchester, Essex, boot and shoe manufacturer, Nov. 23 at 2, and Dec. 17 at 1, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Cross, 28, Surrey-st., Strand.—Fiat dated Nov. 11.

**ROBERT CHARLES**, Leeds, Yorkshire, commission-agent, dealer and chapman, Nov. 27 and Dec. 18 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Shackleton, Leeds; Sudlow & Co., 38, Bedford-row, London.—Fiat dated Nov. 10.

**HENRY HORD**, Leeds, Yorkshire, plumber, glazier, gas fitter, dealer and chapman, Nov. 23 and Dec. 14 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Hick, Leeds; Jones & Co., John-st., Bedford-row, London.—Fiat dated Nov. 6.

**RICHARD THOMAS**, Bridgewater, Somersetshire, coal merchant, dealer and chapman, Nov. 25 and Dec. 15 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Nov. 8.

**HENRY WITT FRAMPTON**, Bideford, Devonshire, grocer and tea dealer, Nov. 25 and Dec. 15 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Nov. 5.

**JOHN BELLING**, Bodmin, Cornwall, watch maker, Nov. 25 and Dec. 15 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Hamley, Bodmin; Stogdon, Southernhay, Exeter; Sergeant, 10, Norfolk-street, Strand, London.—Fiat dated Nov. 9.

**THOMAS THOMPSON**, Manchester, calico printer, Nov. 25 and Dec. 16 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Cobbett, Manchester; Spinks, 39, Gt. James-street, Bedford-row, London.—Fiat dated Nov. 6.

**EDMUND WALLINGTON**, Stockport, Cheshire, carpenter, joiner, and builder, dealer and chapman, Nov. 24 and Dec. 15 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Chetham, Stockport; Harding, Manchester; Tyler, Staple-inn, London.—Fiat dated Nov. 6.

**GEORGE DOUGLAS**, Bury, Lancashire, draper, dealer and chapman, Nov. 24 and Dec. 15 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Nov. 2.

**JOHN NICHOLLS**, Bristol, mason and contractor, Nov. 25 and Dec. 23 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Ayre, jun., Bristol; Boykett, Chancery-lane, London.—Fiat dated Nov. 5.

**CHARLES MARSH ADAMS** and **CHARLES WARREN**, (trading under the firm of Adams, Adams, Warren, & Co.), bankers, Shrewsbury and Market Drayton, Salop, Dec. 1 and 29 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Birmingham; Westmacott & Co., John-street, Bedford-row, London.—Fiat dated Nov. 8.

**WILLIAM HADFIELD**, Liverpool, merchant, dealer and chapman, (trading in copartnership with Thomas M'Tear and Edmund Thompson, of Liverpool, under the name, style, or firm of M'Tear, Hadfield, and Thompson), Nov. 26 and Dec. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated Nov. 6.

**WILLIAM BOURNE**, Bewdley, Worcestershire, chemist and druggist, dealer and chapman, Nov. 24 and Dec. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Tudor, Kidderminster.—Fiat dated Nov. 8.

**ROBERT WILLIAMS**, Chirk, Denbighshire, miller, Nov. 23 and Dec. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Barker & Co., Wenn; Duncan & Radcliffe, Liverpool; Cuff, Half Moon-street, London.—Fiat dated Nov. 2.

**WILSON JONES**, Liverpool, merchant and forwarding agent, dealer and chapman, Nov. 23 and Dec. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Dodge, Liverpool; Bridger & Co., London-wall.—Fiat dated Nov. 4.

**GEORGE CAPPUR** and **RALPH CAPPUR**, Nantwich, Cheshire, cheese factors, dealers and chapmen, (trading under the style or firm of George Cappur and Ralph Cappur, cheese factors, at Nantwich), Nov. 26 at 12, and Dec. 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Broughton, Nantwich; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 6.

## MEETINGS.

*Edward Jacobson*, Great St. Helens, London, merchant, Nov. 24 at 11, Court of Bankruptcy, London, last ex.—*Barnabus Mayhew* and *Frederick Smees*, Bromley Newtown, Bow-common, Middlesex, brewers, Dec. 3 at 11, Court of Bankruptcy, London, aud. ac.—*Charles Bone*, Millbank-street, Westminster, Middlesex, licensed victualler, Dec. 3 at half-past 11, Court of Bankruptcy, London, and. ac.—*Rich. Chantler*, Pendleton, Eccles, Lancashire, joiner and builder, Dec. 6 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 7 at 11, div.—*Jas. Dolphin*, Bilston, Staffordshire, grocer, Dec. 14 at half-past 10, District Court of Bankruptcy, Birmingham, aud. ac.—*Robert Hill Ireland*, Nottingham, licensed victualler, Dec. 10 at 2, District Court of Bankruptcy, Nottingham, aud. ac.—*William Herbert*, Broadmead, Bristol, grocer, Dec. 6 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*James and Samuel Knight*, Mold, Flintshire, bankers, Dec. 3 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Jabez Hawkins*, Nottingham, currier, Dec. 10 at 12, District Court of Bankruptcy, Nottingham, aud. ac.; Dec. 17 at 12, div.—*Robert Adams* and *Thomas Banks*, Liverpool, cattle salesmen, Dec. 3 at 12, District Court of Bankruptcy, Liverpool, div. sep. est. of *Robert Adams*.—*Abraham Thomas*, Liverpool, cart owner, Dec. 3 at 11, District Court of Bankruptcy, Liverpool, div.

## CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Joseph Sandell Welch*, St. James's-street, Westminster, Middlesex, print seller, Dec. 3 at 12, Court of Bankruptcy, London.—*George Evans*, Tottenham-court-road, Middlesex, and of Winchester, Hants, draper, Dec. 3 at 11, Court of Bankruptcy, London.—*John Fawcett*, Richmond, Yorkshire, linen draper, Dec. 7 at 11, District Court of Bankruptcy, Leeds.—*Jos. Morse*, Neithrop, Banbury, Oxfordshire, woolstapler, Dec. 4 at 11, Court of Bankruptcy, London.—*John Bateson* and *John Holmes*, Leeds, mason, Dec. 4 at 12, District Court of Bankruptcy, Leeds.—*Wm. East Holmes* and *Wm. Butcher*, Lichfield, coach builders, Dec. 4 at 12, District Court of Bankruptcy, Birmingham.—*R. Thackray*, Manchester, linen merchant, Dec. 7 at 11, District Court of Bankruptcy, Leeds.—*Wm. Yates*, Adlington, near Chorley, Lancashire, calico printer, Dec. 3 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 3.*

*Abel Quarterman*, Oxford, brooches maker.—*John Laybourne*, Manchester, printer.—*Isaac Boyd*, Spital-square, Middlesex, silk manufacturer.—*Wm. Moody*, High-street, Aldgate, London, tailor.—*Saml. Chas. Everett* and *Henry Everett*, Mill-wall, Poplar, Middlesex, coopers.—*Geo. Gale*, Winchester, Southampton, corn chandler.—*Charles Lewis*, Stangate-st., Lambeth, Surrey, tin-plate manufacturer.—*D. Winton*, Gatter-lane, London, commission agent.—*G. Whitehead*, *John Settle*, *John Smith*, *John Hyde*, *Wm. Kelall*, *James Holden*, *Thomas Barlow*, *Duncan Crighton*, *J. Jones*, *Thomas Mallinson*, *William Foster*, *David Crighton*, *James Ashworth*, *William Hopwood*, *John Murgatroyd*, and *James*

*Brown*, Pendleton, near Manchester, cotton spinners.—*Wm. Mensie*, Gloucester, draper.—*J. H. Tittle*, Wymondham, Norfolk, bombazine manufacturer.—*Henry Sydney Brasier*, Oxford, tailor.—*Alfred Rule*, Leadenhall-street, London, ship broker.—*Wm. Arnett*, Horley, Oxfordshire, innkeeper.—*Richard Vause*, Kingston-upon-Hull, merchant.—*William Stone*, Matlock, Derbyshire, builder.—*Thomas Mortimer*, East-lane, Walworth, Surrey, victualler.—*Thos. Lawrence*, Reading, Berkshire, draper.—*Chas. Robertson*, Leicester-place, Leicester-square, Middlesex, master mariner.—*Thomas Holmes*, Belgrave-street South, Picnic, and Hereford-square, Brompton, Middlesex, builder.

#### PARTNERSHIPS DISSOLVED.

*Wm. Clarke* and *C. F. Sparrow*, Wolverhampton, Staffordshire, solicitors and attorneys: (in future the business will be carried on by the said Fred. Sparrow on his separate account).—*Stacey Grimaldi*, *Henry Edward Stables*, and *John S. Burn*, Copthall-court, London, attorneys and solicitors, (so far as regards the said Stacey Grimaldi).

#### SCOTCH SEQUESTRATIONS.

*Donald Robertson*, Edinburgh, hotel keeper.—*Edward D. Allison*, Edinburgh, chemist.—*James Macgregor*, Glasgow, cotton spinner.—*Alexander Budge*, Glasgow, provision merchant.—*David M. Michael & Co.*, Glasgow, power-loom-cloth manufacturers.—*Lewis Houstoun*, Proney, near Dornoch, farmer.—*Cowan, Smith, & Co.*, Glasgow, merchants.

#### DECLARATION OF INSOLVENCY.

*John Life*, Manor-place, Haggerstone, Middlesex, boot maker, Dec. 1 at 11, Court of Bankruptcy, London.

#### INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Benjamin Shaul*, Bath, Somersetshire, lozenge maker, Nov. 27 at 1, County Court of Somersetshire, at Bath.—*G. East*, Brettell-lane, Staffordshire, clerk to a glass manufacturer, Nov. 16 at 9, County Court of Worcestershire, at Stourbridge.—*T. Cottrill* the elder, Hulme, Manchester, cooper, Nov. 19 at 1, County Court of Lancashire, at Manchester.—*Peter Feeley*, Richmond, Yorkshire, licensed hawk, Nov. 19 at 9, County Court of Yorkshire, at Richmond.—*John Boland*, Manchester, toy dealer, Nov. 19 at 1, County Court of Lancashire, at Manchester.—*Thomas Puffick*, Farnhurst, Sussex, labourer, Dec. 2 at 11, County Court of Sussex, at Midhurst.—*Joseph Haw Parsons*, Maidstone, Kent, shoemaker, Dec. 8 at 10, County Court of Kent, at Maidstone.—*John Edw. Woolley*, Maidstone, Kent, confectioner, Dec. 8 at 10, County Court of Kent, at Maidstone.—*Rich. B. Goodwin*, Canterbury, Kent, butcher, Nov. 22 at 1, County Court of Kent, at Canterbury.—*John Brindley*, Birmingham, paper machie maker, Nov. 23 at 2, County Court of Warwickshire, at Birmingham.—*Wm. Symonds*, Birmingham, bricklayer, Nov. 22 at 2, County Court of Warwickshire, at Birmingham.—*Thomas Ludlow*, Birmingham, butcher, Nov. 23 at 2, County Court of Warwickshire, at Birmingham.—*Richard Clarke Lemon*, Torquay, Tormoham, Devonshire, cabinet maker, Dec. 6 at 11, County Court of Devonshire, at Newton Abbot.—*Sophia Skynner*, Ashburton, Devonshire, schoolmistress, Dec. 6 at 11, County Court of Devonshire, at Newton Abbot.—*Joseph Lowry*, Raffles, near Carlisle, Cumberland, joiner, Nov. 23 at 9, County Court of Cumberland, at Carlisle.—*John Jeayes*, Upper Brixham, Devonshire, lieutenant in the royal navy, Dec. 2 at 11, County Court of Devonshire, at Totness.—*John Day*, Bagber, Sturminster Newton Castle, Dorsetshire, farmer, Dec. 31 at 10, County Court of Dorsetshire, at Shaftesbury.—*John Abell*, Lyng, Westbromwich, Staffordshire, kitchen furniture caster, Nov. 27 at 9, County Court of Staffordshire, at Oldbury.—*Daniel Corns*, Womborne, Staffordshire, retail brewer, Nov. 22 at 9, County Court of Staffordshire, at Wolverhampton.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Nov. 26 at 11, before Mr. Commissioner HARRIS.*

*Richard House*, Wellington-row, Bethnal-green-road, Middlesex, storekeeper.

*Nov. 26 at 10, before Mr. Commissioner LAW.*

*William Neville*, Downshire-hill, Hampstead, Middlesex, job master.

*Nov. 27 at 11, before Mr. Commissioner HARRIS.*

*Joseph Pickering*, Brunswick-street, Trinity-square, Newington, Surrey, commercial traveller.—*Alex. West*, Head-passage, Newgate-market, London, eating-house keeper.—*H. W. Glover*, King-street, Portman-square, Middlesex, out of employ.—*Charles Palmer* Gee, Strand, Middlesex, comedian.—*George Rose*, Bromley, Kent, tailor.

*Nov. 29 at 10, before Mr. Commissioner PHILLIPS.*

*Joseph Hitchcock*, Water-lane, Brixton, Surrey, fly master.—*John M. Sykes*, Great Chart-street, Hoxton, Middlesex, cabinet carver.—*Charles Stephen Howard*, Ipswich, Suffolk, out of business.—*Lewis Boss*, Windsor-place, City-road, Middlesex, dealer in precious stones.

*Wednesday, Nov. 10.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Thos. Geo. Joy*, Hadley and South Mimms, near Barnet, Middlesex, coach maker: in the Debtors Prison for London and Middlesex.—*Rich. A. Parker*, Oxford-street, Islington, Middlesex, commission agent for the sale of stuffs: in the Debtors Prison for London and Middlesex.—*Wm. F. Hook*, Sherborn-st., Blandford-sq., New-road, Middlesex, out of employ: in the Debtors Prison for London and Middlesex.—*Thos. Fos*, Cross-street, Hatcham, New-town, Old Kent-road, Surrey, carman: in the Queen's Prison.—*Chas. Hart*, Hendre-road, Old Kent-road, Surrey, dealer in cigars: in the Gaol of Surrey.—*Christ. Holiday*, Bishop Wearmouth, Durham, lodging-house keeper: in the Gaol of Durham.—*James Noakes*, Coxheath, Loose, Kent, baker: in the Gaol of Maidstone.—*Hansel Baird*, Gloucester, wine merchant's traveller: in the Gaol of Gloucester.—*David C. Britt*, Manchester, in no business: in the Gaol of Lancaster.—*John Taylor*, Meltham, near Huddersfield, Yorkshire, farmer: in the Gaol of York.

*(On Creditor's Petition).*

*Henry Harries*, Waunllans New Church, Carmarthenshire, farmer: in the Gaol of Carmarthen.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Nov. 26 at 11, before Mr. Commissioner HARRIS.*

*Thos. Smith*, Howard's-place, Hackney-road, Middlesex, grocer.—*Israel Lazarus*, Vincent-terrace, River-terrace, Islington, Middlesex, out of business.—*Robert Beck*, Chatham, Kent, tobacconist.

*Adjourned.*

*Sam. Howard*, James-street, Oxford-st., Middlesex, out of business.

*Nov. 26 at 10, before Mr. Commissioner LAW.*

*Jas. Harris*, Roupell-st., Blackfriars-road, Surrey, baker.

*Nov. 26 at 10, before Mr. Commissioner PHILLIPS.*

*Henry Davey*, Belvidere-place, Southwark-bridge-road, Southwark, Surrey, carpenter.—*Fisher Jackson*, Welch-square, Middlesex, pensioner of the Honourable East India Company.—*Chas. M. Douglas*, Aldermanbury, London, bandanna manufacturer.—*James F. Bulkeley*, Middlesex-place, New-road, Marylebone, Middlesex, lieutenant in the royal navy on half-pay.

*Nov. 30 at 10, before the CHIEF COMMISSIONER.*

*Jas. Beadle*, High-st., Borough, Surrey, confectioner.

*At the County Court of Hampshire, at WINCHESTER.*  
*Nov. 23.*

*Jas. Bartholomew*, Fareham, manufacturer of iron.—*Edw. Micoleson*, Portsea, manufacturer and seller of caps.—*John Purcell*, Monk Sherborne, victualler.—*Jeremiah Chas. Wellow*, near Yarmouth, Isle of Wight, farmer.—*John Steeg*, Soberton, near Droxford, labourer.—*Thos. Panny*, Downton, Hordle, near Lymington, farmer.

*At the County Court of Yorkshire, at SHEFFIELD, Nov. 24*  
*at 12.*

*Alexander Cheetham*, Sheffield, butcher.—*Wm. Hancock*, Sheffield, scale presser.

At the County Court of Yorkshire, at YORK, Nov. 27.

Thos. Johnson, Pudsey, near Leeds, out of business.—John Haigh, Holbeck, near Leeds, scribbling miller.—John Webster, Holbeck, near Leeds, scribbling miller.—A. Gambles, Pudsey-town-end, Bramley, near Leeds, cloth maker.

At the County Court of Lancashire, at LANCASTER, Nov. 27 at 10.

Sam. Smith, Manchester, joiner.—W. Wilkinson, Church, near Accrington, provision shopkeeper.—Joseph Grimshaw, Crumpsall, near Manchester, out of business.—John Penny, Clitheroe, licensed victualler.—John Bevan, Walmaley, near Bury, spindle and fly maker.—Mary Wood, widow, Manchester, out of business.

At the County Court of Cornwall, at BODMIN, Dec. 8 at 10

Thos. W. Geach, Sithney, out of business.—John Harwood, Liskeard, general agent.

At the County Court of Staffordshire, at the Court-house, STAFFORD, Nov. 29 at 10.

John Fundley the younger, Newcastle-under-Lyme, licensed brewer.—Jos. B. Troman, Reddall-hill, near Rowley Regis, machine keeper.

At the County Court of Staffordshire, at the County-hall, STAFFORD, Nov. 29 at 10.

Chas. Ridge, Newbridge, Wolverhampton, assistant to a retail brewer.—Jos. Goodall, Stone, assistant to a boot manufacturer.

At the County Court of Durham, at DURHAM, Nov. 29.

Hen. R. Stevenson, Toft-hill, near Bishop Auckland, assistant to a surgeon.—Geo. Fullerton, Monkwearmouth Shore, master mariner.—Hen. S. C. Svesting, Marsden, near Burnley, Lancashire, bricklayer.—Geo. Turnbull, South Shields, out of business.—Christ. Holiday, Bishopwearmouth, retail dealer in butter and eggs.

INSOLVENT DEBTORS' DIVIDENDS.

John Trotter, Brighton, Sussex, half-pay captain in the artillery: 5s. 10d. (making 20s.) in the pound.—J. Western, Wragby, Lincolnshire, hair dresser: 1s. 6½d. in the pound.—Geo. Buck, Middle-mall, Hammersmith, Middlesex, tailor: ½d. and 1-8th of a penny.—Jos. Clarke, Great Hadham, Hertfordshire, farmer: 4s. 2½d. in the pound.—James Holmes, Tottenham-green, Middlesex, schoolmaster: 9½d. and 1-8th of a penny.—Christ. Rawlings, Suffolk-street, Lower-road, Islington, Middlesex, builder: ½d. in the pound.—Wm. W. Marsh, Oxford-st., Middlesex, bookseller: 1s. 7½d. in the pound.—Hen. Clements, Brighton, Sussex, grocer: 3s. 9½d. in the pound.—Thos. Beck, Tiverton, Devonshire, builder: ½d. in the pound.—James Lathbury, Aldgate High-street, Whitechapel, London, meat salesman: 4½d. in the pound.—Jamieson Waddington, Preston, Lancashire, licensed victualler: 1s. 9½d. in the pound.—Thos. Matthews, Cheltenham, Gloucestershire, grocer: 7d. and 1-8th of a penny in the pound.—Christopher Daniell, Thirak, Yorkshire, currier: 2d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Arthur Bromley, Gent., of Manchester, to be a Master Extraordinary in the high Court of Chancery.

This day is published, price 1l. 11s. 6d., in one thick volume, 8vo., A PRACTICAL TREATISE OF THE LAW concerning LUNATICS, IDIOTS, and PERSONS OF UNSOUND MIND; with an Appendix of the Statutes of England, Ireland, and Scotland relating to such Persons; and Forms of Proceedings in Lunacy. The Second Edition, with considerable Alterations and Additions, including the New General Orders, Statutes, and Decisions. By LEONARD SHELFORD, Esq., of the Middle Temple, Barrister at Law.

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LONDON, NOVEMBER 20, 1847.

THE right of a shopkeeper to insist upon the departure of a customer from his shop has lately been discussed in county courts and public meetings. The circumstances which gave rise to the discussion will probably be brought before Parliament; and as the general question, without reference to the facts of any particular case, presents some points of practical importance, we have selected it for the subject of a few remarks.

The position of a shopkeeper we take to be this. By opening his shop he enters into an implied contract with the public, that he will sell to such persons as may be willing to buy his wares at his prices; and that, as an incident to this contract, and for the purpose of carrying it into effect, he gives a license to the public to enter his shop. If he refuse to sell, an action ex contractu may, perhaps, be sustainable against him; it certainly may, if a purchase has been made, and he refuse to deliver the goods: but we propose, first, to consider how far he is justified in expelling a person from his shop who has entered to buy, but has not yet made a purchase? Suppose an action were brought against him for the expulsion, he would plead that the plaintiff was a trespasser in his shop, the plaintiff would reply, leave and license, to which defendant would rejoin, a revocation thereof.

This would raise the whole question. It seems clear, that the public can rely upon nothing but a mere license for their entry, that is to say, a permission making that lawful which otherwise would be unlawful. (See *Thomas v. Sorrell*, Vaugh. 361). There is neither grant nor interest coupled with such license, which thereof may be revoked, as a mere license is from its very nature revocable. (See *Wood v. Leadbitter*, 13 Mee. & W. 38; 9 Jur. 187).

*Wood v. Leadbitter* confirmed the case in the Year Books, that "If one gives me a license to enter his house, and I enter it, if he afterwards revokes such license, I must leave," to which is added, "unless the weather be tempestuous, (nisi fuerit tempore tempestatis), for then I may remain." (Bro. Abr. "Licensee," pl. 9, 15). It would appear to be immaterial whether the license be given to one or many, to the public or to an individual member, for it is still a license unconnected with grants or interests, and on that account essentially revocable. Express notice is sufficient revocation, (*Wood v. Leadbitter*), and, therefore, a request by the shopkeeper to any person to quit his shop would be sufficient to put an end to the implied license, and to justify the shopkeeper in expelling any who refused to comply with such request.

It should be observed, this license is given by the party, and not, as in the case of innkeepers, by the law. This distinction, taken in *The Six Carpenters' case*, (3 Rep. 146, a.; Smith's Leading Cases, 62), was applied in *Datcham v. Bond*, (3 Camp. 524). There, to an action of trespass for entering a dwelling-house, the defendant pleaded license; it appeared that the plaintiff kept billiard-rooms, into which defendant entered, and in which he insisted on remaining, though all the rooms were engaged, and he struck the plaintiff, who endeavoured to eject him; it was held by Lord Ellenborough, that the defendant could not be made by his subsequent conduct a trespasser ab initio, without a new assignment. "The keeping of a billiard table," said the learned judge, "amounts to a license given by the party. The distinction is taken in *The Six Carpenters' case*, between a license given by the party and a license given by the law. If defendant exceeds the latter, as by committing a trespass in an inn, he is a trespasser ab initio, but excess of the former must be taken advantage of by new assignment." Now, accord-

ing to the maxim, "Eodem modo quo oritur, eodem modo absolvitur," a license given by a party may be revoked by the act of that party, while a license conferred by the law can be taken away only by the law. The distinctions which exist in other respects between a shopkeeper and an innkeeper are obvious; an innkeeper, by the common law and custom of the realm, is bound to receive and entertain guests on all days and at any hour, and has peculiar rights and liabilities arising from the necessity of the case. So, it has been held, that farriers, who open shops by the road side and profess to physic and shoe horses, are bound to exercise their craft in favour of all who pass along the road, on being tendered the customary hire. (*Jackson v. Rogers*, 2 Show. 327, 332). Their liability is put on the same ground as that of innkeepers and common carriers for the sake of travellers.

There is one case in which Mr. Baron Parke threw out an opinion bearing directly on the subject which we are considering. The case is *Timothy v. Simpson*, (1 C., M., & R. 757), in which it appeared that plaintiff passing a shop, and seeing an article ticketed at a certain price, entered and demanded it at that price; he was not, however, permitted to have it. Upon using harsh terms, he was desired to leave the shop; and with reference to this part of the case, Parke, B., said, "The plaintiff appears to have been, in the first instance, a trespasser, by refusing to quit the shop when requested." The decision, however, proceeded on other grounds. In *Kirkman v. Shawcross*, (6 T. R. 14), it was held, that the dyers and bleachers of Manchester were justified in refusing to dye or bleach goods, except on condition that they should have a lien upon them or their general balance; and it was said by Lord Kenyon, "The case of innkeepers is widely different from the present, for they are bound by law to receive guests who come to their inns. . . . As they cannot refuse to receive guests, so neither can they impose unreasonable terms on them."

Questions may arise connected with this subject, such as, assuming that a shopkeeper can generally insist upon a party leaving his shop, can he do so after that party has made a purchase and before the article purchased has been delivered to him? It would appear not, as the license then becomes coupled with an interest. The circumstances bring it within *Wood v. Manley*, (11 Adol. & Ell. 34), where it was held, that a license to remove hay, which had been sold to the licensee, was irrevocable.

Another point which suggests itself is, whether if an article be ticketed at a certain price, and a person enter and offer that sum, there is not an acceptance of the implied offer made by the shopkeeper, and a valid contract of purchase and sale formed, provided the article be not of such value as to come within the Statute of Frauds? To this we should answer in the affirmative, as there appear to be an offer and an acceptance thereof in its terms. It then resembles the numerous cases in which it has been decided that a general offer, as the promise of a reward for the apprehension of offenders, becomes special to a party, on his performing the condition.

## ON THE RIGHT OF A MORTGAGEE TO PROCEED ON HIS PERSONAL REMEDY AFTER FORECLOSURE.

A case has lately been decided at the Rolls, (*Lochhart v. Hardy*, 9 Beav. 349), from which two things are to be gathered: firstly, that what was generally thought since *Perry v. Barker* (8 Ves. 527 a, and 10 Ves. 198) to be clear, was not clear; secondly, that the doctrine of *Perry v. Barker* is now clear law. Our learned readers will, no doubt, at once recollect the doctrine to which we allude, viz. that, if a mortgagee, having a personal remedy as well as the land, forecloses, and afterwards sells the land for less than the mortgage debt, he may still proceed on his personal remedy, subject to this, that he thereby opens the foreclosure; and the consequence is, that, as he must wholly open it, he must shew that he is in a position to restore the land to the mortgagor. If he can do that, then he may proceed on his personal remedy; if he cannot, he will not be allowed to do so. This was the doctrine of an early case, (*Dashwood v. Blythway*, 1 Eq. Cas. Abr. 317), which, singularly enough, was not cited in *Lochhart v. Hardy*. The report in that case is as follows:—"If a mortgagee has a decree of foreclosure, though that decree be signed and inrolled, yet, if he afterwards brings an action of debt on the bond given at the same time for payment of the money and performance of the covenants in the mortgage deed, such action opens again the foreclosure, and lets in the equity of redemption of the mortgagor." If this was law, the inevitable consequence of it was, that a mortgagee could not proceed on his bond, unless he was in a position to reconvey; because, of course, to say that he opened the foreclosure, and let in the mortgagor to redeem, would be absurd, unless he could perform his part in the redemption, viz. reconveyance. Lord Eldon's opinion, in *Perry v. Barker*, (8 Ves. 527 a), is strongly to the same effect. "Mr. Madocks," said his Lordship, referring to the argument in *Tooke v. Hartley*, (2 Bro. C. C. 125), "who knew the practice of the court, will feel great difficulty in contending broadly, that the mortgagee might sell the estate after foreclosure, and then proceed upon the bond, and was driven to the admission, that the foreclosure was opened under those circumstances; at the same time stating, not very consistently, that the action might be brought for the remainder." His Lordship proceeded to comment on *Tooke v. Hartley*, on the assumption that, in that case, the estate was in the possession of the mortgagee, observing that what was required by justice as to the reconveyance might in that case be done. "But, continued he, "when it is sold to a stranger, that cannot be. The power of reconveyance is gone, and the mortgagee cannot have the right if it is to be considered opened." The circumstance that Lord Eldon, in *Perry v. Barker*, granted an injunction, does not, in any degree, destroy the weight of his opinion; because granting the injunction, so far as it amounted to a decision, was against the right of the mortgagee to proceed on his personal remedy. In truth, however, in such cases, granting an injunction decides nothing, except that the case shall not go on at law, till equity has inquired whether it ought so to go on. At the

hearing of *Perry v. Barker*, (13 Ves. 198), the point was expressly decided, and consistently with *Dashwood v. Blythway*; since a perpetual injunction was decreed against the proceeding of the mortgagee on his personal remedy, on the ground that there was no possibility of his obtaining back the estate to reconvey it. Against this stream of authorities there is nothing but the single dictum of Lord Thurlow, in *Tooke v. Hartley*; so that if the learned judge had been reminded, in *Lockhart v. Hardy*, of the case of *Dashwood v. Blythway*, it is probable that he would not have expressed so strong an opinion as he did of the doubt cast upon the question by the conflict between *Tooke v. Hartley* and *Perry v. Barker*. It is perhaps, however, better that his Lordship should have been under that impression, as the result is, that he has decided the case upon broad principles of equity, and has so settled the doctrine, that we trust there will henceforth be no attempt to shake it.

COURT OF QUEEN'S BENCH.

MICHAELMAS TERM.—11 VICTORIA.—Nov. 15.

This Court will, on Saturday the 27th day of November instant, Friday the 3rd, Saturday the 4th, and on Monday the 6th, days of December next, and four following days, hold sittings, and will proceed in disposing of the business in the Crown Paper, Special Paper, and New Trial Paper, and will also hold a sitting on Saturday the 11th day of December next, at twelve o'clock, and give judgment in cases previously argued.

BY THE COURT.

COURT OF EXCHEQUER.

MICHAELMAS TERM.—11 VICTORIA.—November 17.

This Court will hold Sittings on Wednesday the 1st and Thursday the 2nd December, and on Monday the 6th day of December next, and on every following day thenceforth until and including Saturday the 11th day of December next; and at such Sittings will proceed in disposing of the business then pending in the Paper of Demurrers, and in the Paper of New Trials.

BY THE COURT.

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John Kaye, Esq., Fulmer.  
Samuel Jones Lloyd, Esq., Wing.
- Camb. and Hunt.**—John Moyer Heathcote, Esq., Conington.  
Emanuel Lusado, Esq., Toesland.  
William Wells, Esq., Helms.
- Cheshire**—Henry Brooke, Esq., Grange.  
Thomas William Tatton, Esq., Withenshaw.  
Sir Arther Ingram Aston, Bart., Aston.
- Cornwall**—Sir Samuel Thomas Spry, Tregols.  
Humphry Willyams, Esq., Carnanton.  
Augustus Coryton, Esq., Pentille Castle.

- Cumberland**—Henry Dundas Maclean, Esq., Lazonby.  
Andrew Fleming Hudleston, Esq., Hutton John.  
Thomas Salkeld, Esq., Holm Hill.
- Derbyshire**—Sir Robert Bardett, Bart., Foremark.  
Jedediah Strutt, Esq., Belper.  
Robert Arkwright, Esq., Satton.
- Devonshire**—William Nation, Esq., Exmouth.  
John Sillifant, Esq., Coombe.  
Henry Richard Roe, Esq., Gnaton House.
- Dorsetshire**—John Goodden, Esq., Over Compton.  
Henry John Reuben Earl of Portarlington, Milton Abbas.  
Henry Ralph Willett, Esq., Morley House.
- Durham**—Sir William Eden, Bart., Windlestone Hall.  
John Eden, Esq., Beamish Park.  
Frederick Acloem Milbank, Esq., Hart.
- Essex**—Beale Blackwell Colvin, Esq., Mangham's Hall, Waltham Holy Cross.  
Charles Preston, Esq., Luthers, Sewardstone.  
Olney Savile Olney, Esq., Stisted Hall.
- Gloucestershire**—Wm. Capel, Esq., The Grove, Painawick.  
William Philip Price, Esq., Tibberton Court.  
Thomas Anthony Stoughton, Esq., Owlpen.
- Herefordshire**—Thomas Hill, Esq., Felton.  
Robert Maulkin Lingwood, Esq., Lystone.  
James Martin, Esq., Old Colwall.
- Hertfordshire**—William Parker, Esq., Ware Park.  
Fulke Southwell Greville, Esq., North Mimms Park.  
Henry Rogers, Esq., Stagenhoe Park.
- Kent**—John Ashley Warre, Esq., Westcliffe, St. Lawrence, Thanet.  
William Masters Smith, Esq., Meopham.  
Matthew Bell, Esq., Bourne House.
- Leicestershire**—Henry Freeman Coleman, Esq., Evington Hall.  
John Goodacre, Esq., Lutterworth.  
Thomas Stokes, Esq., New Park.
- Lincolnshire**—Richard Ellison, Esq., Sudbrooke Holme.  
James Whiting Yorke, Esq., Walmagata.  
Henry Fane, Esq., Fulbeck Hall.
- Monmouthshire**—John Arthur Jones, Esq., Llanarth Court.  
Edward Harris Phillips, Esq., Trosnant Cottage.  
Francis M'Donnell, Esq., Usk.
- Norfolk**—Wyrley Birch, Esq., Wretham.  
William Mason, Esq., Neeton.  
Edward Roger Pratt, Esq., Ryston.
- Northamptonshire**—The Hon. Henry Hely Hutchinson, Lois Weedon.  
Henry Nevile, Esq., Walcot.  
William Bruce Stopford, Esq., Drayton House.
- Northumberland**—George Burdon, Esq., Heddon House.  
Wm. Hodgson Cadogan, Esq., Brinkburn Priory.  
Sir Walter Calverley Trevelyan, Bart., Wallington.
- Nottinghamshire**—John Whetham, Esq., Kirklington.  
John Henry Manners Sutton, Esq., Kelham.  
Robert Holden, Esq., Nuttal Temple.
- Oxfordshire**—Samuel Weare Gardiner, Esq., Coombe Lodge, Whitchurch.  
Matthew Piers Watt Boulton, Esq., Great Tew.  
Henry Hall, Esq., Barton.
- Rutlandshire**—The Hon. Charles George Noel, commonly called Lord Viscount Campden, Flitteris Park.  
Henry Stokes, Esq., Caldecott.  
John Thomas Springthorpe, Esq., Manton.
- Shropshire**—William Henry Plowden, Esq., Plowden.  
Panton Corbett, Esq., Lognor Hall.  
Ralph Meyrick Leake, Esq., Longford.
- Somersetshire**—Edward Ayshford Sanford, Esq., Nyncehead Court.  
Thomas Kingston, Esq., Charlton.  
George William Blathwayt, Esq., Porlock.
- Staffordshire**—The Hon. Frederick Gough, Perry Barr.  
Charles Arkwright, Esq., Dunstall.  
Josiah Spode, Esq., Armitage Park.
- Southampton**—John Wood, Esq., Thedden Grange, Alton.  
William Garnier, Esq., Rookesbury Wickham.  
Frederick Richard Thresher, Esq., Bentley, Alton.
- Suffolk**—Charles Andrew Lord Huntingfield, Haveningham Hall.  
Sir Thomas Gage, Bart., Hangrave Hall.  
Robert Newton Shaw, Esq., Kesgrave.

- Surrey*—Lee Steere, Esq., Jayes, Dorking.  
William Gamal Farmer, Esq., Nonsuch Park.  
William John Evelyn, Esq., Wootton House.
- Sussex*—Sir Sotheran Branthwayt Peckham Micklethwait, Bart., Iridge Place.  
Richard Shuttleworth Streetfield, Esq., Uckfield.  
George Champton Courthope, Esq., Whylich.
- Warwickshire*—Thomas Dilke, Esq., Maxtoke Castle.  
Joseph Boulbee, Esq., Springfield.  
Darwin Galton, Esq., Edstone.
- Wiltshire*—Sir Francis Dugdale Astley, Bart., Everley.  
John Henry Campbell Wyndham, Esq., College, Salisbury.  
Graham Moore Michell Emeade, Esq., Monkton House.
- Worcestershire*—Joseph Frederick Ledsam, Esq., Northfield.  
Richard Temple, Esq., Nash Kempsey.  
John Gregory Watkins, Esq., Woodfield House.
- Yorkshire*—George Lane Fox, Esq., Bramham Park.  
Yarburgh Greame, Esq., Sewerby.  
Octavius Vernon Harcourt, Esq., Swinton.

WALES.—(NORTH AND SOUTH).

- Anglesey*—Sir Harry Dent Goring, Bart., Trysglwyn.  
Richard Griffith, Esq., Bodowryraf.  
Thomas Bulkeley Owen, Esq., Nenadd Cordane.
- Breconshire*—Perry Williams, Esq., Cefn Parc.  
William Pearce, Esq., Ffrwdgrech.  
Thomas Lewis Lloyd, Esq., Nantgwilt.
- Carnarvonshire*—George Augustus Huddart, Esq., Brynkrir.  
William Henry Foley, Esq., Bryn Eryr.  
Samuel Owen Priestly, Esq., Trefan.
- Carmarthenshire*—Sir James Hamlyn Williams, Bart., Edwinstford.  
John Meares, Esq., Llanstephan Place.  
Thomas Davies Lloyd, Esq., Llandilo Abercowin.
- Cardiganshire*—Alban Thomas Davies, Esq., Tyglyn.  
Abraham Grey Harford Batersby, Esq., Peterwell.  
James Bowen, Esq., Twedyrener.
- Denbighshire*—Simon York, Esq., Erddig.  
Richard Griffiths Parry, Esq., Llangollen.  
Thomas Griffith, Esq., Trevallyn Hall.
- Flintshire*—Sir William Henry Clerke, Bart., Mertyn.  
John Whitehall Dod, Esq., Cloverley.  
Philip William Goddall, Esq., Iscow.
- Glamorganshire*—Thomas William Booker, Esq., Velindra.  
Rowland Fothergill, Esq., Hensol Castle.  
Sir George Tyler, Knt., Cottrel.
- Montgomeryshire*—Robert Davies Jones, Esq., Coffrongdd.  
George Meares, Esq., Dollys.  
William Leutenner, Esq., Doleren.
- Merionethshire*—Hugh Jones, Esq., Gwernddelwa.  
Robert Davies Jones, Esq., Cyfronydd.  
John Bird, Esq., of Plas yn Dinas.
- Pembrokeshire*—Thomas Davies Lloyd, Esq., Kilmew.  
Owen Owen, Esq., Cwmglwyne.  
Seymour Philipps Allen, Esq., Cresselly.
- Radnorshire*—Richard Price, Esq., Norton Court.  
John Abraham Whittaker, Esq., Newcastle Court.  
John Williams, Esq., Skreen House.

London Gazettes.

TUESDAY, NOVEMBER 16.

BANKRUPTS.

- CHRISTOPHER HOLT**, Bouverie-st., Fleet-st., London, hotel keeper, dealer and chapman, Nov. 26 at 1, and Jan. 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Sibley, Wharton-st., Pentonville.—Fiat dated Nov. 13.
- JOHN ARNELL**, Stanhope-st., Hampstead-road, Middlesex, corn and coal merchant, Nov. 26 at half-past 12, and Jan. 7 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Wilkin & Mingaye, Furnival's-inn.—Fiat dated Nov. 12.
- FRANCIS HENRY AGAR**, New Windsor, Berkshire, grocer, Nov. 23 at 11, and Dec. 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. May, Queen-sq., Bloomsbury.—Fiat dated Nov. 9.

**ISAAC BASS** the younger, Ipswich, Suffolk, painter, plumber, and glazier, and oil and colour man, Nov. 26 at half-past 1, and Jan. 7 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Galsworthy, Ipswich; Kirk, Symond's-inn.—Fiat dated Nov. 11.

**JOHN PRATT CARPENTER**, Drummond-street, Euston-square, Middlesex, baker, dealer and chapman, Dec. 1 at half-past 1, and Jan. 7 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Buchanan, 8, Basinghall-street.—Fiat dated Nov. 13.

**JOHN CRAMOND**, Lime-st., London, ship broker, agent, dealer and chapman, Nov. 23 at 2, and Jan. 4 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Marten & Co., Commercial Sale-rooms, Mincing-lane.—Fiat dated Nov. 10.

**THOMAS SAMSON JUKES**, Great Winchester-street, London, tailor, dealer and chapman, Nov. 23 and Jan. 4 at half-past 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. G. & G. H. Clark, 28, Finsbury-place.—Fiat dated Nov. 13.

**JAMES PARKER**, Princes-road and Addison-road North, Notting-hill, Middlesex, coach proprietor, omnibus proprietor, and carrier, Nov. 26 and Dec. 17 at half-past 2, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Freeman, 4, Great James-street, Bedford-row.—Fiat dated Nov. 12.

**HENRY SMITH**, East Malling, Kent, paper manufacturer, dealer and chapman, Nov. 25 and Dec. 29 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Clabon & Co., Mark-lane, London.—Fiat dated Nov. 8.

**ROBERT BLAKE** the younger, Norwich, soap manufacturer, dealer and chapman, Nov. 26 at 2, and Dec. 17 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Ashurst & Son, 137, Cheapside.—Fiat dated Nov. 5.

**WATSON WHITE**, Newington-causeway, Surrey, grocer and tea dealer, Dec. 1 at 1, and Jan. 6 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Tucker & Co., Sun-chambers, Threadneedle-st.—Fiat dated Nov. 15.

**JOHN CLARKE**, Conduit-stables, Conduit-mews, Spring-street, Sussex-gardens, Paddington, Middlesex, job master, livery-stable keeper, corn merchant, dealer and chapman, Dec. 1 at half-past 1, and Jan. 6 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sol. Deprece, 9, Lawrence-lane.—Fiat dated Nov. 15.

**JOHN BANNISTER FAULKNER** and **BINTHAM FALIAN**, Old Broad-st., London, merchants, brokers, dealers and chapmen, Dec. 1 at 11, and Jan. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Piddell, Cheapside.—Fiat dated Nov. 29.

**CHARLES JOHN HUBBARD**, Stockwell-park-road, Surrey, brewer, dealer and chapman, Dec. 1 at half-past 12, and Jan. 6 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Lawrence & Co., Old Jewry-chambers.—Fiat dated Nov. 12.

**HENRY HICKS**, New Bond-street, Middlesex, saddler, Nov. 27 at half-past 11, and Jan. 6 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Smith, Bernard's-inn.—Fiat dated Nov. 13.

**ROBERT DEBENHAM**, Edward-street, Portman-square, Middlesex, draper, Nov. 25 and Dec. 30 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Reed & Co., Friday-st., Cheapside.—Fiat dated Nov. 15.

**WILLIAM WILLIS**, Trowbridge, Wiltshire, wool broker, dealer and chapman, Nov. 26 at 12, and Dec. 29 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. League, Crown-court, Cheapside, London.—Fiat dated Oct. 22.

**CESAR ADAM MARCUS COUNT DE WUITTS**, (trading under the style or firm of Wright & Co.), Baldwin's-gardens, Leather-lane, Holborn, Middlesex, and Somerset-wharf, Upper Ground-street, Blackfriars, Surrey, plaster manufacturer and cement merchant, Nov. 25 at half-past 2, and Dec. 23 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Becknells & Co., 79, Connaught-terrace, Hyde-park.—Fiat dated Nov. 16.

**THOMAS WATSON**, Torquay, Devonshire, innkeeper, Dec. 1 and 22 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Nov. 9.

- GEORGE CALVERT HOLLAND**, Worksop, Nottinghamshire, banker, Nov. 26 and Dec. 24 at 10, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Raynor, Sheffield; Hoole & Yeomans, Sheffield; Moss, Serjeant's-inn, London.—Fiat dated Nov. 10.
- JONATHAN HIGGINSON and RICHARD DEANE**, Liverpool, merchants, (carrying on business at Liverpool under the firm of Barton, Irlam, & Higginson, and at Barbadoes under the firm of Higginson, Deane, & Stott), Nov. 26 and Dec. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Sharpe & Co., Bedford-row, London; Lowndes, Robinson, & Bateson.—Fiat dated Nov. 13.
- JOHN BOWER LIVESEY**, Liverpool, stationer and merchant, dealer and chapman, Nov. 26 and Dec. 21 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Nov. 11.
- JANE PARRY and ELIZABETH PARRY**, Bangor, Carnarvonshire, drapers, milliners, and dress makers, Nov. 30 and Dec. 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Banner, Liverpool; Towsey & Co., Coleman-st., London.—Fiat dated Nov. 12.
- JOHN KNEE**, Trowbridge, Wiltshire, grocer, dealer and chapman, Nov. 29 at 11, and Dec. 28 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan & Sons, Bristol; White & Co., Bedford-row, London.—Fiat dated Nov. 12.
- JOHN COLLINS**, Manchester, common brewer, dealer and chapman, (lately carrying on business in copartnership with Peter Collins and William Hartzig, at Manchester, common brewers, dealers and chapmen), Nov. 29 and Dec. 22 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Chew, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated Oct. 29.
- PETER TUNNEY DOBSON**, Tunstall, Stafford, draper, dealer and chapman, Nov. 27 and Dec. 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, Cheapside, London.—Fiat dated Nov. 6.
- JAMES KERSHAW**, Featherstall, near Rochdale, Lancashire, woollen manufacturer, Dec. 3 and 23 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Harris, Rochdale; Hopwood & Son, Chancery-lane, London.—Fiat dated Nov. 11.
- THOMAS LAW**, Manchester and Salford, Lancashire, corn and flour dealer, Dec. 1 and 22 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Cunliffe & Co., Manchester; Keightley & Co., Chancery-lane, London.—Fiat dated Nov. 11.
- FREDERICK LAW**, Manchester, corn and flour dealer, dealer and chapman, Nov. 29 and Dec. 21 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Pollard, Manchester; Johnson & Co., Temple, London.—Fiat dated Nov. 10.
- ANDREW SCHOFIELD**, Oldham, Lancashire, attorney at law, share broker, commission agent, dealer and chapman, Nov. 27 and Dec. 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Chew, Manchester; Jacques & Co., Ely-place, Holborn, London.—Fiat dated Nov. 9.
- JAMES CROSSLEY**, Horsecroft, Rochdale, Lancashire, victualler and joiner and builder, dealer and chapman, Nov. 27 at 11, and Dec. 17 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Lord, Rochdale; Johnson & Co., Temple, London.—Fiat dated Nov. 9.
- JOHN ROBINSON**, Honley, Almondbury, Yorkshire, dyer, dealer and chapman, Nov. 27 and Dec. 18 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Sykes, Leeds; Williamson & Hill, 10, Gt. James-street, Bedford-row, London.—Fiat dated Nov. 12.
- EMILY YEOLAND**, Liverpool, milliner and corset manufacturer, dealer and chapwoman, Nov. 26 and Dec. 21 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Nov. 12.
- OZIAS DAY**, Devizes, Wiltshire, baker, grocer, and cheese factor, Nov. 29 and Dec. 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Wall & Co., Devizes; Child & Co., Bedford-row, London.—Fiat dated Nov. 11.
- THOMAS M'TEAR, WILLIAM HADFIELD, and EDMUND THOMPSON**, Liverpool, merchants and ship owners, (under the name, style, or firm of M'Tear, Hadfield, & Thompson, Dec. 7 and 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Adams, Old Jewry-chambers, London.—Fiat dated Nov. 10.
- THOMAS DAVIES**, Aberavon, Glamorganshire, draper and grocer, dealer and chapman, Dec. 2 and 28 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hopkins, Bristol; Hudson, Bloomsbury-square, London.—Fiat dated Nov. 8.
- WILLIAM GOODMAN HENFREY**, Coventry, Warwickshire, druggist, grocer, dealer and chapman, Nov. 27 and Dec. 22 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Smith, Birmingham.—Fiat dated Nov. 2.
- THOMAS RYLAND and WILLIAM LLEWELLYN RYLAND**, Birmingham, Britannia metal workers and brass nail and lacker makers, dealers and chapmen, (carrying on trade under the style of Llewellyn & Ryland), Nov. 30 and Dec. 21 at 10, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Motteram & Knowles, Birmingham.—Fiat dated Nov. 10.
- WILLIAM WALTON**, Willenhall, Staffordshire, timber dealer, key stamper, dealer and chapman, Nov. 24 and Dec. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Watson, Stourport; Hodgson, Birmingham.—Fiat dated Nov. 5.
- ALFRED ALSOP**, Bonsall, Derbyshire, lead merchant, dealer and chapman, Nov. 26 and Jan. 7 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Enfield & Sons, Nottingham.—Fiat dated Nov. 10.
- CHARLES HENRY FEREDAY**, Testenhall, Staffordshire, coal dealer, Nov. 30 and Dec. 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Manby & Hawkeford, Wolverhampton.—Fiat dated Nov. 6.
- CHARLES ASHFORD**, Birmingham, packing case maker, brick maker, dealer and chapman, Nov. 30 and Dec. 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Fewkes, Birmingham.—Fiat dated Nov. 9.
- JOHN RUSSELL**, Leamington Priors, Warwickshire, grocer, dealer and chapman, Nov. 30 and Dec. 21 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Forder, Leamington Priors; Rushworth, Birmingham.—Fiat dated Nov. 8.
- JAMES HANSOR**, Hanley, Staffordshire, hop merchant and druggist, Nov. 29 and Dec. 20 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Stevenson, Hanley, Staffordshire.—Fiat dated Nov. 10.

## MEETINGS.

*Richard Thos. Tubbs*, Aldermanbury, London, and Shore-ditch, Middlesex, silk and trimming seller, Dec. 9 at 11, Court of Bankruptcy, London, last ex.—*Wm. Judd*, Kensal Newtown, Middlesex, builder, Dec. 8 at 12, Court of Bankruptcy, London, aud. ac.—*Sam. Handley*, Park-hill-cottages, Shepherd's-lane, Brixton, Lambeth, Surrey, and Manor-terrace, Shepherd's-lane, builder, Dec. 8 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Joseph Deer*, Bryanstone-st., Edgware-road, Middlesex, wheelwright, Dec. 8 at 11, Court of Bankruptcy, London, aud. ac.—*Richard Law*, Portland-row, Camberwell, Surrey, pawnbroker, Dec. 8 at 11, Court of Bankruptcy, London, aud. ac.—*G. Peacey and S. Bartlett*, Aldermanbury, London, warehousemen, Dec. 8 at 1, Court of Bankruptcy, London, aud. ac.—*Jacob Hansford*, Ventnor, Newchurch, Isle of Wight, Southampton, upholsterer, Dec. 8 at half-past 11, Court of Bankruptcy, London, aud. ac.—*J. Ensor Pople*, Union-row, Newington-butts, Surrey, licensed victualler, Dec. 8 at half-past 1, Court of Bankruptcy, London, aud. ac.—*R. T. Tubbs*, Aldermanbury, London, and Shore-ditch, Middlesex, silk seller, Dec. 9 at 11, Court of Bankruptcy, London, aud. ac.—*George Hall*, Trowse Newton, Norfolk, builder, Dec. 8 at 11, Court of Bankruptcy, London, aud. ac.—*Joseph Metford* the younger, Southampton, Ironmonger, Dec. 9 at 11, Court of Bankruptcy, London, aud. ac.—*J. W. Dyer*, Middleton-street, Clerkenwell, Middlesex, cheesemonger, Dec. 8 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Thomas Humphrey* the elder and *Thomas Humphrey* the younger, Kingston-upon-Hull, shipwrights, Dec. 8 at half-past 10, District Court of Bankruptcy, Kings-

ton-upon-Hull, aud. ac. sep. est. *T. Humphrey* the elder.—*John Parker*, Kingston-upon-Hull, corn miller, Dec. 8 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac.—*Wm. Kirby*, Liverpool, hotel keeper, Dec. 7 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Dec. 10 at 11, div.—*Robert Duncan Wilmot*, Liverpool, merchant, Dec. 7 at 12, District Court of Bankruptcy, Liverpool, aud. ac.; Dec. 10 at 12, div.—*Henry Hilton*, Over Darwen, Lancashire, bleacher, Dec. 7 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 8 at 12, fin. div.—*Edw. Hilton* and *Nath. Walsh*, Over Darwen, Lancashire, paper makers, Dec. 7 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 8 at 12, fin. div.—*H. Wanstall*, Durham, grocer, Dec. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Robt. Gill*, Black-banks, near Darlington, Durham, tile manufacturer, Dec. 7 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*G. S. Coxwell* and *Wm. Croser*, Newcastle-upon-Tyne, merchants, Dec. 7 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*S. Pilling* and *R. G. Watson*, Gateshead, Durham, maltsters, Dec. 7 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Ridsdale*, Darlington, Durham, chymist, Dec. 7 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*William Stamper*, Cockermonth, Cumberland, tin-plate worker, Dec. 7 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*L. A. V. Rudolphi*, Sunderland, Durham, general merchant, Dec. 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Edward Hodges*, Circus-street, New-road, St. Pancras, Marylebone, Middlesex, wine merchant, Dec. 7 at 1, Court of Bankruptcy, London, div.—*Robert Stockdale*, Crosby-square, London, merchant, Dec. 7 at 2, Court of Bankruptcy, London, div.—*Rich. Coleman* and *Edw. R. Hall*, Colchester, Essex, ironfounders, Dec. 7 at half-past 11, Court of Bankruptcy, London, fin. div.—*John Boyd* and *James Boyd*, Wellington-chambers, Southwark, Surrey, hop merchants, Dec. 7 at 12, Court of Bankruptcy, London, div.—*Andrew Palmer*, Felthwell, Norfolk, druggist, Dec. 7 at half-past 12, Court of Bankruptcy, London, div.—*William Blenkarn*, Stockwell-park-road, Surrey, builder, Dec. 7 at 1, Court of Bankruptcy, London, div.—*John M. Maude*, Upper Ordnance-wharf, Rotherhithe, Surrey, cement manufacturer, Dec. 8 at half-past 11, Court of Bankruptcy, London, div.—*Wm. Urwin*, Watford, Hertfordshire, fellmonger, Dec. 9 at 1, Court of Bankruptcy, London, div.—*Joseph Metford* the younger, Southampton, ironmonger, Dec. 9 at 11, Court of Bankruptcy, London, div.—*William Moody*, High-street, Aldgate, London, tailor, Dec. 9 at 11, Court of Bankruptcy, London, div.—*Michael Emanuel* and *Henry Emanuel*, Hanover-sq., Middlesex, goldsmiths, Dec. 9 at 12, Court of Bankruptcy, London, div. sep. est. *Henry Emanuel*.—*Wm. Marshall* and *Henry Rodgers*, Liverpool, ironfounders, Dec. 8 at 11, District Court of Bankruptcy, Liverpool, fin. div.—*Wm. Thompson* and *James Mellis*, Newcastle-upon-Tyne, in England, and Buenos Ayres and Monte Video, in South America, merchants, Dec. 9 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div. sep. est. *Wm. Thompson*.—*Joseph Hall*, Carlisle, Cumberland, victualler, Dec. 9 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Isaac Cleaver Taylor*, Change-alley, Cornhill, London, tailor, Dec. 7 at half-past 11, Court of Bankruptcy, London.—*George Gage Coldrey*, Lawrence-lane, London, merchant, Dec. 7 at half-past 12, Court of Bankruptcy, London.—*John Hitchins*, Chichester-place, Gray's-inn-rd., and Upper Whitecross-street, Middlesex, leather seller, Dec. 7 at 12, Court of Bankruptcy, London.—*Joseph Pattenden*, Leonard-street, Shoreditch, Middlesex, general dealer, Dec. 9 at 12, Court of Bankruptcy, London.—*Edward Whitbread*, Brett-terrace, Hampstead-road, and Stuckley-terrace, Camden-town, Middlesex, baker, Dec. 7 at 12, Court of Bankruptcy, London.—*Charles Padden*, Milner-place, Lower-marsh, and Charlotte-terrace, New-cut, Surrey, clothes salesman, Dec. 7 at 11, Court of Bankruptcy, London.—*Thomas Lovegrave*, Pangbourne, Berkshire, plumber, Dec. 7 at 11, Court of Bankruptcy, London.—*Joseph W. Dyer*, Middleton-street, Clerkenwell, Middlesex, cheesemonger, Dec. 9 at half-past 12, Court of Bankruptcy, London.—*Henry Wanstall*, Durham, grocer,

Dec. 9 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—*Joseph Jennings Day*, Liverpool, ship broker, Dec. 8 at 11, District Court of Bankruptcy, Liverpool.—*S. Lord*, Liverpool, wool dealer, Dec. 8 at 11, District Court of Bankruptcy, Liverpool.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 7.

*Charles Gilman*, Canal-terrace, Camden-town, Middlesex, oilman.—*James Cooper*, Bilibriogay, Essex, cattle salesman.—*Robert Wills*, Tottenham-court New-road, Middlesex, stuary.—*Arthur Bartlett*, Hill, and Sidford, Millbrook, Southampton, fly proprietor.—*John Gale*, Chapple-hill, and Chapstow, Monmouthshire, wine merchant.—*Chas. Edw. Neale*, Creek-wharf, Hammer-smith, Middlesex, coal merchant.—*G. Bolton*, Liverpool, share broker.—*J. L. Butterell*, Doncaster, Yorkshire, grocer.—*T. W. T. Dowers*, Took's-court, Car-sitor-street, Chancery-lane, Middlesex, law stationer.—*Chas. G. Hill*, Preston, and Blackpool, Lancashire, artist.—*Thos. Pye*, King's-road, Chelsea, Middlesex, timber merchant.—*J. Thies*, Old Broad-street, London, baker.—*E. M. Titterdell* and *J. Gruchy*, Portsea, Hampshire, woollen drapers.—*Thos. Parsons*, Maidstone, Kent, licensed victualler.—*G. Burdick*, Moorgate, London, auctioneer.—*Thomas Williams*, Regent-street, and Bathurst-street, Sussex-square, Middlesex, ironmonger.—*George Cooney*, Tiverton, Devonshire, woolstapler.—*James Osborn*, Oakham, Rutlandshire, glass dealer.—*W. W. Coleman*, Hill, Southampton, provision merchant.

## FIAT ANNULLED.

*William Goddard*, Nottingham, hosier.

## SCOTCH SEQUESTRATIONS.

*David Forrest*, Glasgow, insurance and stock broker.—*Downie & Scott*, Edinburgh, shawl manufacturers.—*Daniel Gilmour*, Gairlochhead, Dumbartonshire, smith.—*M. Neer & Robertson*, Perth, merchants.—*Pattison & M'Gibbon*, Glasgow, calico printers.—*Right Hon. Adam Gordon*, Vicar-general, deceased.—*John Mackenzie*, Devon, Checkmann, ship owner.—*Henry D. Cockburn*, Glasgow, share broker.—*James Loudon*, Paisley, grocer.—*James Hodge*, Edinburgh, grocer.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*James Mason*, Loughborough, Leicestershire, manufacturer of glove pieces, Dec. 20 at 10, County Court of Leicestershire, at Loughborough.—*Richard Hack*, Loughborough, Leicestershire, shoemaker, Dec. 20 at 10, County Court of Leicestershire, at Loughborough.—*Philip Kenton*, Kirton, near Woodbridge, Suffolk, shoemaker, Nov. 27 at 2, County Court of Suffolk, at Bury St. Edmunds.—*Sam. Cheetham*, Hill-top, near Oughting-bridge, Bradford, Yorkshire, table-knife cutter, Nov. 24 at 12, County Court of Yorkshire, at Sheffield.—*J. Stray*, Sheffield, Yorkshire, razor scale presser, Dec. 3 at 3, County Court of Yorkshire, at Sheffield.—*James Lovett*, Little Sheffield, Yorkshire, licensed victualler, Dec. 3 at 3, County Court of Yorkshire, at Sheffield.—*Wright Knap*, Ashton-under-Lyne, Lancashire, tea dealer, Nov. 19 at 11, County Court of Lancashire, at Ashton-under-Lyne.—*Wm. Harrison*, Derby, licensed victualler, Nov. 27 at 11, County Court of Derbyshire, at Derby.—*John Carlisle*, Liverpool, dealer in ale, Nov. 22 at 10, Liverpool District County Court, at Liverpool.—*John Jones*, Liverpool, haberdasher, Nov. 22 at 10, Liverpool District County Court, at Liverpool.—*Levis Schultz*, Exeter, travelling jeweller, Dec. 3 at 9, County Court of Devonshire, at Exeter.—*W. W. Pierce*, Canterbury, Kent, tinman, Nov. 23 at 12, County Court of Kent, at Canterbury.—*T. Wybrow*, Gravesend, Kent, shoemaker, Dec. 14 at 10, County Court of Kent, at Gravesend.—*Wm. Baddeley* the younger, Newcastle-under-Lyme, Staffordshire, grocer, Nov. 24 at 10, County Court of Staffordshire, at Newcastle-under-Lyme.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 1 at 10, before Mr. Commissioner LAW.  
*John Lloyd*, Denmark-road, Coal Harbour-lane, Camber-

well, Surrey, clerk in the General Post-office.—*Rich. Langford*, Park-road, Clapham, Surrey, commercial traveller.—*W. Wright*, Earl-st., Westminster, Middlesex, tailor.

*Dec. 1 at 10, before Mr. Commissioner PHILLIPS.*

*John Henry Craber*, Wood-st., Exmouth-st., Clerkenwell, Middlesex, carpenter.—*Joe. Kemp*, Trafalgar-house, Downham-road, De Beauvoir-town, Islington, Hackney, and Twickenham-common, Middlesex, builder.

*Dec. 2 at 10, before the CHIEF COMMISSIONER.*

*Henry Benjamin*, Little Alie-st., Goodman's-fields, Middlesex, dealer in cigars.—*Wm. Glover*, Lawrence-lane, London, commission-agent.—*Mich. Jeffries*, Cow Cross-st., Middlesex, shoemaker.—*Henry Ellis*, Greenfield-st., Commercial-road East, Middlesex, cellarman to a wine merchant.—*John Whitaker*, Fleet-street, London, out of employ.

*Dec. 3 at 10, before Mr. Commissioner LAW.*

*Wm. Richards*, Newnham-st., Edgeware-road, Middlesex, cabinet maker.—*John Marks*, Blenheim-terrace, St. John's-wood, Middlesex, furniture dealer.—*Chas. Cooper*, Circus-st., Bryanstone-square, Middlesex, French polisher.

*Saturday, Nov. 13.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Thomas Layton*, Yarmouth Deans, Norfolk, North Sea pilot, No. 46,073 T.; *M. Butcher* and *James Jermyn*, assignees.—*Mary Stillwell*, Hillingdon, near Uxbridge, Middlesex, barwoman to a licensed victualler, No. 58,782 T.; *Thos. Truesdale Clarke*, assignee.—*Sam. Hughes*, Glanlylywm Heneglwysyn, Anglesey, farmer, No. 58,125 C.; *George Rae*, assignee.—*Henry Row*, Yoxford, near Saxmundham, Suffolk, maddler, No. 68,278 C.; *Wm. Crowe*, assignee.—*Henry Barton*, Devizes, Wiltshire, baker, No. 68,455 C.; *Thomas Watson*, assignee.—*Thos. Simpson*, Hadleigh, Suffolk, ironmonger, No. 68,508 C.; *Charles Pretymann*, assignee.—*Alex. Hamilton Carling*, Bishop Wearmouth, Durham, master mariner, No. 68,659 C.; *Wm. Carling*, assignee.

*Saturday, Nov. 13.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions.)*

*Thos. Crump Lewis*, Cheapside, London, shopman to a music seller: in the Debtors Prison for London and Middlesex.—*Henry Bulgin*, St. John's-wood-road, Middlesex, bookseller: in the Debtors Prison for London and Middlesex.—*Wm. Miles Morley*, Dunstan-st., Kingsland-road, Middlesex, commercial traveller: in the Debtors Prison for London and Middlesex.—*Wm. Shrubsole Palmer*, Woolwich, Kent, shipper of goods: in the Debtors Prison for London and Middlesex.—*J. Lampden*, Chapel-st., Liverpool-road, Islington, Middlesex, shoemaker: in the Debtors Prison for London and Middlesex.—*Hen. Cohen*, Bell-lane, Spitalfields, Middlesex, general dealer in clothes: in the Debtors Prison for London and Middlesex.—*Alfred Southon*, Frederick-place, Borough-road, Southwark, Surrey, out of business: in the Queen's Prison.—*J. Currie*, Little Canterbury-place, Lambeth, Surrey, lithographic draftsman: in the Gaol of Surrey.—*J. Walker*, Clayton-st., Kennington, Surrey, oven builder: in the Gaol of Surrey.—*Wm. Sam. Rumball*, Long-acre, Middlesex, coach maker: in the Queen's Prison.—*Geo. Lee*, Hulme, Manchester, commission-agent: in the Gaol of Lancaster.—*Ed. Edwards*, Gravesend, Kent, carpenter: in the Gaol of Maidstone.—*Wm. Henry Lysaght*, Chatham, Kent, ensign in the 86th regiment of foot: in the Gaol of Maidstone.—*Edmund Asten*, Gloucester, waiter: in the Gaol of Gloucester.

*(On Creditor's Petition.)*

*Stephen Richard Bishopp*, Boughton Aluph, Kent, farmer: in the Gaol of Maidstone.—*Stephen Thompson*, Stotsfield Burn, Rookhope, Stanhope, Durham, farmer: in the Gaol of Durham.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Dec. 3 at 11, before Mr. Commissioner HARRIS.*

*Samuel Lewis Lazarus*, Baker's-cottage, Shepherd's-bush, Middlesex, out of employ.—*Chas. Hart*, Hendre-road, Old Kent-road, Surrey, dealer in cigars.—*Jos. Millington*, Osborne-place, Tranquil-vale, Blackheath, Kent, grocer.—*Julius Freideberg*, London-wall, London, general dealer.

*Dec. 3 at 10, before Mr. Commissioner LAW.*

*Anthony Bacon*, North-end, Fulham, Middlesex, gentleman.—*Richard Awood Parker*, Oxford-st., Islington, Middlesex, stuff warehouseman.—*Ed. Callow*, Park-road, Stockwell, Surrey, clerk to a stock broker.

*Dec. 3 at 10, before Mr. Commissioner PHILLIPS.*

*Richard Brown*, Princes-place, Westminster-road, Surrey, carriage-lamp maker.—*Wm. Sim*, North-crescent, Bedford-square, Middlesex, surveyor.—*Wm. Coote* the elder, Somerset-place, Hoxton New-town, Middlesex, assistant to an architect.

*At the County Court of Derbyshire, at DERBY, Nov. 27.*

*John Cowlishaw*, Darley-dale, joiner.

*At the County Court of Northumberland, at NEWCASTLE, Dec. 22.*

*Emmerson Nicholson*, Gatehead, painter.

*At the County Court of Gloucestershire, at GLOUCESTER, Dec. 17 at 10.*

*Hansel Baird*, Gloucester, wine merchant's commission-agent.

*At the County Court of Sussex, at LEWES, Dec. 7.*

*John Best*, Brighton, barber.

*At the County Court of Kent, at MAIDSTONE, Dec. 8.*

*John Sly Brown*, Tunbridge-wells, auctioneer.

MEETING.

*Samuel Booth*, Kalsall, Cheeshire, joiner, Dec. 2 at 10, Roberts's, Chester, ap. aff.

FRIDAY, Nov. 19.

BANKRUPTS.

**JOHN BANNISTER FALKNER** and **BENTHAM FABIAN**, Old Broad-st., London, merchants, brokers, dealers and chapmen, Dec. 1 at 11, and Jan. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Peddell, 142, Cheapside.—Fiat dated Nov. 22.

**ROBERT FLATMAN**, Saxmundham, Suffolk, draper and grocer, dealer and chapman, Nov. 26 at 11, and Jan. 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Jay, Norwich; Jay, Bucklersbury.—Fiat dated Nov. 4.

**HENRY MARES**, Alfred-cottage, Kensal-green, Willesden, Middlesex, sculptor, statuary, dealer and chapman, Nov. 30 at half-past 12, and Jan. 7 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. M'Duff, Castle-street, Holborn.—Fiat dated Nov. 17.

**JOHN SHADWELL LUCAS**, Dyers-court, Aldermanbury, London, hosier, dealer and chapman, Nov. 30 at 2, and Jan. 7 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Goddard & Eyre, Wood-street, Cheapside.—Fiat dated Nov. 16.

**JAMES WATERS**, Great Wilde-st., Lincoln's-inn, Middlesex, baker, dealer and chapman, Nov. 30 at half-past 1, and Jan. 4 at 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. May, 2, Princes-st., Spitalfields.—Fiat dated Nov. 13.

**CHARLES STEVENSON**, Howley-place, Paddington, Middlesex, builder, dealer and chapman, Nov. 30 and Jan. 3 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Shuttleworth, Gray's-inn.—Fiat dated Nov. 16.

**THOMAS WALKER**, Abingdon, Berkshire, apothecary, Dec. 3 at 11, and Dec. 30 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Sandom, Duke-street, London-bridge.—Fiat dated Sept. 17.



**WILLIAM SPELLER**, Upper Berkeley-street West, Connaught-square, Middlesex, plumber, painter, glazier, dealer and chapman, Nov. 30 at 1, and Jan. 4 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Wood & Fraser, Dean-st., Soho.—Fiat dated Nov. 11.

**EDMUND HENRY ABBOTT** and **HENRY NOTTINGHAM**, Aldermanbury, London, shawl warehousemen, dealers and chapmen, Nov. 30 at 1, and Jan. 3 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Reed & Co., Friday-st., Cheap-side.—Fiat dated Nov. 17.

**JOHN EDWARDS**, Upper Stamford-street, Blackfriars, Surrey, corn merchant, dealer and chapman, Nov. 30 at half-past 11, and Dec. 27 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Kearsey & Co., Bucklersbury.—Fiat dated Nov. 13.

**JOSEPH WIDDOWSON WELBORNE**, Albemarle-street, Piccadilly, Middlesex, silk mercer and warehouseman, dealer and chapman, Nov. 30 at 12, and Dec. 21 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Mardon & Pritchard, Christchurch-chambers, Newgate-street.—Fiat dated Nov. 15.

**WILLIAM REEVE** and **RICHARD REEVE**, New Bond-street, Westminster, upholsterers, Nov. 30 at 2, and Dec. 21 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Rolfe & Edmonds, 12, South-sq., Gray's-inn.—Fiat dated Nov. 17.

**JOHN DAVIES**, Rusholme, Manchester, plumber and glazier, dealer and chapman, Nov. 29 and Dec. 21 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hampson & Son, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 17.

**ELIZABETH MOONEY**, Egremont, Walsley, Cheshire, upholsterer, dealer and chapwoman, Dec. 7 and 29 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Hore, Liverpool; Milne & Co., Temple.—Fiat dated Nov. 10.

**JOHN WILLIAM UNDERHILL**, Birkenhead, Cheshire, laceman and hosier, Nov. 30 and Dec. 24 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Nov. 15.

**DAVID BLACK SORLEY**, Liverpool, broker, Dec. 1 and 24 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. H. & J. Forshaw, Liverpool; Humphreys & Co., Gray's-inn, London.—Fiat dated Nov. 16.

**JOHN NASH**, Taunton, Somersetshire, coach maker, Dec. 1 and 30 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. H. C. & F. A. Trenchard, Taunton; Terrill, Exeter; Whitaker, 12, Lincoln's-inn-fields, London.—Fiat dated Nov. 12.

**JOHN WETHERELL**, Manchester, publican and wine and spirit dealer, Dec. 4 and 23 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Clays & Welsh, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Nov. 13.

**FRANCIS MARSHALL**, Sunderland, Durham, chemist, druggist, dealer in oils and paints, Nov. 29 at half-past 10, and Dec. 31 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. J. J. & G. W. Wright, Sunderland; Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated Nov. 9.

**RICHARD PARRY** and **JONATHAN ROBERTS**, Liverpool, joiners and builders, Nov. 29 and Dec. 22 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Case-nove; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Nov. 12.

**HENRY LEATHAM**, Liverpool, slater and plasterer, joiner, and builder, Dec. 2 and 17 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Nov. 15.

**RICHARD LYNEK**, Birmingham, wire worker, dealer and chapman, Nov. 25 at 11, and Dec. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Wright, Birmingham; Ivimy, 26, Chancery-lane, London.—Fiat dated Nov. 9.

**MAY OSMUND ALONZO DURANT**, Burbage, Leicestershire, surgeon, medicine vender, dealer and chapman, Nov. 29 and Dec. 20 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Jarvis, Hinkley; Reece, Birmingham.—Fiat dated Nov. 13.

**THOMAS CLARKE**, Bristol, baker, Nov. 30 and Dec. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Barker & Co., Bristol.—Fiat dated Nov. 6.

#### MEETINGS.

*Thos. Hutchinson*, Sunderland, and *Wingate*, Durham, to dealer, Nov. 29 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, pr. d.—*Jos. Harper*, Chancery-lane, Middlesex, commission-agent, Dec. 10 at 1, Court of Bankruptcy London, last ex.—*Peter Thorne*, Castle-st., Leicester-square Middlesex, bottled beer merchant, Dec. 3 at half-past 11 Court of Bankruptcy, London, last ex.—*Thos. Copps*, Lynn Norfolk, dealer in toys, Dec. 2 at half-past 11, Court of Bankruptcy, London, last ex.—*Jonathan George Moon*, Langbourne-chambers, Fenchurch-st., London, merchant, Dec. 1 at 1, Court of Bankruptcy, London, last ex.—*James Burt* and *James Burt* the younger, Manchester, and *Wm. Totie Watson*, Leeds, Yorkshire, commission-agents, Nov. 23 at 11, District Court of Bankruptcy, Manchester, last ex.—*Wilhelm Eccles*, Walton-le-Dale, Lancashire, cotton spinner, Dec. 2 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Hook*, Southampton-st., Camberwell, Surrey, builder, Dec. 10 at 12, Court of Bankruptcy, London, and ac.—*Geo. Frost*, Leadenhall-st., London, cutler, Dec. 14 at 12, Court of Bankruptcy, London, and ac.—*John Fielding Inkerwood*, Holland-place, Clapham-road, Surrey, house decorator, Dec. 10 at 11, Court of Bankruptcy, London, and ac.—*James Salter*, New North-road, Islington, Middlesex, builder, Dec. 10 at 12, Court of Bankruptcy, London, and ac.—*Henry Harris*, Lanaragon, near Newport, Monmouthshire, shoe-maker, Dec. 16 at 11, District Court of Bankruptcy, Bristol, and ac.—*Matthew Hobson*, Great Grimsby, Lincolnshire, corn merchant, Dec. 15 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac.—*Robert Crompton* and *John Crompton*, Whitby, Yorkshire, bankers, Dec. 11 at 11, District Court of Bankruptcy, Leeds, and ac.; Dec. 18 at 11, div.—*Charles Howe*, Plymouth, Devonshire, draper, Dec. 14 at 1, District Court of Bankruptcy, Exeter, and ac.; Dec. 15 at 1, div.—*John Hayes*, Newton, Manchester, manufacturing chemist, Dec. 10 at 12, District Court of Bankruptcy, Manchester, and ac.—*John Loude Taberner*, Birmingham, auctioneer, Dec. 11 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Thos. Williams*, Fenchurch-street, London, merchant, Dec. 10 at 11, Court of Bankruptcy, London, div.—*Wm. Grossmith*, Portsmouth, Southampton, baker, Dec. 10 at 1, Court of Bankruptcy, London, div.—*R. Law*, Portland-row, Camberwell, Surrey, pawnbroker, Dec. 10 at 1, Court of Bankruptcy, London, div.—*Samuel Water*, Luton, Bedfordshire, baker, Dec. 8 at 1, Court of Bankruptcy, London, div.—*Chas. Proctor*, Witham, Essex, wine merchant, Dec. 8 at half-past 11, Court of Bankruptcy, London, div.—*John Brown*, Great Queen-st., Lincoln's-inn-fields, Middlesex, carver and gilder, Dec. 8 at half-past 1, Court of Bankruptcy, London, fin. div.—*Wm. Sims*, Great Queen-st., Lincoln's-inn-fields, Middlesex, coach and harness maker, Dec. 8 at half-past 12, Court of Bankruptcy, London, fin. div.—*Thomas Denman*, Quadrant, Regent-street, and Dockingham-st., Fitzroy-square, Middlesex, stone mason, Dec. 8 at 12, Court of Bankruptcy, London, div.—*John Marshall*, Birchin-lane, London, merchant, Dec. 10 at half-past 1, Court of Bankruptcy, London, div.—*Henry Yeatman*, Leach-lade, Gloucestershire, chemist, Dec. 14 at 11, District Court of Bankruptcy, Bristol, div.—*Thos. Taberner*, Birmingham, corn factor, Dec. 11 at 12, District Court of Bankruptcy, Birmingham, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*Stephen Smith*, Bradfield, Berkshire, miller, Dec. 11 at 11, Court of Bankruptcy, London.—*Benjamin Bowen*, Bristol, coal merchant, Dec. 16 at 11, District Court of Bankruptcy, Bristol.—*Hansel Baird*, Gloucester, grocer, Dec. 11 at 12, District Court of Bankruptcy, Bristol.—*Ch. Phillips*, Bristol, engineer, Dec. 16 at 11, District Court of Bankruptcy, Bristol.—*Samuel Cockings*, Torquay, Devonshire, timber merchant, Dec. 14 at 1, District Court of Bankruptcy, Exeter.—*Patrick Fagan*, Birmingham, hardwareman, Dec. 11 at 11, District Court of Bankruptcy, Birmingham.—*Geo. Small*, Coventry, Warwickshire, draper, Dec. 18 at 11, District Court of Bankruptcy, Birmingham.—*John Turner*, Newcastle,

Warwickshire, silk manufacturer, Dec. 15 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 10.

Waller Crosse, Liverpool, share broker.—*Morris Lyons*, Birmingham, druggist.—*E. C. Powell*, Hanover-place, Neckinger-road, Bermondsey, Surrey, baker.—*Alon. Russell*, Ashford, Kent, saddler.—*John Ricketts*, Gosport, Southampton, grocer.—*Emma Tomlins*, Coleford, Newland, Gloucestershire, grocer.—*Lancelot Marshall*, Northallerton, Yorkshire, grocer.—*George Clayton*, Albany-road, Camberwell, Surrey, auctioneer.—*William Henry North*, Liverpool, grocer.—*W. Henry Jones* and *Wm. Aspdin*, Northfleet, Kent, Portland cement manufacturers.—*Henry Simmonds*, Gresham-rooms, Basinghall-street, London, law stationer.—*William Leather*, London-wall, London, warehouseman.

## SCOTCH SEQUESTRATIONS.

*Alex. Williamson Hill*, Glasgow, merchant.—*John Emalie*, Aberdeen, deceased, merchant.—*Daniel Eadie*, Auchenleck, Ayrshire, merchant.—*R. Wright*, Glasgow, grain merchant.—*M. Greig & Co.*, Glasgow, merchants.—*Geo. Fred. Crispin*, Edinburgh, underwriter.—*William Welch & Co.*, Glasgow, curiers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*William Thomas*, Liverpool, shoe maker, Dec. 10 at 11, County Court of Gloucestershire, at Bristol.—*James Castle*, Bristol, out of business, Dec. 10 at 11, County Court of Gloucestershire, at Bristol.—*William Harvey Fuller*, Chatham, Kent, straw bonnet maker, Dec. 11 at 10, County Court of Kent, at Rochester.—*J. Sampson*, Bedminster, Bristol, beer retailer, Dec. 10 at 11, County Court of Gloucestershire, at Bristol.—*George Wearn*, Newchurch, Isle of Wight, Hants, shoe maker, Nov. 25 at 10, County Court of Hampshire, at Newport.—*Hen. Fawthrop*, Cragg, Sowerby, Halifax, Yorkshire, general shopkeeper, Dec. 9 at 11, County Court-house of Yorkshire, at Halifax.—*Abraham Ashworth*, Higher Rawtenstall, Stansfield, Halifax, Yorkshire, farmer, Dec. 7 at 11, County Court of Yorkshire, at Todmorden.—*Thos. Eastwood* the younger, Brighton, Sussex, clerk, Nov. 26 at 2, County Court of Sussex, at Brighton.—*Jas. Davies*, Holywell, Flintshire, stationer, Dec. 2 at 10, County Court of Flintshire, at Holywell.—*James Foulds*, Esq., Trawden, Whalley, Lancashire, Dec. 9 at 10, County Court of Lancashire, at Colne.—*Alfred Oakley Colson*, Dudley, Worcestershire, cooper, Nov. 26 at 9, County Court of Worcestershire, at Dudley.—*Rich. Rowe*, Alphington, Devonshire, licensed victualler, Dec. 17 at 9, County Court of Devonshire, at Exeter.—*Wm. Marshall*, Lampstone, Devonshire, blacksmith, Dec. 18 at 9, County Court of Devonshire, at Exeter.—*Henry Colenutt*, Ventnor, Isle of Wight, Hants, out of employment, Nov. 25 at 10, County Court of Hampshire, at Newport.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 4 at 11, before Mr. Commissioner HARRIS.

*Elizabeth Claxton*, widow, Hampstead-road, Middlesex, out maker.—*Joseph Slatyer*, Upper Charles-street, Goswell-road, Clerkenwell, Middlesex, tailor.—*Rich. White*, Drury-lane, shoe maker.—*Wm. George Horncastle*, Thompson's-ottage High-street, Poplar, Middlesex, messenger to the Poplar Union.—*George B. Gale*, Bronti-place, East-street, Fulworth, Surrey, comedian.—*Wm. Carr*, West Ham, Essex, miller.—*Henry Hodgkinson*, Trafalgar-square, Park-road, Lew Peckham, Surrey, out of business.

Dec. 6 at 10, before Mr. Commissioner LAW.

*John Sellers*, High-street, Portland-town, Middlesex, harness maker.—*William Hetherington*, High-st., Marylebone, Middlesex, lamp manufacturer.

Dec. 6 at 10, before Mr. Commissioner PHILLIPS.

*Henry Rees*, Bridge-road, Battersea, Surrey, butcher.—*Laban Morris*, Twickenham, Middlesex, baker.—*W. Clark*, Cirencester-place, New-road, Marylebone, Middlesex, in no business.—*James William Morris*, Dalhousie-terrace, East-lane, Bermondsey-wall, Surrey, clerk in a vinegar maker's.

Wednesday, Nov. 17.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Thomas Challis*, Shoreditch, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*A. B. Barnard*, Brown's-buildings, St. Mary-axe, London, shopman to a jeweller: in the Debtors Prison for London and Middlesex.—*John White*, Great St. Andrew-street, Seven-dials, Middlesex, leather seller: in the Queen's Prison.—*Joseph Littleford*, High-street, Marylebone, Middlesex, coach maker: in the Queen's Prison.—*Samuel Gosjon*, Luton, Bedfordshire, straw hat manufacturer: in the Queen's Prison.—*H. Arrak*, St. John-st., Clerkenwell, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*J. Gussing*, Crosby-row, Walworth, Surrey, linen draper: in the Gaol of Surrey.—*John Stone*, Windmill-street, Finsbury, Middlesex, cheesemonger: in the Debtors Prison for London and Middlesex.—*John Bury*, Castle-street, Holborn, London, law stationer: in the Debtors Prison for London and Middlesex.—*Edward Grimstone*, Old Cavendish-street, Cavendish-square, Middlesex, artist: in the Debtors Prison for London and Middlesex.—*Samuel Russell*, Hammersmith, Middlesex, artist: in the Gaol of Surrey.—*Charles Hicketts*, Downham-road, Lower-road, Islington, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*R. Smith*, Laxton-place, Montague-square, Middlesex, blacksmith: in the Debtors Prison for London and Middlesex.—*J. Russell*, Wellington-road, St. John's-wood, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Thomas Powell*, Cornwall-place, Brecknock-street, Camden-town, Middlesex, oil and colour man: in the Queen's Prison.—*Wm. R. Bainbridge*, Little Bell-alley, Moorgate-street, London, foreman to a bootmaker: in the Debtors Prison for London and Middlesex.—*Wm. Wall*, Covent-garden-market, and Exeter-st., Strand, Middlesex, fruiterer: in the Debtors Prison for London and Middlesex.—*James Hogg*, Preston, Lancashire, out of business: in the Gaol of Lancaster.—*T. Woodhouse*, Preston, Lancashire, parish clerk: in the Gaol of Lancaster.—*H. T. Taylor*, Manchester, attorney at law: in the Gaol of Lancaster.—*Thos. Daniel*, Manchester, out of business: in the Gaol of Lancaster.—*John Booth*, Pilkington, near Bury, Lancashire, plumber: in the Gaol of Lancaster.—*Wm. Kay*, Manchester, coach driver: in the Gaol of Lancaster.—*Drummond Gilchrist*, Milton, next Gravesend, Kent, glass dealer: in the Gaol of Maidstone.

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At the County Court of Warwickshire, at WARWICK, Dec. 7 at 10.

*Ed. Russell*, Darlaston, bricklayer.—*John Watts*, Walsall, Staffordshire, writing clerk.

The Queen has been pleased to appoint Sir Robert Horsford, Knt., to be Chief Justice for the islands of Antigua and Montserrat.

Her Majesty has also been pleased to appoint Joseph Leaver Bindon, Esq., to be Provost Marshal for the island of Antigua.

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# The Jurist

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\* \* \* *The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—*

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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, NOVEMBER 27, 1847.

GREAT complaints have been made of late of the practice, very frequent, it must be admitted, of sending causes at Nisi Prius to a reference, after all the expense of preparing for trial has been incurred, briefs delivered, and witnesses, and all the rest of the machinery of the litigation taken down to trial. And upon this theme some eloquent invectives have been poured forth, aimed, of course, principally against the Bar, who are supposed to be able to control every thing and every body, the judges, the attorneys, the juries, and the very forms of proceeding themselves. It is said, that when causes are called on, the counsel, if they see the least appearance of an account in the case, hint at a reference; that the judge, too ready to get rid of a tedious cause, takes up the hint, and that in spite of the attorney and in spite of the suitor, the reckless and irresistible Bar and the facile judge, play into each other's hands, and contriving, as equity has it, how they shall defeat the poor litigants, throw over both suitor and attorney, and condemn them to the tedium and expense of a reference. That a reference is tedious and expensive is not to be doubted; but the true question is, not whether it is tedious and expensive, but, firstly, whether the sort of cases that are sent to a reference could be dealt with in any other way, unless the circuits were to continue the whole year round, and with double the staff of judges, counsel, &c. that now attend them. Secondly, whether that class of cases could be properly tried with less time and expense by the courts of law as at present constituted, than by arbitration. The fact seems to be this, that a class of cases of yearly increasing magnitude, is brought before the courts of common law, for the trial of which, as an entirety, they have no adequate machinery. We mean, in particular, that class of cases in which a claim is founded on the result of an

intricate account, composed of numerous items, and met by a corresponding intricate account. Litigants, having this kind of subject-matter of litigation, instead of clearing it before trial of all those matters of account which are best done, pen in hand, by accountants disputing and settling items at a table, and which, sooner or later, must be so done, throw it in all its glorious confusion into a court of law, and then wonder that what they themselves have shrunk from with adequate machinery at their disposal, should be rejected by Courts that have neither the requisite machinery nor time for disposing of it off hand. A court of law, it should be recollected, is provided properly for the purpose of determining the rights of parties on a state of things known, or assumed to be known; not of first finding out what is the state of things, and then adjudicating upon it. When a man brings an action on an instrument, or on a certain title, definite, or, for the purpose of the action, assumed to be so, the Court has before it business with which it is competent to deal at once: the jury as to the existence of the alleged facts; and the judge as to the law upon the facts found to exist. So, if even in matters of account, an action is founded on an account stated, the Court will be dealing with things within its grasp, viz. whether there is an account stated, and if there is, what is the legal effect of it? But if parties come into a court of law, as it were, with their ledgers and waste books in their hands, claiming and discharging themselves by items and cross items, as to all of which there is first an inquiry requisite upon what principle the account is made up on either side; whether it is properly made up, and what is the broad result of it, before anything can be said of that which is in fact the subject-matter of the cause, it is obvious that they are coming into court with a case not properly prepared for adjudication, and that they must be sent to a totally different

ent tribunal, to eliminate from the mass of rubbish with which they have burdened their quarrel, the points on which ultimately the decision of their relative legal rights is to be founded.

In sending cases to reference, the Courts of law do, in fact, no more than that which is analogous to the daily and regular practice of the Court of Chancery, of decreeing inquiries and accounts to be taken by a Master. And they do so, we really believe, only in that class of cases in which, in truth, the jurisdiction that they exercise is equitable, viz. that class of cases in which, before anything can be determined, an account must be taken between the parties, with respect to the subject-matter on which they dispute. For this class of cases the Court of Chancery is provided with a special machinery; and the Court itself will notoriously never hear arguments on the rights of the parties, until the account that is to bring the claims down to their simplest denomination, has been taken. When this class of cases comes before a court of law, it is compelled to take some course by which the same object is to be attained; it is not provided by its constitution with the proper machinery for doing so out of court. Hence, on each occasion, it creates such machinery pro hæ vice, and refers that to be done by arbitrators which, in equity, is done by the Master.

It is perfectly useless for suitors and their attorneys to grumble at the proceeding; it is worse than useless, it is positively unjust to charge it upon assumed greediness in the Bar, or love of ease in the judges. It is a practice which, we think we have shewn, is forced upon the Courts, by suitors presenting to them cases which either are not fit at all for common law, but ought to be disposed of in equity, or which, if fit for a court of common law, are not presented to it in a state fit to be decided, but are presented to it loaded with preliminary matters of inquiry, which do not require, and cannot be permitted, to absorb the costly time and attention of judges and juries; which cannot be half so well done by them as by a couple of accountants arranging the matter in a private room, under the control of an arbitrator; and which, therefore, if not done before the cause comes into court, of necessity drive it out of court to have the accounts and other matters of detail arranged and disposed of elsewhere.

### COURT OF COMMON PLEAS.

**MICHAELMAS TERM.—11 VICTORIA.—Nov. 25.**

This Court will, on Monday, the 6th December next, and three following days, hold Sittings, and will proceed in disposing of the business now pending in the Paper of New Trials, commencing with the New Trials in Middlesex and London; and will also proceed to give judgment in certain of the matters standing over for the consideration of the Court. **THOMAS WILDE.**

**CROWN OFFICE, Nov. 26.**—Days and places appointed for holding the Special Commissions of Oyer and Terminer and Gaol Delivery for the under-mentioned places: *County of York*, Saturday, the 11th December, at the Castle of York.

*City of York*, on the same day, at the Guildhall of the said City.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Inigo Gell, of Lewes, Sussex; Eugene Hardwicke, of Kidderminster, Worcestershire.

### London Gazette.

**TUESDAY, NOVEMBER 23.  
BANKRUPTS.**

**JOHN BLACK and JOHN MORISON**, Railway-place, Fenchurch-st., London, dealers in sacking and canvas, Dec. 1 at 1, and Jan. 7 at half-past 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Haslam, Copthall-court, Throgmorton-street.—Fiat dated Nov. 12.

**RICHARD DAWSON**, Thorney, Isle of Ely, Cambridgeshire, grocer and draper, Nov. 30 at 2, and Jan. 3 at 1, Court of Bankruptcy, London: Off. Ass. Tarquand; Sols. Jackson, Wisbech; Wing & Co., Gray's-inn.—Fiat dated Nov. 13.

**CHARLES EDMONDS**, Strand, Middlesex, bookseller, Dec. 1 and Jan. 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Digby, 1, Circus-place, Finsbury-circus.—Fiat dated Nov. 19.

**ANDREW ANDERSON**, Great Titchfield-street, Middlesex, piano-forte maker, Dec. 1 at 2, and Jan. 8 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Dunn & Dobie, 2, Raymond-buildings, Gray's-inn.—Fiat dated Nov. 17.

**WILLIAM FREDERICK HEYWOOD**, Lower Phillimore-place, High-st., Kensington, Middlesex, grocer and cheesemonger, dealer and chapman, Nov. 30 and Jan. 11 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Buchanan, 8, Basinghall-street, City.—Fiat dated Oct. 30.

**JOHN KEMP**, Chipperfield, Hertfordshire, victualler, Dec. 3 at half-past 12, and Jan. 6 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Sudlow & Co., Bedford-row, London.—Fiat dated Nov. 12.

**THOMAS WESTON MARTIN**, Magdalen-st., and Broad-st., Oxford, tailor and draper, Dec. 7 at 2, and Jan. 11 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wood & Fraser, 78, Dean-street, Soho.—Fiat dated Nov. 20.

**WILLIAM GRIFFITH JONES**, Notting-hill, Middlesex, draper, dealer and chapman, Nov. 30 at 2, and Jan. 7 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Sole & Turner, 68, Aldermanbury, London.—Fiat dated Nov. 20.

**CHARLES PERCIVAL**, Church-street, Greenwich, Kent, dealer in china, earthenware, and glass, and dealer and chapman, Dec. 3 at 11, and Jan. 6 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Richardson & Co., Golden-square.—Fiat dated Nov. 16.

**JOHN CHARLES MACDONALD**, Holbeach, Lincolnshire, bookseller, stationer, dealer and chapman, Dec. 10 and 31 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Johnson & Co., Holbeach.—Fiat dated Nov. 17.

**SARAH SHERRATT and GEORGE SHERRATT**, Hiltco, Marston-upon-Dove, Derbyshire, blacksmiths, spade manufacturers, dealers and chapmen, Dec. 3 and 31 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Reece, Birmingham.—Fiat dated Nov. 12.

**ISAAC GAZE**, Stroud-road, Gloucestershire, builder, dealer and chapman, Dec. 7 and Jan. 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sol. Lovegrove, Gloucester.—Fiat dated Nov. 16.

**GEORGE EDWARDS**, Newton Abbott, Devonshire, coach builder, dealer and chapman, Dec. 7 and Jan. 4 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Nov. 16.

**THEODORE NAPOLEON BENARD**, Newcastle-upon-Tyne, merchant, dealer and chapman, (trading under the style of Benard Frères), Dec. 3 at half-past 10, and Jan. 7 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Stable, Bates & Does, Newcastle-upon-Tyne; Williamson & Hill, 10, Gt. James-street, Bedford-row, London.—Fiat dated Nov. 17.

**BENJAMIN FIRTH**, Manor House, Hartshead cum Clifton, Dewsbury, Yorkshire, cotton spinner, Dec. 4 and 28 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Higham, Brighouse, near Halifax; Courtenay, Leeds; Sudlow & Co., New Boswell-court, London.—Fiat dated Nov. 16.

**WILLIAM MORRIS**, Great Grimsby, Lincolnshire, builder, dealer and chapman, Dec. 8 and 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Stansfeld; Sols. Veal, Great Grimsby; Williamson & Co., Gt. James-street, London.—Fiat dated Nov. 13.

**EDWARD JOHN SCOTT** the elder, Kingston-upon-Hull, paper stainer, paper dealer, dealer and chapman, (trading under the firm of Edward John Scott & Son), Dec. 8 and 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull: Off. Ass. Hatton; Sols. Levett & Champney, Hull; Hawkins & Co., New Boswell-court, London.—Fiat dated Nov. 15.

**JOHN SIMPKIN AUSTWICK**, Bradford, Yorkshire, draper, dealer and chapman, Dec. 16 and Jan. 13 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Sale & Co., Manchester; J. & H. Richardson, Leeds; Reed & Co., Friday-street, London.—Fiat dated Nov. 17.

**THOMAS HOWARTH**, Rochdale, Lancashire, chemist and druggist, Dec. 8 and Jan. 4 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Lord, Rochdale; Johnson & Co., Temple, London.—Fiat dated Nov. 19.

**GEORGE COWSILL**, Blackford-bridge, Pilkington, Prestwich cum Oldham, Lancashire, calico printer, dealer and chapman, Dec. 6 and Jan. 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; A. & J. Grundy, Bury, Lancashire; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Nov. 6.

**CHARLES DAVIES**, Liverpool, bookseller and stationer, Dec. 7 and 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Atkins, Manchester; Payne, Liverpool; Bower & Co., Chancery-lane, London.—Fiat dated Nov. 18.

**SAMUEL GUNDRY** and **WALTER EUSTACE GUNDRY**, Bridport, Dorsetshire, bankers, Dec. 2 and Jan. 18 at 10, District Court of Bankruptcy, Bridport: Off. Ass. Hernaman; Sols. J. & H. A. Templer, Bridport; Terrell, Exeter; Clowes & Co., 10, King's Bench-walk, Temple, London.—Fiat dated Nov. 15.

**JOHN BEYNON**, Swansea, Glamorganshire, iron merchant and ship owner, Dec. 6 and Jan. 7 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Brittan & Son, Bristol; White & Co., Bedford-row, London.—Fiat dated Nov. 20.

## MEETINGS.

*Barnabas Mayhew* and *Frederick Smees*, Bromley Newtown, Bow-common, Middlesex, brewers, Dec. 3 at 11, Court of Bankruptcy, London, last ex.—*Robert Cogan*, Leicester-square, Middlesex, glass, lead, and colour merchant, Dec. 8 at 11, Court of Bankruptcy, London, last ex.—*Samuel Howard Billingay*, Commercial-road East, Whitechapel, Middlesex, ironmonger, Dec. 7 at 12, Court of Bankruptcy, London, last ex.—*Stephen Bretton* and *Thomas Tunwell*, Charlotte-st., Fitzroy-square, Middlesex, upholsterers, Dec. 7 at 1, Court of Bankruptcy, London, last ex.—*Rd. Chantler*, Pendleton, Eccles, Lancashire, joiner, Dec. 7 at 12, District Court of Bankruptcy, Manchester, last ex.—*J. Featherstone* and *Robert Kirkpatrick*, Manchester, iron founders, Dec. 4 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Brittan*, Redlynch, Downton, Wiltshire, market gardener, Dec. 16 at 11, Court of Bankruptcy, London, aud. ac.—*Ben. Stock*, Margate, Isle of Thanet, Kent, innkeeper, Dec. 15 at 2, Court of Bankruptcy, London, aud. ac.—*Joshua Hyams*, Jury-street, Aldgate, London, watch manufacturer, Dec. 15 at half-past 1, Court of Bankruptcy, London, aud. ac.—*James Bishop*, Little Russell-st., Gilbert-st., and Bury-st., Bloomsbury, Middlesex, wheelwright, Dec. 16 at 12, Court of Bankruptcy, London, aud. ac.—*George Clayton*, Albany-road, Camberwell, Surrey, auctioneer, Dec. 15 at 1, Court of Bankruptcy, London, aud. ac.—*William Guttridge* the younger, Fulham, Middlesex, baker, Dec. 15 at 12, Court of Bankruptcy, London, aud. ac.—*Harriett Drew*, Bury St. Edmund's, Suffolk, spinster, Dec. 15 at 12, Court of Bankruptcy, London, aud. ac.—*Wm. Vaughan*, Ryde, Isle of Wight, Hants, chinaman, Dec. 15 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Wm. Henry Pichee*, Guildford-street, Russell-square, Middlesex, dealer and chapman, Dec. 15 at 11, Court of Bankruptcy, London, aud. ac.—*James Ross*, Great Tower-street, London, grocer, Dec. 16 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Morgan Lewis*, Oxford-street, Middlesex, linen draper, Dec. 14 at 2, Court of Bank-

ruptcy, London, aud. ac.—*George Heath* and *George Dann*, Canterbury, drapers, Dec. 14 at 2, Court of Bankruptcy, London, aud. ac.—*Robert Woods*, Brighton, Sussex, grocer, Dec. 15 at 11, Court of Bankruptcy, London, aud. ac.—*W. Heap*, *John Roberts*, and *Wm. Roberts*, Padiham, Lancashire, cotton spinners, Dec. 16 at 11, District Court of Bankruptcy, Manchester, aud. ac.; Dec. 17, div.—*William Townley*, Blackburn, Lancashire, cotton spinner, Dec. 16 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Richard Rymer*, Manchester, hotel keeper, Dec. 16 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Thos. Croxfield* the elder, Kirkham, Lancashire, linen draper, Dec. 14 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Thomas Small Smith*, Wednesbury, Staffordshire, carpenter, Dec. 18 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Thomas Hardwick* and *Winter Hardwick*, Leeds, Yorkshire, auctioneers, Dec. 14 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div. sep. est. of *W. Hardwick*.—*John Child*, Wakefield, Yorkshire, grocer, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Barraclough*, Bradford, Yorkshire, timber merchant, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Robt. Piekles*, Barnsley, Yorkshire, linen manufacturer, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*A. Webb*, Wakefield, Yorkshire, seed merchant, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Thomas Hanson*, Leeds, Yorkshire, builder, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Mark Woodward*, Basford, Nottingham, victualler, Dec. 17 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Radford Potts*, Leeds, Yorkshire, wool broker, Dec. 16 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Beresford*, New Lenton, Nottingham, lace manufacturer, Dec. 17 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*John Yemms*, Gloucester, plumber, Dec. 17 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Robt. Sword*, Newcastle-upon-Tyne, draper, Dec. 14 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Dec. 16 at 12, fin. div.—*William Oliver*, Darlington, Durham, printer, Dec. 14 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Dec. 16 at 11, fin. div.—*Richard Whiteside*, *Henry Fisher*, and *Thomas Hastie*, Whitehaven, Cumberland, merchants, Dec. 14 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Thomas Towerson*, Todholes, Cumberland, miller, Dec. 14 at 2, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*Jas. Burnett*, Sunderland, Durham, hosier, Dec. 14 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.; Dec. 16 at 1, fin. div.—*Thomas Roberts* and *John T. Hazard*, College-hill, London, paper agents, Dec. 14 at 11, Court of Bankruptcy, London, div. sep. est. of *J. T. Hazard*.—*John Reay* and *John R. Reay*, Mark-lane, London, wine merchants, Dec. 18 at 11, Court of Bankruptcy, London, div.—*Jos. Elliott*, Cold Ashby, Northamptonshire, carpenter, Dec. 16 at half-past 1, Court of Bankruptcy, London, div.—*Thos. Marriott*, Moor-st., Seven-dials, Middlesex, licensed victualler, Dec. 16 at 12, Court of Bankruptcy, London, div.—*Rosetta Edersheim*, Manchester, draper, Dec. 14 at 11, District Court of Bankruptcy, Manchester, first and fin. div.—*Thomas Croxfield* the elder, Kirkham, Lancashire, linen draper, Dec. 15 at 12, District Court of Bankruptcy, Manchester, div.—*George Barton* and *John Barton*, Manchester, copper roller manufacturers, Dec. 15 at 11, District Court of Bankruptcy, Manchester, div.—*Jas. and Sam. Knight*, Mold, Flintshire, bankers, Dec. 15 at 11, District Court of Bankruptcy, Liverpool, div.—*Alexander Smith* and *Thos. Irvine*, Liverpool, merchants, Dec. 15 at 11, District Court of Bankruptcy, Liverpool, div. sep. est. of *A. Smith*.—*W. Townley*, Blackburn, Lancashire, cotton spinner, Dec. 17 at 11, District Court of Bankruptcy, Manchester, div.—*James Collins* and *John Collins*, Bath, Somersetshire, jewellers, Dec. 17 at 12, District Court of Bankruptcy, Bristol, div.—*Cuthbert Taylor* and *Thomas Hawkey*, Monkwearmouthshore, Durham, ship builders, Dec. 14 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—*Edw. D. Hall*, Walsall, Staffordshire, carrier, Dec. 18 at 12, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Geo. Frost*, Leadenhall-st., London, cutter, Dec. 14 at 12, Court of Bankruptcy, London.—*Frederick Cornell*, Halstead,



Essex, ironmonger, Dec. 14 at 11, Court of Bankruptcy, London.—*Wm. Norris*, Cambridge-villas, Great College-st., Camden New-town, Middlesex, builder, Dec. 16 at 11, Court of Bankruptcy, London.—*Thos. Byers*, Upper Lisson-street, Lisson-grove, Middlesex, licensed victualler, Dec. 14 at 1, Court of Bankruptcy, London.—*Chas. Houghton*, Dudley-grove, Paddington, Middlesex, ironmonger, Dec. 14 at 1, Court of Bankruptcy, London.—*Thos. H. Pinder*, Southampton; also Cheltenham, Gloucestershire; and also Gloucester, tailor, Dec. 14 at 2, Court of Bankruptcy, London.—*Rich. Harmer*, Spital-sq., Middlesex, silk manufacturer, Dec. 14 at 1, Court of Bankruptcy, London.—*Benj. Stock*, Margate, Kent, innkeeper, Dec. 15 at 2, Court of Bankruptcy, London.—*Richard Law*, Portland-row, Camberwell, Surrey, pawnbroker, Dec. 14 at half-past 12, Court of Bankruptcy, London.—*John Dunlop*, Dover-road, Surrey, and Trindon, near Hartlepool, Durham, coal merchant, Dec. 14 at 12, Court of Bankruptcy, London.—*Jas. Ross*, Great Tower-st., London, grocer, Dec. 16 at half-past 12, Court of Bankruptcy, London.—*James Richardson*, Union-st., Spitalfields, Middlesex, glass dealer, Dec. 16 at 12, Court of Bankruptcy, London.—*Stephen Hocken*, Dalston, Middlesex, builder, Dec. 16 at 12, Court of Bankruptcy, London.—*Wm. Jerrens* the younger, Gainsborough, Lincolnshire, grocer, Dec. 15 at 11, District Court of Bankruptcy, Leeds.—*John Rippon*, Bristol, baker, Dec. 20 at 11, District Court of Bankruptcy, Bristol.—*John Sharples* the younger, Daisy-field, near Blackburn, Lancashire, cotton spinner, Dec. 16 at 12, District Court of Bankruptcy, Manchester.—*Stephen Owen*, Liverpool, flour dealer, Dec. 15 at 11, District Court of Bankruptcy, Liverpool.—*John Shakeshaft*, Tranmere, Cheshire, licensed victualler, Dec. 15 at 11, District Court of Bankruptcy, Liverpool.—*Chas. Washington Mayne*, Leeds, Yorkshire, tobacco manufacturer, Dec. 16 at 11, District Court of Bankruptcy, Leeds.—*Wm. Sampson*, Sheffield, Yorkshire, wholesale spirit merchant, Dec. 17 at 10, District Court of Bankruptcy, Leeds.—*Bryant Organ*, Westbromwich, Staffordshire, soda water manufacturer, Dec. 18 at 12, District Court of Bankruptcy, Birmingham.—*Rich. Linell*, Shrewsbury, Shropshire, grocer, Dec. 15 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 14.

*Ichabod Hagg*, Colchester, Essex, tailor.—*James Jones*, Birkenhead, Cheshire, chemist and druggist.—*Jos. T. Hobson*, Liverpool, drysalter.—*Thos. H. Pullan*, Sheffield, Yorkshire, hosier.—*James Ward*, Birmingham, dealer in glass.—*Elijah Cook*, Little Newport-st., Soho, Middlesex, grocer.—*Thos. Kemp*, Tranmere, Cheshire, joiner.—*Chas. Jones*, Birkenhead, Cheshire, printer.—*Hen. Woodhouse*, Aldermanbury, London, warehouseman.—*A. Denholm*, Queen-st., Stepney, Middlesex, linen draper.

#### FIAT ANNULLED.

*John S. Archer*, Paternoster-row, London, tallow chandler and melter.

#### SCOTCH SEQUESTRATIONS.

*Alex. M'Bey*, Aberdeen, horse dealer.—*J. and J. Gibb*, Hamilton, builders.—*D. Ross & Co.*, Glasgow, commission merchants.—*Gilmour & Waters*, Glasgow, timber merchants.—*J. and W. Crawford*, Glasgow, writers.—*Newlands & M'Nab*, Glasgow, provision merchants.—*Wm. Mitchison*, Glasgow, piano-forte merchant.—*Robert Williamson*, Stromness, innkeeper.—*Wm. Mitchell*, Montrose, grain merchant.—*Walter Bain*, Helensburgh, wright.—*M. Skeoch*, Sighthill, near Glasgow, rope manufacturer.—*Wm. and Thos. Baird*, Leith, wool merchants.—*Rainey, Jarvis, & Co.*, Glasgow, agents.—*Robt. Stewart*, Kirkaldy, manufacturer.

#### INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Rich. Veevers*, Manchester, superintendent of a workhouse, Dec. 3 at 2, County Court-house of Lancashire, at Manchester.—*William Barker*, Bramhope, near Otley, Yorkshire, stone mason, Dec. 22 at 10, County Court of Yorkshire, at Otley.—*Richard Nuttall*, Little Lever, Lancashire, provision dealer, Dec. 10 at 12, County Court of Lancashire, at Little Bolton.—*The Rev. Sam. Williams*, Donhead St. Mary, Wiltshire, clerk, Dec. 31 at 10, County Court of Dorset, at Shaftesbury.—*Jas. B. Smith*, Everton, Lancashire, excise officer, Nov. 29

at 10, Liverpool District County Court, at Liverpool.—*Thos. Morris*, Liverpool, out of business, Nov. 29 at 10, Liverpool District County Court, at Liverpool.—*Thos. Morris*, Liverpool, out of business, Nov. 29 at 10, Liverpool District County Court, at Liverpool.—*Edw. Hulbert*, Bootle, near Liverpool, Lancashire, clerk to the Trustees of the late Duke of Bridgewater, Nov. 29 at 10, Liverpool District County Court, at Liverpool.—*John Lockwood*, Liverpool, tailor, Nov. 29 at 10, Liverpool District County Court, at Liverpool.—*Wm. H. Connery*, Liverpool, out of business, Nov. 29 at 10, Liverpool District County Court, at Liverpool.—*Edmund Hauswell*, Manchester, joiner, Dec. 3 at 2, County Court-house of Lancashire, at Manchester.—*Wm. Morris*, Bridgwater, Somersetshire, saddler, Dec. 11 at 10, County Court of Somersetshire, at Bridgwater.—*Jacob Stevens*, Bridgwater, Somersetshire, tailor, Dec. 11 at 10, County Court of Somersetshire, at Bridgwater.—*Henry Hicks*, Tiverton, Devonshire, tinman, Dec. 16 at 10, County Court of Devonshire, at Tiverton.—*Wm. Haythorne White*, Sheerness, Isle of Sheppy, Kent, surgeon, Dec. 9 at 10, County Court of Kent, at Sheerness.—*Ann Smith*, Milton next Gravesend, Kent, boot maker, Dec. 14 at 10, County Court of Kent, at Gravesend.—*Hanson Irving*, Bradford, Yorkshire, packer, Dec. 3 at 11, County Court of Yorkshire, at Bradford.—*Samuel Nettleton*, Holbeck, Leeds, Yorkshire, out of business, Dec. 8 at 10, County Court of Yorkshire, at Leeds.—*Thomas Sheppard*, Northampton, engineer, Dec. 27 at 10, County Court of Northamptonshire, at Northampton.—*Jas. W. Grylls*, Dec. 17 at 11, County Court of Cornwall, at Redruth.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 8 at 10, before Mr. Commissioner LAW.

*Wm. Henry Wilson*, Princes-road, Rotherhithe, Surrey, in no business.—*William Morley*, Royal-hill, Greenwich, plumber.—*Elias Wm. Watson*, Angel-court, Skinner-street, Snow-hill, London, secretary to benefit societies and undertaker.

Dec. 8 at 10, before Mr. Commissioner PHILLIPS.

*Edward Blwelt*, Mecklenberg-terrace, Mecklenberg-square, Middlesex, clerk to an attorney.—*Wm. Saml. Gray*, High-street, Camden-town, Middlesex, free vintner's builder.—*M. Street*, Robert-street, King's-road, Chelsea, lodging-house keeper.

Dec. 9 at 10, before the CHIEF COMMISSIONER.

*John Robert Calls*, Wallington-place, Vauxhall, Surrey, tailor.—*Wm. Martin*, Horton Kerby, near Dartford, Kent, bricklayer.—*George Mills*, Montague-place, Old Montague-street, Brick-lane, Whitechapel, Middlesex, circular sawyer.—*John Clements*, Henry-street, Old Kent-road, Surrey, carman.—*James Daniel O'Connell*, Marchmont-street, Brunswick-square, Middlesex, attorney's clerk.—*Henry Hicks Harper*, Carlisle-street, Soho, Middlesex, commission agent.—*Robert Topham*, Walnut-treet-walk, Lambeth-walk, Surrey, law clerk.—*The Rev. John Richardson*, York-road, Lambeth, Surrey, clerk.—*Thomas Amery*, Three Colt-court, Old Ford, Middlesex, in no business.

Saturday, Nov. 20.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Henry Godfrey Solomon*, Farringdon-street, and Holborn-bridge, London, shopman to a draper: in the Debtors Prison for London and Middlesex.—*Jean Pelle*, Wigmore-street, Cavendish-square, Middlesex, shoemaker: in the Debtors Prison for London and Middlesex.—*Edw. F. C. Mainwaring*, Davey-cottages, Southgate-road, Kingland-road, Middlesex, medical student: in the Debtors Prison for London and Middlesex.—*Mark Jacob Norden*, Bridge-road, Lambeth, Surrey, fruiterer: in the Debtors Prison for London and Middlesex.—*Samuel Solomon*, Aldgate, London, shopman to a oethier: in the Debtors Prison for London and Middlesex.—*Alexander Roper*, Halker-street, Grosvenor-place, Belgrave-square, Middlesex, following no trade.—*John Cooper*, Leeds, Yorkshire, labourer: in the Gaol of York.—*William Taylor*, Manchester, out of employment: in the Gaol of Lancaster.—*Wm. Topham* the elder, Chesham, and Manchester, packer:

in the Gaol of Lancaster.—*F. Brown*, Manchester, plumber : in the Gaol of Lancaster.—*Joseph Lord*, Halifax, Yorkshire, innkeeper : in the Gaol of York.—*Thomas Millington*, Baltham, Cambridgeshire, labourer : in the Gaol of Cambridge.—*John Osmond Quick*, Hulme, Manchester, surgeon : in the Gaol of Lancaster.—*George Stones*, Sheffield, Yorkshire, box maker : in the Gaol of York.—*Richard Moyle*, Manchester, portable weighing-machine maker : in the Gaol of Lancaster.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Dec. 7 at 10, before the CHIEF COMMISSIONER.*

*Thos. Lewis Cheeneright*, Lawn-cottages, South Lambeth, Surrey, lodging-house keeper.—*Joshua Bangs*, Chapel-street, Somers'-town, Middlesex, baker.—*Mary Palmer*, Plough-lane, Homerton, Middlesex, widow, chimney sweeper.—*Wm. Butcher*, Victoria-cottages, Archway-road, Hornsey, Middlesex, dealer in carpets.—*Wm. Hattersley*, Millbank-street, Westminster, Middlesex, piano-forte maker.

*Dec. 8 at 10, before Mr. Commissioner LAW.*

*John Morgan*, James-street, Covent-garden, Middlesex, cheesemonger.

*At the County Court of Kent, at MAIDSTONE, Dec. 8 at 10.*

*Wm. Henry Lysaght*, Chatham, ensign in her Majesty's 86th regiment of foot.—*Edward Edwards*, Gravesend, carpenter.—*Drummond Gilchrist*, Milton next Gravesend, assistant to a china dealer.—*James Noakes*, Coxheath, Loose, baker.

*At the County Court of Cheshire, at CHESTER, Dec. 7 at 10.*

*Richard Maddock*, Rock-ferry, out of business.

*At the County Court of Somersetshire, at TAUNTON, Dec. 8 at 9.*

*Robert Cullyford*, Tarr, Lydeard St. Lawrence, near Wiveliscombe, schoolmaster.

FRIDAY, Nov. 26.

### BANKRUPTS.

**JOHN BANNISTER FALKNER** and **BENTHAM FABIAN**, Old Broad-street, London, merchants, brokers, dealers and chapmen, Dec. 1 at 11, and Jan. 6 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Peddell, Cheap-side.—Fiat dated Oct. 29.

**LYON SAMUEL**, Bury-street, St. May Axe, London, silversmith and jeweller, dealer and chapman, Dec. 10 at 12, and Jan. 12 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Sydney, Finsbury-circus.—Fiat dated Nov. 25.

**SAMUEL HANDSCOMB** and **EBENEZER HANDSCOMB**, Woburn, Bedfordshire, dealers in watches and clocks and cutlery goods, dealers and chapmen, Dec. 10 at 11, and Jan. 13 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sol. De Medina, Crosby-hall-chambers.—Fiat dated Nov. 25.

**WILLIAM CUSSE**, Christchurch, Southampton, grocer, dealer and chapman, Dec. 3 at half-past 1, and Jan. 5 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Tanner, Christchurch; Temple, Temple.—Fiat dated Nov. 23.

**JOHN CAPEL**, Bouvarie-street, Fleet-street, London, coal merchant, dealer and chapman, Dec. 3 at 1, and Jan. 5 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated Nov. 23.

**WILLIAM FLY**, **DANIEL FROST**, and **DONALD OLIVER MATHESON**, Swaffham, Norfolk, railway contractors, builders, dealers and chapmen, Dec. 7 at half-past 2, and Jan. 11 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Pillars, Swaffham, Norfolk; Lawrence & Plews, Old Jewry-chambers, London.—Fiat dated Nov. 10.

**FRANCIS GARLAND**, North Shields, Northumberland, tailor and clothier, Dec. 7 at 11, and Jan. 13 at half-past 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Dickson & Overy, 4, Frederick's-place, Old Jewry.—Fiat dated Nov. 12.

**HENRY ASH**, **GUSTAVUS HEERLEIN**, and **HENRY CLARKE ASH**, Birmingham, ironmongers and general dealers, Dec. 4 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Wright, Birmingham; Ivemy, Chancery-lane, London.—Fiat dated Nov. 23.

**JOSES BADCOCK**, East Ilsley, near Newbury, Berkshire, draper and grocer, Dec. 3 at 1, and Jan. 5 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Helder, Gt. James-street, Bedford-row.—Fiat dated Nov. 23.

**JAMES BAINES**, Whitechapel-road, and Smith-st., Stepney, Middlesex, baker, dealer and chapman, Dec. 9 at 2, and Jan. 13 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Jenkinson & Co., 29, Lombard-st., City.—Fiat dated Nov. 23.

**SAMUEL HOBBS**, Camberwell-green, Surrey, cook and confectioner, (in co-partnership with William Bennett), Dec. 9 at 1, and Jan. 13 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Bromley & Aldridge, 1, South-square, Gray's-inn.—Fiat dated Nov. 23.

**JAMES ABRAHAM RICHMOND**, Frederick-place, Hampstead-road, Middlesex, brewer and wine and spirit merchant, Dec. 9 at half-past 12, and Jan. 13 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Miller & Horn, 78, King William-street.—Fiat dated Nov. 6.

**THOMAS GARDINER**, Holt, Worcestershire, hotel keeper, dealer and chapman, Dec. 14 at 11, and Jan. 11 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Jones, Worcester; Smith, Birmingham.—Fiat dated Nov. 19.

**SIBSON RIGG**, Manchester, and Salford, Lancashire, cotton spinner, dealer and chapman, Dec. 8 and Jan. 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Joynson, Manchester; Foster, Manchester; Bower, Tokenhouse-yard, Lothbury.—Fiat dated Nov. 22.

**WILLIAM CARTER**, Liverpool, druggist, dealer and chapman, Dec. 7 and 30 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Holden, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Nov. 12.

**JOHN BLACKBURNE**, Liverpool, tailor and draper, dealer and chapman, Dec. 17 and Jan. 5 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Casenove; Sols. Sale & Co., Manchester; Jenkins, junr., Liverpool; Reed & Co., Friday-street, London.—Fiat dated Nov. 16.

**JAMES HUDSON**, Newcastle-upon-Tyne, dealer in marine stores, dealer and chapman, Dec. 6 at half-past 10, and Jan. 7 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Hoyle, Newcastle-upon-Tyne; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated Nov. 15.

**ROBERT IMEARY**, East Jarrow, Durham, alkali manufacturer, Dec. 9 at half-past 10, and Jan. 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Harle, Newcastle-upon-Tyne; Chisholme & Co., 64, Lincoln's-inn-fields, London.—Fiat dated Nov. 19.

**JONATHAN THOMPSON**, Tamworth, Warwickshire and Staffordshire, bookseller, stationer, dealer and chapman, Dec. 4 and 30 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Nevill & Sons, Tamworth; Hodgson, Birmingham.—Fiat dated Nov. 23.

**THOMAS WILLIAMS**, Coventry, Warwickshire, ribbon manufacturer, dealer and chapman, Dec. 8 at 11, and Dec. 29 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Troughton & Lee, Coventry; Austen & Hobson, Raymond-bdgs., London.—Fiat dated Nov. 20.

**HENRY DYER COSSINS**, Sea Mills, Ilminster, Somersetshire, miller, Dec. 7 at 11, and Dec. 30 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Brown, Ilminster; Stogdon, Southerhay, Exeter; Rickards & Walker, 29, Lincoln's-inn-fields, London.—Fiat dated Nov. 24.

**CHRISTOPHER SAMUEL FLOOD** and **HARRY BUCKLAND LOTT**, Honiton, Devonshire, bankers, Dec. 13 and Jan. 20 at 10, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Gidley, Exeter; Raven, 2, King's Bench-walk, Temple, London.—Fiat dated Nov. 23.

**JAMES LAWTON**, Heywood within Heap, Lancashire, grocer, dealer and chapman, Dec. 7 and 28 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. T. A. & J. Grundy, Bury, Lancashire; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated Nov. 23.

**JOSEPH BOUCHER**, Bridgnorth, Shropshire, draper, dealer and chapman, Dec. 14 at 11, and Jan. 11 at half-past 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Smith, Birmingham; Weeks, Cook's-court, Lincoln's-inn, London.—Fiat dated Nov. 23.

## MEETINGS.

*Barnabas Mayhew* and *Fred. Smees*, Bromley New Town, Bow-common, Middlesex, brewers, Dec. 3 at 11, Court of Bankruptcy, London, last ex.—*Chas. Edw. Neate*, Hammersmith, Middlesex, coal merchant, Dec. 17 at 2, Court of Bankruptcy, London, aud. ac.; Dec. 18 at 11, div.—*T. Whitney*, Panton-street, Haymarket, Middlesex, licensed victualler, Dec. 17 at half-past 12, Court of Bankruptcy, London, aud. ac.; Dec. 18 at half-past 1, div.—*Th. Pye*, King's-road, Chelsea, Middlesex, timber merchant, Dec. 17 at half-past 11, Court of Bankruptcy, London, aud. ac.; Dec. 18 at 1, div.—*C. Lew's*, Stangate-street, Lambeth, Surrey, plate manufacturer, Dec. 17 at half-past 1, Court of Bankruptcy, London, aud. ac.; Dec. 18 at half-past 12, div.—*Silas Taylor*, Tonbridge Wells, Kent, plumber, Dec. 17 at half-past 12, Court of Bankruptcy, London, aud. ac.; Dec. 18 at half-past 11, div.—*J. Oakley* and *B. Oakley*, Southampton, builders, Dec. 17 at 12, Court of Bankruptcy, London, aud. ac.—*James Osborn*, Oakham, Rutlandshire, glass dealer, Dec. 17 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Th. Thomson* and *W. Sabin*, Rochester-row, Middlesex, brewers, Dec. 17 at 12, Court of Bankruptcy, London, aud. ac.; Dec. 18 at 11, div. sep. est. of *Thos. Thomson*.—*Thos. Williams Home*, Pelham-terrace, Brompton, Middlesex, hotel keeper, Dec. 17 at 1, Court of Bankruptcy, London, aud. ac.; Dec. 18 at 12, div.—*Alsw. Carrall* the younger, Strand, Middlesex, newspaper proprietor, Dec. 17 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Joshua Cowell*, Peckham, Surrey, boot dealer, Dec. 17 at 11, Court of Bankruptcy, London, aud. ac.—*Arthur Bartlett*, Hill and Sidford, Millbrook, Southampton, fly proprietor, Dec. 17 at 11, Court of Bankruptcy, London, aud. ac.—*Samuel Dalg*, Brighton, Sussex, toyman, Dec. 23 at 12, Court of Bankruptcy, London, aud. ac.—*R. Davies Evans*, Wrexham, Denbighshire, draper, Dec. 17 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*R. Williams*, Ohirk, Denbighshire, miller, Dec. 17 at 12, District Court of Bankruptcy, Liverpool, aud. ac.—*Geo. Whitehead*, *J. Settle*, *John Smith*, *John Hyde*, *Wm. Kelsall*, *James Holden*, *Thos. Barlow*, *Duncan Crighton*, *John Jones*, *Thomas Maltinson*, *Wm. Foster*, *David Crighton*, *Jas. Ashworth*, *W. Hepwood*, *John Murgatroyd*, and *James Brown*, Pendleton, near Manchester, cotton spinners, Dec. 20 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*John Morris*, Walsall, Staffordshire, saddler's ironmonger, Dec. 18 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*W. Barker*, Nottingham, hosiery, Dec. 17 at 11, District Court of Bankruptcy, Nottingham, aud. ac.—*Joseph Stubbs*, Birmingham, whip manufacturer, Dec. 18 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Thos. Small Smith*, Wednesbury, Staffordshire, carpenter, Dec. 18 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*John Jordan*, *James White*, and *John Lewis Aldridge*, Coventry, Warwickshire, brewers, Dec. 18 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*James Spalding*, Cambridge, brazier, Dec. 17 at 1, Court of Bankruptcy, London, div.—*A. Fielder*, Alton, Southampton, brewer, Dec. 17 at 1, Court of Bankruptcy, London, fin. div.—*John T. Curtis*, Norwich, grocer, Dec. 17 at half-past 11, Court of Bankruptcy, London, div.—*Rob. Nicol*, Fenchurch-street, London, grocer, Dec. 17 at 11, Court of Bankruptcy, London, div.—*Henry John Bellars*, Whittlesea, Cambridge, money scrivener, Dec. 20 at 11, Court of Bankruptcy, London, div.—*Jos. Goss*, Colchester, Essex, draper, Dec. 18 at half-past 12, Court of Bankruptcy, London, div.—*Morgan Lewis*, Oxford-street, Middlesex, linen draper, Dec. 17 at half-past 1, Court of Bankruptcy, London, div.—*Geo. Heath* and *Geo. Dana*, Canterbury, drapers, Dec. 17 at 2, Court of Bankruptcy, London, div.—*Wm. Henry Osborn* the younger, St. James's-street, Piccadilly, Middlesex, silversmith, Dec. 18 at half-past 11, Court of Bankruptcy, London, fin. div.—*Rob. Woods*, Upper Russell-st., Brighton, Sussex, grocer, Dec. 23 at half-past 12, Court of Bankruptcy, London, div.—*Richard Rymer*, Manchester, hotel keeper, Dec. 18 at 11, District Court of Bankruptcy Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*J. Featherstonhaugh* and *W. Patterill*, St. Martin's Stamford, Northamptonshire, railway contractors, Dec. 20 at 12, Court of Bankruptcy, London.—*Hen. J. Bellars*, Whittlesea, Cambridge, money scrivener, Dec. 20 at 11, Court of Bankruptcy, London.—*Thos. Morley*, Oxford-street, Middlesex,

jeweller, Dec. 17 at half-past 1, Court of Bankruptcy, London.—*J. Alexander Andrews*, Liverpool-terrace, Liverpool-road Middlesex, out of business, Dec. 18 at 12, Court of Bankruptcy, London.—*George Brown*, Southampton, builder, Dec. 18 at 2, Court of Bankruptcy, London.—*Jas. Bishop*, Lith Russell-street, Gilbert-street, and Bury-street, Bloomsbury Middlesex, wheelwright, Dec. 17 at 2, Court of Bankruptcy London.—*Fred. Ricketts* and *Trevenen James*, Moorgate-st. London, merchants, Dec. 20 at half-past 10, Court of Bankruptcy, London.—*Thomas Graves Sham*, Leeds, Yorkshire, woollen cloth merchant, Dec. 18 at 11, District Court of Bankruptcy, Leeds.—*William Marsden*, Manchester, commission agent, Dec. 20 at 12, District Court of Bankruptcy, Manchester.—*Henry Thompson*, Manchester, and of Nafferton, near Driffield, Yorkshire, corn merchant, Dec. 20 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 17.

*Thomas Theakstone Woodhouse*, Aldersbury, London, warehouseman.—*James Reid*, Newcastle-upon-Tyne, ship broker.—*John Humphrey*, North Walsham, Norfolk, grocer.—*James Morgan*, Southampton-row, Russell-square, Middlesex, tailor.—*James Dodge*, Cumberland-row, Walworth-road, Newington, Surrey, ironmonger.—*Hen. Willison*, Watford, Hertfordshire, cabinet maker.—*William Judd*, Kensal New Town, Middlesex, builder.—*John Julia Jackson*, Liverpool, silk dyer.—*Jos. Watson*, Southill, Dewbury, Yorkshire, farmer.—*Wm. Dewhurst*, Huddersfield, Yorkshire, printer.—*Wm. Rawlinson*, George-st., Minories, London, draper.—*Jas. Rollings*, Landport, Portsmouth, Hampshire, stay manufacturer.—*John Morris*, Walsall, Staffordshire, saddlers' ironmonger.—*James Pavey* the elder, Hotwells, Clifton, Bristol, mason.—*Sam. Slater*, Albemarle-st., Middlesex, tailor.—*George Miller*, Whitby, Yorkshire, innkeeper.

## PARTNERSHIP DISSOLVED.

*Michael Stocks* and *Francis Edwin Maceuley*, Halifax, Yorkshire, solicitors and attorneys at law.

## SCOTCH SEQUESTRATIONS.

*George Key*, Dundee, merchant.—*Young, Brothers, & Co.*, Glasgow, manufacturers.—*James Miller*, Edinburgh, medicine maker.—*John Yule*, jun., Edinburgh, writer to the sign.—*Robert Dodds*, Kilmknowe, near Glasgow, railway contractor.—*Andrew Thomson*, sen., Glasgow, teacher of music.—*John Dick & Co.*, Glasgow, commission-merchants.—*A. Moody*, Glasgow, merchant.—*James Young*, deceased, Glasgow, commission-merchant.—*Ballantyne & Hughes*, Edinburgh, printers.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Winter* the younger, Trunton, Somersetshire, shoemaker, Dec. 8 at 9, County Court of Somersetshire, at Trunton.—*James West*, Ilchester, Somersetshire, innkeeper, Dec. 16 at 9, County Court of Somersetshire, at Yeovil.—*Robert Cottrell*, Sampford Arundell, near Wellington, Somersetshire, out of business, Dec. 9 at 9, County Court of Somersetshire, at Wellington.—*Abraham Francis Pick*, Market Harborough, Leicestershire, veterinary surgeon, Dec. 16 at 11, County Court of Leicestershire, at Market Harborough.—*J. Samuel Sibbertoft*, Northamptonshire, butcher, Dec. 16 at 11, County Court of Leicestershire, at Market Harborough.—*Charles Eiden Giraud*, Sudbury, Suffolk, chemist, Dec. 11 at 12, County Court of Suffolk, at Sudbury.—*James Jahn*, Dec. 11 at 11, County Court of Cornwall, at Falmouth.—*Benj. Hayes*, Aston, near Birmingham, Warwickshire, brush maker, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*Wm. Wilson*, Huddersfield, Yorkshire, merchant, Dec. 16 at 10, County Court of Yorkshire, at Huddersfield.—*Richard Walls*, Compton, Surrey, servant, Dec. 1 at 2, County Court of Surrey, at Guildford.—*Jos. Goodwin*, Reading, Berkshire, beer-shop keeper, Dec. 13 at 11, County Court of Berkshire, at Windsor.—*John Chas. Gillard*, Aston juxta Birmingham, hatter, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*James Matthews*, Birmingham, general dealer, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*Richard Jones*, Birmingham, clerk to a spoon manufacturer, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*John Dean*, Birmingham, railway carpenter, Dec. 10 at 2, County Court of Warwick-

shire, at Birmingham.—*Wm. Simpson*, Birmingham, blacksmith, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*Thos. Smith*, Birmingham, builder, Dec. 17 at 2, County Court of Warwickshire, at Birmingham.—*Samuel Jefferies*, Bath, Somersetshire, lodging-house keeper, Dec. 11 at 1, County Court of Somersetshire, at Bath.—*J. Smith*, York, auctioneer, Dec. 2 at 11, District Court of Bankruptcy, Leeds.—*Wm. Tutton*, Abergavenny, Monmouthshire, superannuated exciseman, Dec. 16 at 9, County Court of Monmouthshire, at Abergavenny.—*Edward Medicot* the younger, Barton, Cheshire, out of business, Dec. 8 at 12, County Court of Lancashire, at St. Helens.—*Thos. Fowler*, Aston juxta Birmingham, smith, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*John Motley White*, Birmingham, cabinet maker, Dec. 10 at 2, County Court of Warwickshire, at Birmingham.—*Hen. Binfield*, Mile-house, near Maidenhead, Burnham, Buckinghamshire, licensed victualler, Dec. 13 at 11, County Court of Berkshire, at Windsor.—*Joseph Barton*, Leamington Priors, Warwickshire, domestic servant, Dec. 7 at 10, County Court of Warwickshire, at Warwick.—*Thos. Leach*, Martock, near Ilminster, Somersetshire, baker, Dec. 16 at 9, County Court of Somersetshire, at Yeovil.—*Fred. Morgan Woodcock*, Llanwinarth, Monmouthshire, farmer, Dec. 16 at 9, County Court of Monmouthshire, at Abergavenny.—*John Dix*, Abergavenny, Monmouthshire, printer, Dec. 16 at 9, County Court of Monmouthshire, at Abergavenny.—*Chas. Griffiths*, Worcester, draper, Dec. 15 at 10, County Court of Worcestershire, at Worcester.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Dec. 10 at 10, before Mr. Commissioner LAW.*

*Thos. Cox*, Three Colt-corner, Hare-st., Bethnal-green, Middlesex, fringe manufacturer.—*John Hows*, Broadway, Deptford, Kent, pork butcher.

*Dec. 11 at 11, before Mr. Commissioner HARRIS.*

*Charles Collins*, Middlesex-st., Somers'-town, Middlesex, beaver hat manufacturer.—*Jas. Dampier*, Royal Oak-place, Lee, Kent, plumber.—*Wm. Campbell*, Brook-place, Tottenham, Middlesex, blind maker.—*Ephraim Woolnaugh*, Cleveland-st., Mile-end-road, Middlesex, in no business.—*James Pearce*, Tottenham-court-road, Middlesex, fruiterer.

*Dec. 13 at 10, before Mr. Commissioner LAW.*

*John Thompson*, Wells-row, High-st., Islington, Middlesex, stone mason.—*Wm. Waymouth*, St. Peter's-terrace, River-lane, Islington, Middlesex, architect.

*Dec. 13 at 10, before Mr. Commissioner PHILLIPS.*

*Wm. Bennett Hicken*, Temple-cottage, Commercial-road, New Peckham, Camberwell, Surrey, clerk to a corn merchant.—*Wm. Watson*, Scarborough-street, Tenter-ground, Goodman's-fields, Middlesex, clerk to a meat salesman.—*J. Truss* the younger, Hatton-garden, Middlesex, commercial traveller.—*Richard Rollings*, Upper Richmond-road, Putney, Surrey, labourer.—*John Rice*, Little Carter-lane, Doctors'-commons, London, glove manufacturer.

*Wednesday, Nov. 24.*

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

*(On their own Petitions).*

*Jos. Royal*, Bridge-place, Greenwich, Kent, lighterman: in the Queen's Prison.—*Wm. G. Pearce*, Borough-road, Surrey, commission agent: in the Gaol of Surrey.—*Den. B. Billings*, Finsbury-sq., St. Luke, Middlesex, out of business: in the Queen's Prison.—*Edw. R. Moorey*, Stepney-causeway, Stepney, Middlesex, out of business: in the Queen's Prison.—*Jas. Grant*, Irish-lane, Hounslow, Middlesex, labourer: in the Debtors Prison for London and Middlesex.—*Thos. Harper*, Cleveland-st., Mile-end-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Francis Sandon*, York-place, Pentonville-hill, Clerkenwell, Middlesex, bricklayer: in the Debtors Prison for London and Middlesex.—*Thos. C. Small*, Belvoir-terrace, Vauxhall-bridge-road, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*John Pare* the younger, Shepherd's-bush-market, Notting-hill, Middlesex, commercial traveller:

in the Debtors Prison for London and Middlesex.—*William Strangroom*, St. John-street-road, Clerkenwell, Middlesex, painter: in the Debtors Prison for London and Middlesex.—*Hugh Wilson*, Manchester, grocer: in the Gaol of Lancaster.—*Geo. Fred. Cootick*, Lewes, Sussex, assistant to a tallow chandler: in the Gaol of Lewes.—*James Lewis*, Cheltenham, Gloucestershire, out of business: in the Gaol of Gloucester.—*John Webb* the younger, Chew Magna, Somersetshire, out of business: in the Gaol of Wilton.—*Jas. Hartley*, Leeds, Yorkshire, rag merchant: in the Gaol of York.—*Robert Good*, Houghton-le-Spring, Durham, grocer: in the Gaol of Durham.—*Israel Haggis*, Cambridge, licensed victualler: in the Gaol of Cambridge.—*Eliza Froud*, Melksham, Wiltshire, out of business: in the Gaol of Fisherton Anger, Wiltshire.—*Edmund Wood*, Parr Stocks, near St. Helen's, Lancashire, mechanic: in the Gaol of Lancaster.—*James Brown*, Hulme, Manchester, joiner: in the Gaol of Lancaster.—*Chas. Parkin*, Manchester, working cutler: in the Gaol of Lancaster.—*Wm. Horabin*, Great Ancoats, Manchester, beer-house keeper: in the Gaol of Lancaster.—*John Braddbury*, Manchester, beer-house keeper: in the Gaol of Lancaster.—*Joshua Rogerson*, Wallgate, Wigan, Lancashire, surgeon: in the Gaol of Lancaster.—*Jas. Foster*, Swinton, Worsley, Manchester, police serjeant: in the Gaol of Lancaster.—*Rich. Porritt*, Huddersfield, Yorkshire, out of business: in the Gaol of York.

*(On Creditor's Petition).*

*Wm. Prince*, Bonsall, Derbyshire, miner: in the Gaol of Derby.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

*Dec. 10 at 11, before Mr. Commissioner HARRIS.*

*Jacobi Ahrenfeldt*, Buckenham-sq., New Kent-road, Surrey, general commission agent.—*Robert Mason*, Edgeware-road, Middlesex, hostler.—*Geo. Weaver*, Catherine-street, Strand, Middlesex, green grocer.—*Wm. C. Bartlett*, Goswell-street, Middlesex, confectioner, and Rosemary-lane, Tower-hill, Middlesex, lodging-house keeper.—*Jas. Lambden*, Chapel-street, Liverpool-road, Islington, Middlesex, boot maker.—*Robert Cox*, Bowyer-place, Camberwell, Surrey, coach builder.—*Thos. G. Joy*, Vernon-place, Bloomsbury, Middlesex, coach maker.—*Thomas Powell*, Cornwall-place, Brecknock-street, Camden-town, Middlesex, out of business.

*Dec. 10 at 10, before Mr. Commissioner PHILLIPS.*

*Hen. A. Henry*, Canterbury-street, York-road, Lambeth, Surrey, reader to a Synagogue.—*Geo. Woodford*, Mary-st., High-street, Poplar, Middlesex, ship rigger.—*Isaac Sims*, Sloane-terrace, Sloane-st., Chelsea, Middlesex, out of business.—*Hen. Butt*, Southampton-st., Camberwell, out of business.—*Wm. P. Hook*, Sherborne-st., Blandford-sq., New-road, Middlesex, out of business.—*Wm. J. Bland*, Melbourne-sq., Cowley-road, Brixton, Surrey, tea inspector.

*At the County Court of Lancashire, at LANCASTER, Dec. 11 at 10.*

*Jas. Hinchliffe* the elder, Oldham, out of business.—*James Hinchliffe* the younger, Oldham, cotton spinner.—*Richard Hinchliffe*, Ashton-under-Lyne, out of business.—*Richard Hughes*, Manchester, fitter up of hot water apparatus.—*Thos. A. Graham*, Blackburn, chemist.—*George Lee*, Manchester, commission agent.—*David C. Britt*, Manchester, in no business.—*Edw. Pollard*, Manchester, husbandman.—*Joseph C. Braddury*, Lees, near Oldham, cotton waste spinner.—*James Cheetham*, Lees, near Oldham, cotton waste spinner.—*Hen. Dixon Meade*, Manchester, share broker.—*Bernard Cannon*, Manchester, clothes dealer.

*Dec. 13, at the same hour and place.*

*John Taubman*, Liverpool, joiner.—*Wm. Kay*, Manchester, oach driver.—*John O. Quick*, Manchester, surgeon.—*Paul Walmley* the younger, Ashton, in Mackerfield, near Wigan, shoe maker.—*Rich. Spibey*, Chorley, out of business.—*John Booth*, Pilkinton, near Bury, plumber.—*Wm. Taylor*, Manchester, out of employment.—*Wm. Topham* the elder, Manchester, packer.—*Thos. Daniel*, Manchester, publican.—*John M'Connell*, Manchester, retail dealer in ale.—*Thomas Woodhouse*, Preston, cotton manufacturer.—*James Hogg*, Preston, cotton manufacturer.—*Jas. Taylor*, South Shore, near Blackpool, oster.—*Horatio T. Taylor*, Manchester, attorney at law.—*Jos. Rogerson*, Wigan, surgeon.

*At the County Court of Norfolk, at the Guildhall, at NORWICH, Dec. 17 at 10.*

*Horatio W. Hubbard*, Norwich, baker.

At the County Court of Norfolk, at the Shire Hall, at NORWICH, Dec. 18 at 10.

Sam. Lydamore, Great Yarmouth, stone mason.—Benj. S. Mason, Wymondham, saddler.—Wm. Holching, Gaywood, out of business.

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# The Jurist

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DECEMBER 4, 1847.

PRICE 1s.

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LONDON, DECEMBER 4, 1847.

In a former Number (11 Jur. p. 398) we made some observations on the capacity of a person professing the Jewish religion to sit in Parliament. The subject becomes more interesting, as the time for its discussion by the Legislature approaches, and we propose to offer a few supplementary remarks in reference to it. We shall avoid now, as then, entering into any theological disquisition, and shall confine our attention to the historical and legal views of the question.

The conclusion we arrived at in our former paper was, that there is no rule or principle of law excluding any natural-born subject from sitting in Parliament on the ground of his religious persuasion, provided he will take the prescribed or customary oaths. We cited *Mirehouse v. Rennell*, (7 Bligh, N. S., 322), shewing that a Jew may present to a living, and, therefore, that he may be seised of real estate, and be permitted to exercise a public trust for the direct promotion of the Protestant Episcopal Church. We may also refer to *Edenborough v. The Archbishop of Canterbury*, (2 Russ. 111), in which Lord Chancellor Eldon was requested to state, for the guidance of parties in a suit, whether Jews and Roman Catholics were entitled to vote at the election of a vicar, which was vested in the parishioners. His Lordship's opinion was understood to be, that Jews were entitled to vote in the election of the vicar, but that Roman Catholics were not so entitled, and at the next election votes were admitted and rejected on that principle.

The maxim, that Christianity is part of the law of the land was first applied in cases of blasphemous libels; (*Taylor's case*, 1 Vent. 293; *Woolston's case*, 2 Str. 834); it was also cited in *De Costa v. De Paz*, (2 Swanst. 487, n.), in which it was held, that a bequest for the express purpose of teaching the Jewish faith

would be void. The last-mentioned case, however, was decided before the passing of 53 Geo. 3, c. 160, for the relief of persons who impugn the doctrine of the Trinity. There is no instance of a professed Jew having ever sat in a British Parliament, in the strict sense of a Parliament; but his Christian Majesty Henry III. had no objection to their assuming the character of legislators, for the sole purpose of imposing burdens upon themselves. Thus, we read in Millman's History of the Jews, (vol. 3, p. 346), "The nation beheld the curious spectacle of a Jewish Parliament regularly summoned; writs were issued to the sheriffs, with most extraordinary menaces of punishment in case of disobedience, to return six of the richest Jews from the more considerable towns—two from those where they were fewer in number. This Parliament met, and, like other Parliaments, was graciously informed by the Sovereign, that he must have money. 20,000 marks was the sum demanded. His Majesty's faithful Jews could boast no parliamentary privileges, nor were permitted to demand freedom of debate. They were sent home to collect the money as speedily as possible; it was to be assessed and levied among themselves; and as this enormous charge was not immediately forthcoming, the collectors were seized, with their wives and children, their goods and chattels, and imprisoned." We know not whether this can be adduced as an authority in favour of the Jews, except as an argument that compensation should be made to them.

If, for lack of home precedents, we look abroad, we find that Jews are admitted to the discharge of legislative functions in France, Holland, and the United States of America. In 1830, the French Minister for Public Instruction pronounced, in the Chamber of Deputies, a high eulogium upon the Jews since their admission to equal rights. "Their children," he said, "have been brought up in the same schools as those of their

Christian brethren; they have imbibed the same principles, adopted the same habits, and become most deserving members of the State\*.”

In Holland, this subject has given rise to some important statistics, shewing the effect of removing disabilities in diminishing crime. M. Mayer tells us, that between the years 1780 and 1806, the population of Amsterdam was nine-tenths Christian and one-tenth Jewish; that the latter portion were excluded from every place of honour or trust; and that Jewish criminals amounted to one-ninth of the whole number.

In 1806, partial relief was given to the Jews; and, until the year 1811, criminals of that class amounted to one-thirteenth of the whole number.

In 1811, they were completely emancipated; and, in the five following years, the criminals amongst them amounted only to one-twentieth of the whole number.†

We conclude these remarks with the following summary of the measures proposed for the relief of the Jews, taken from Mr. Hargreave's note to p. 375 of 1 Bla. Com. (21st edition)‡. “In the year 1834, a bill was brought into Parliament, to remove the Jewish disabilities, and passed in the House of Commons by large majorities, but was thrown out in the Lords. It was brought forward again in 1836, and again passed in the House of Commons, but was not introduced into the House of Lords. Lastly, in 1841, the attempt was renewed, on a motion to bring in a bill to admit Jews into municipal corporations, which passed in the House of Commons by large majorities, but was again defeated in the upper House. . . . By 5 & 6 Will. 4, c. 28, the declaration to be required, under 9 Geo. 4, c. 17, of all persons filling corporate offices is set aside, so far as regards sheriffs of cities and towns being counties of themselves. A Jew, therefore, may fill those offices.”

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed the following gentlemen to be Perpetual Commissioners for taking the acknowledgments of deeds to be executed by married women:—Morris Charles Jones, of Liverpool, in and for the county of Chester; Thomas Warden, of Bardon, near Taunton, in and for the county of Somerset; Henry Baxter Branwhite Mason, of Wreham, near Stoke Ferry, in and for the county of Norfolk.

#### EXCHEQUER CHAMBER.—MICH. VACATION.

[Error from the Queen's Bench.]

*Nov. 27.*—Wilde, C. J., delivered the judgment of the Court in

*Sydeserf v. The Queen.*—Judgment affirmed.

*Dec. 3.*—Wilde, C. J., delivered the judgment of the Court in

*Campbell v. The Queen.*—Judgment affirmed.

*Whitaker v. Harrold.*—Judgment affirmed.

In the Queen on the prosecution of John Langley v. The Mayor of Dover, the judgment was affirmed.

\* See this quoted in Goldsmid's Disabilities of the Jews.

† *Esprit, Origine, et Progrès des Institutions Judiciaires de l'Europe*, cited in Goldsmid's Jewish Disabilities, p. 32.

‡ And see Debates on Jews' Naturalization Bill in 1753, Cobbett's Parliamentary History, vol. 15.

§ See *Reg. v. Humphery*, (3 N. & P. 681).

#### Reviews.

*An Analytical Digest of Selected Practice Cases decided in the Common Law Courts, to Trinity Term, 1847, arranged under the several Heads of Practice, for the Facility of Reference.* By RICHARD MORRIS, of the Middle Temple, Barrister at Law. Small 8vo. pp. 484. [Stevens & Norton.]

A very useful work;—the only wonder is, that it was not thought of before. Other digests are useful, principally as indexes to the Reports; and, if relied upon as ultimate sources of information, often mislead, because the nice distinctions and considerations upon which a judgment, involving the application of principles of law to special circumstances, depends, can seldom be sufficiently expressed in a placitum; but there is no principle and no complication of facts in a point of practice, which is never so well understood as when it is stripped of all redundancies of statement. A digest of practice cases, therefore, if carefully and sensibly executed, as this appears to be, must necessarily be extremely useful. The compiler has not bewildered himself or his readers, by seeking after an unattainable perfection of logical classification, but he has adopted the intelligible and convenient arrangement which the best books of practice have made familiar to every practitioner, whether gifted with a methodical head or not. A mere enumeration of some of the more important titles, such as Affidavit, Attorney, Award, Costa, Ejectment, Interpleader, Judgment, New Trials, Pleading, Rules, Warrant of Attorney, Writ, &c., will at once shew the every-day utility of the book.

*Precedents of Conveyances and other Instruments relating to the Transfer of Land to Railway Companies, with Introductory Matter and Explanatory Note.* By HENRY TYRWHITT FRIEND and T. HIBBERT WILK, Barristers at Law. 8vo. pp. 486. [Reeds.]

We owe an apology to the authors of this useful work and to our readers, for not having noticed it before; and, even now, our time and space permit us to offer but an imperfect reparation.

The forms are prefaced by the Lands' Clauses Consolidation Act, with an analysis of it and of the Railways' Clauses Act, and some preliminary observations on the mode of framing conveyances under railway acts, in which excellent reasons are offered for not using the parliamentary forms. The precedents are very numerous, and consist of conveyances arranged in conformity with the divisions of the Lands' Clauses Consolidation Act, under the heads of 1, Freeholds; 2, Copyholds; 3, Common or Waste Lands; 4, Lands in Mortgage; and 5, Rent Charges and of other forms under the heads of 7, Nominations of Surveyors, Valuations, and Nominations of Trustees to the Compensation; 8, Arbitration; 9, Jury Proceedings; 10, Miscellaneous Instruments.

To these forms are appended copious and very judicious notes. Frequent use of the book in practice enables us to characterize it as eminently practical and useful.

*Equity Case Reference Table, intended as an Aid to "Noting up" the current Cases decided in the English Courts of Equity.* By a BARRISTER. 8vo., pp. 4. [Reeds.]

The practice of "noting up" the decisions and statutes as they appear, is one which, for many reasons, should not be committed to a deputy, if it can be avoided. But leisure and opportunity for noting are often wanting; and as it is essential that the thing

should be performed by some one, a contrivance like that before us, which, as the author observes, reduces the business to a mechanical operation capable of being undertaken by clerks of ordinary capacity, will be very acceptable to the Profession, who, if we are not mistaken, are already indebted to the learned contriver for his share in a work of greater importance, and of considerable merit.

The present publication is a sheet of four pages, which is to be followed by similar sheets at intervals, as soon as may be after the appearance of each new Number of the Chancery Reports. It comprises the cases in 9 Beavan, Part 2, and consists of three columns: the first containing the name of the case, and a hint of the points involved in it; the second, a reference to the case or cases in former Reports against which it is to be noted; and the third, a reference to the text-book or books, in which, in default of a complete library of Reports, the noting may be effected.

We think the publication very useful as it stands, but it might be much improved. Its plan is too limited. No conveyancer, no Chancery barrister, confines his reading or his noting to equity cases; his researches extend over the entire field of common law—points of common-law practice and pleading,—even of criminal law,—frequently become important to him; and the less habitually his attention is directed to those divisions of the law, the more important it is to him to possess every facility for investigating them upon occasion.

No selection of common-law cases, however judicious, can supply this want, because, even if it were possible to anticipate all future occasions, it would be quite impossible to engender confidence in the due performance of such a task. If, therefore, we did not fear that the “noting” members of the Profession are too few to ensure the commercial success of such an undertaking, we would recommend “H. T. F.” to procure assistance, and include all the Reports, and also the Statutes, in his plan. They might be classified and published separately, for the convenience of those who thought fit to confine their memoranda to certain Reports.

Another defect is the exclusion of *The Jurist* and the *Law Journal Reports*. Those Reports are now cited indifferently with the regular Reports; and as they are generally much in advance of them, it is important to have a speedy reference to them. Taken in connexion with the regular Reports, they would furnish materials for a regular monthly, or even half-monthly, publication.

Another defect is in the execution of the third column, which presents several unnecessary blanks. No reference to a book on Practice—none to a book on Trustees, though two excellent Treatises are extant—none to a book on Lunacy. Some of the “notes” in that column strike us as being superfluous.

*A Supplement to the Report of the Select Committee on Legal Education, containing the Evidence of Mr. Kaumensentz. Now first printed for the Benefit of the Honourable Members of Lincoln's Inn, and of all Others whom it may concern. 8vo., pp. 15.*

[Walker.]

Mr. K. or C., (we do not know how Germany has deserved the compliment which our countryman has paid him of Teutonicizing his name), thus accounts for his rushing into print:—

“While ‘The Select Committee appointed to inquire into the present State of Legal Education in England and Ireland, and the Means for its further Improvement and Extension,’ were engaged in their immortal labours, a person of the name of Kaumensentz pre-

sented himself at the door of the committee-room, and demanded to be examined. At first he was refused admittance by the usher, on the ground that he was not known to any member of the committee; but he ultimately succeeded in getting a hearing. As it will appear to whoever reads the following pages, he was, at the end of his examination, committed to the Tower by the chairman, and he has only lately obtained his liberation from that residence by fulfilling the condition prescribed, which, however, did not turn out so difficult as might have been supposed, as the professor's stock of omniscience proved to be of a somewhat limited description. Mr. Kaumensentz' first care, after his restoration to freedom, was to call for a copy of the report of the committee he had offended; but he was more disgusted than surprised to find that not only was the Report framed in direct opposition to his views, but that all trace of his presence before the committee had been removed, and every word of his evidence suppressed.”

The following extracts from the evidence will, perhaps, induce our judicious readers to cultivate a further acquaintance with Mr. K., (to whom, of course, they are no strangers). We have only to add, that we concur in almost everything that he says\*, differing from him in a few points, perhaps, because we do wish to be wholly common-place:—

“Prid. Kalend. Græc. 1846.

“Mr. Kaumensentz called in and examined.

“1. ‘It is understood that you object to the proposed plan of requiring students of law to pass an examination before they are admitted to the bar?’—Of course I do.

“2. ‘Will you state your reasons?’—I think it rather rests with the advocates of the plan to shew that it is not objectionable. All examinations are in their nature mischievous; they encourage a system of ‘cramming,’ and of hasty superficial study; by requiring all candidates to come up to a certain fixed standard of knowledge, they prevent, or at all events impede, students from pursuing one particular branch of their profession according to individual taste and genius, and thus check one great source of the advancement of learning,—the sub-division of subjects; their natural effect, in short, is to create and foster mediocrity. Besides, to a grown man, entering seriously on what is to be the serious business of his life, it is most offensive to find himself compelled to return to the condition of a school-boy, except in cases where his reason tells him that such a course is necessary for the general good. In one or two cases, as those of the attorney and the medical man, the safety of the public requires that their competency should be ascertained before they are allowed to practise; but the safety of the public, that is, *self-defence*, is the only ground which can justify any interference between a man and the free license of exercising the profession of his choice.

“3. ‘What distinction can you draw in this respect between the attorney or medical man and the barrister?’—The nature of the professions is entirely different. Medical men and attorneys are to be employed by persons who are not capable of judging of their acquirements, and who are, therefore, obliged to take them on trust; they are liable to be called on to act suddenly, and in cases of vital importance. It would, therefore, be a great evil to the public, if people were allowed to hold themselves out as medical men or attorneys, without having a competent knowledge of

\* The editor has to observe, that the above notice of Mr. K.'s extraordinary production is from a contumacious correspondent, whose heterodoxy is pardoned in consideration of the legal information which his contributions (unlike the present) usually contain.



‘their respective callings; and, therefore, in *self-defence*, we require them to submit to an examination. None of this reasoning applies to the barrister. He is employed solely by people perfectly capable of judging of his powers and capacity, namely, the attorneys; he is *not* liable to be called on to act in sudden emergencies, and it can do *no* harm whatever to the public, that five thousand persons who do not know one word of law should have the privilege of wearing wigs and gowns, and calling themselves barristers, with leave to practise as such—if they can get any business.

“4. ‘But is this profession *alone* to be excluded from the benefit of a test of which *every other* possesses the advantage? Is the advocate to be *the only man in the community* of whose competency to perform his duties we do not require a satisfactory test?’—I should say that is one of the most audacious pieces of misrepresentation I ever heard. The fact is, that there are but one or two professions which possess the ‘advantage’ of the test of examination, and those for the exceptional reasons I have mentioned. I should like to know what ‘satisfactory test’ we have (by *direct* means) of the competency of the banker or merchant, of the journalist or the reviewer, of the county magistrate, the member of Parliament, the cabinet minister—in short, of ninety-nine hundredths of the men who exercise a responsible calling in the world? Why should not the barrister be left to be tried and tested by that ordeal of public opinion which is found practically sufficient in those other cases—the judgment of his employers, his companions, and the public? I never heard any argument in favour of what is now called legal education, that is, compulsory education and examinations before admission to the bar, which would not apply with exactly the same force to the case of candidates for Parliament or for the Premiership.

“5. ‘But what do you think of ‘the indecency which may any day be exhibited here of a man being called to the bar who never opened a book in his life—nay, who is incapable of reading one line, or even of signing his name otherwise than with a mark or cross?’ Is not ‘such an outrage on all common decorum quite possible in England?’—I really cannot waste my time in answering such nonsensical declamation. In all admissible senses of possibility, I say it is quite *impossible* that such an incident should occur; impossible, in the same sense in which it is impossible that a man should come to be Governor of the Bank, without knowing a sovereign from a shilling. But if this ‘possibility’ were much more possible than it is, what then? What harm would it do anybody that there should be a million of these ‘possible’ marksmen-barristers in the world? They would merely get no business, that is all. It is ‘quite possible’ that a magazine writer may be an ass, and, by the way, such a one can do harm; but I have not yet heard any proposals for ‘requiring satisfactory tests of the competency’ of contributors to the ‘Law Review.’

“6. ‘But does it not sometimes happen that barristers, with some showy acquirements and technical knowledge, but without real solid learning, are able to get more business than they deserve?’—No doubt it does sometimes happen.

“7. ‘Do you not think the plan of examinations would prevent this?’—I do not think that the man who has dexterity enough to take in the most trying tribunal in the world, consisting of the attorneys who are employing him, and rivals who are watching him through years of actual practice, would find it very difficult to humbug two or three professors in a set examination. I do not imagine that a green baize

‘table cover and a leaden inkstand are such an Ithuriel’s spear as all that.

“8. ‘It is complained, that there is a great deficiency in what we call the philosophy of jurisprudence, among even our most successful lawyers. Do you consider that to be the case?’—So far as I understand the term, I believe it is.

“9. ‘Do you not attribute this to the want of a systematic legal education?’—If you mean that people do not know what they never learnt, of course I do. But the cause of the want of this ‘philosophy’ lies in the nature of our laws, which are peculiar to this country, and very technical and unsystematic, and in the little communication we have with other countries on matters of international law, owing to our insular position and to other circumstances. Of course, as there is little demand for this species of learning, few people devote their lives to providing a supply of it. If you want to have great jurists in this country, you must begin by introducing a new system of laws.

“13. ‘You consider, then, that it is no part of the duty of the Inns of Court to establish lectureships, or otherwise to contribute towards the spread of legal education?’—Excuse me, I never said that; I think it very right and proper that the Inns of Court should found lectureships; not, however, as an educating body, but in the same way as they might publish books, as contributions towards the general facilities for the study of the law. I think the latter object, too, (that of publishing books), is one to which they might well apply some of the funds and opportunities at their disposal.

“16. ‘Have you any further observations that you wish to make?’—No.

“17. ‘Then give me leave to tell you, Sir, that we consider the whole of your examination to have been a series of insults to this committee, and indeed, that your presence here at all is a gross violation of the privileges of the House; and I move that you be forthwith committed to the Tower, and not released thence until you have consented to pass a satisfactory examination on things in general, before the Professor of Omniscience from the London University.’—And give me leave to tell you, Sir, in return, that I consider this whole inquiry to be an utter humbug and delusion, got up at the desire of a few silly doctrinaires, who fancy that nothing is going on right that is not clipped and squeezed into accordance with their own pre-conceived notions; and that you, all of you, committee-men, witnesses, and all, are as complete a set of —

“[Here the witness was stopped by the doorknobs, and marched off to the Tower in the custody of the Sergeant-at-arms.]”

## Court Papers.

EQUITY SITTINGS AFTER MICH. TERM,  
11 VICT. 1847.

### Court of Chancery.

Before the LORD CHANCELLOR, at Lincoln’s Inn.

Wednesday ..	Dec. 1	{ First Seal.—Appeal Motions and Appeals.
Thursday .....	2	{ Appeals.
Friday .....	3	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	4	{ Appeals.
Monday .....	6	{ Appeals.
Tuesday .....	7	{ Appeals.
Wednesday .....	8	{ Second Seal.—Appeal Motions and Appeals.

\* See Dublin University Magazine, July, 1847.

† See Law Review, August, 1847.

Thursday .....	9	Appeals.
Friday .....	10	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	11	
Monday .....	13	Appeals.
Tuesday .....	14	{ Third Seal.—Appeal Motions and Appeals.
Wednesday .....	15	
Thursday .....	16	Appeals.
Friday .....	17	{ (Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	18	
Monday .....	20	Appeals.
Tuesday .....	21	{ Fourth Seal.—Appeal Motions and Appeals.
Wednesday .....	22	
Thursday .....	23	{ (General Petn.-day).—Lunatic Causes, and Bankrupt Petitions.

Such days as his Lordship is occupied in the House of Lords excepted.

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at the Rolls.*

Wednesday .. Dec. 1	Motions.
	<i>At the Judicial Committee.</i>
Thursday .....	2
Friday .....	3
	<i>At the Rolls.</i>
Saturday .....	4
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
	<i>At the Judicial Committee.</i>
Monday .....	6
Tuesday .....	7
	<i>At the Rolls.</i>
Wednesday .....	8
	Motions.
	<i>At the Judicial Committee.</i>
Thursday .....	9
Friday .....	10
Saturday .....	11
Monday .....	13
Tuesday .....	14
	<i>At the Rolls.</i>
Wednesday .....	15
	Motions.
	<i>At the Judicial Committee.</i>
Thursday .....	16
Friday .....	17
	<i>At the Rolls.</i>
Saturday .....	18
Monday .....	20
Tuesday .....	21
Wednesday .....	22
Thursday .....	23
	Pleas, Demurrers, Causes, Further Directions, and Exceptions.
	Motions.
	Petitions in General Paper.

Consent Causes, Consent Petitions, and Short Causes, on Saturday the 4th and Saturday the 18th December, at the sitting of the Court.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Lincoln's Inn.*

Wednesday .. Dec. 1	First Seal.—Motions.
Thursday .....	2
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	3
	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	4
Monday .....	6
Tuesday .....	7
Wednesday .....	8
	Second Seal.—Motions.
Thursday .....	9
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	10
	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

Saturday .....	11
Monday .....	13
Tuesday .....	14
Wednesday .....	15
	Third Seal.—Motions.
Thursday .....	16
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	17
	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	18
Monday .....	20
Tuesday .....	21
Wednesday .....	22
	Fourth Seal.—Motions.
Thursday .....	23
	{ (General Petition-day).—Short Causes, and Petitions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Lincoln's Inn.*

Wednesday .. Dec. 1	First Seal.—Motions and Causes.
Thursday .....	2
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	3
	{ (Petition-day).—Petitions and Ditto.
Saturday .....	4
Monday .....	6
	Bankrupt Petitions.
Tuesday .....	7
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	8
	Second Seal.—Motions.
Thursday .....	9
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	10
	{ (Petition-day).—Petitions and Causes.
Saturday .....	11
Monday .....	13
	Bankrupt Petitions.
Tuesday .....	14
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	15
	Third Seal.—Motions.
Thursday .....	16
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	17
	{ (Petition-day).—Petitions and Ditto.
Saturday .....	18
Monday .....	20
	Bankrupt Petitions.
Tuesday .....	21
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	22
	Fourth Seal.—Motions.
Thursday .....	23
	{ (Ptn.-day).—Petitions, Short Causes, and Bankrupt Petitions.

*Before VICE-CHANCELLOR WIGAM, at Lincoln's Inn.*

Wednesday .. Dec. 1	First Seal.—Motions and Causes.
Thursday .....	2
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	3
	{ Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	4
Monday .....	6
Tuesday .....	7
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	8
	Second Seal.—Motions and Causes.
Thursday .....	9
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	10
	{ Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	11
Monday .....	13
Tuesday .....	14
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	15
	Third Seal.—Motions and Causes.
Thursday .....	16
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	17
	{ Short Causes, Petitions, (unopposed first), and Causes.
Saturday .....	18
Monday .....	20
Tuesday .....	21
	{ Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday .....	22
	Fourth Seal.—Motions and Causes.
Thursday .....	23
	{ (Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—George Doe, of Great Torrington, Devonshire; James Leighton, of Montrose, North Britain; John Higginbottom Chorlton, of Runcorn, Cheshire.

EQUITY CAUSE LISTS, SITTINGS AFTER MICHAELMAS TERM, 1847.

Court of Chancery.

\*\*\* The following abbreviations have been adopted to abridge the space the Cause Papers would otherwise have occupied.—A. Abated—Adj. Adjourned—A. T. After Term—Ap. Appeal—C. D. Cause Day—C. Costs—D. Demurrer—E. Exceptions—F. D. Further Directions—M. Motion—P. C. Pro Confesso—Pl. Plea—Pta. Petition—R. Re-hearing—S. O. Stand Over—SA. Short.

Before the LORD CHANCELLOR.

APPEALS.	
Sharp v. Taylor (Ap) S O G	Westby v. Westby } (Ap)
Lancashire v. Lancashire (Ap) S O	Same v. Same
Hodgkinson v. Hodgkinson } (Ap) S O	Same v. Same (Ap)
Same v. Jackson } (Ap) S O	Sharp v. Taylor } (Ap) S O G
Allfrey v. Allfrey (3 caus., Ap)	Same v. Same
Wilson v. Wilson } (Ap) S O	Cridland v. Ld. Mawbey (Ap)
Same v. Same } (Ap) S O	Fraser v. Jones (Ap)
Same v. Foster } (Ap) S O	Cunningham v. Murray
Nightingale v. Goulbarn } (Ap) part hd	Same v. Hay } (Ap)
Whittington v. Nightingale } (Ap) part hd	Same v. Murray } (Ap)
Williams v. Edwards } (Ap)	Lawrence v. Same } (Ap)
Soden v. Same } (Ap)	Maxwell v. Kibblethwaite } (Ap)
	Same v. Same
	Boyd v. Boyd (Ap)
	Watts v. Hyde (cause by order)

Before the VICE-CHANCELLOR OF ENGLAND.

PLEAS, DEMURRERS, CAUSES, EXCEPTIONS, AND FURTHER DIRECTIONS.

Harris v. Brunton (Pl)	Knott v. Prier
Myers v. Macdonald (2 caus), S O G	Knott v. Cottce
Wastell v. Leslie (F D, E) }	Moyle v. Borlase
Bird v. Ford (cause by order) }	Low v. Graves
Att.-Gen. v. Grainger (2 caus. part heard) }	Bromley v. Loton
Hiles v. Moore (3 causes) }	Bowness v. Abbott
Steward v. Forbes }	Hammett v. Turner (F D, C) }
Rand v. M'Mahon (F D) }	Same v. Same (Sup. Bill) }
Hickson v. Mainwaring (2 causes) S O }	Rowland v. Morgan
Carter v. Barnard }	Edwards v. Joyanson }
Walsh v. Trevanion (3 causes) }	Same v. Jackson }
Jarvis v. Wardale }	Lewis v. Davids }
Sewell v. Murray, otherwise Clarke (4 causes) }	Morgan v. Davies }
Smith v. East India Co. }	Quieted v. Mitchell }
Edge v. Deke }	Lasbrooke v. Smith }
Hodge v. Churchward }	Brown v. Same }
Hitchcock v. Jacques (F D) }	Gilbert v. Hodgkiss }
Same v. Burt (Cause) }	Same v. Miller }
Cork v. Spain }	M'Adam v. Smith SA }
Smith v. Plummer }	Lewis v. Smith }
Same v. Smith }	Robinson v. Robinson }
Hopkinson v. Metaxa (F D, C) }	Seymour v. Hamilton }
Fanshawe v. Walter }	Sowerby v. Gutteridge }
Clark v. Wyburn }	Payne v. Wrench }
Willocks v. Butcher (E) }	Milburn v. Woodcock } (F D, C)
Swift v. Grazebrook (E, F D) }	Same v. Baker }
Stiles v. Guy (E, 2 sets, F D) }	Hobhouse v. Bland }
Chambers v. Siggers }	Player v. Watson } (F D, C)
Mills v. Smith }	Williams v. Same }
Lady Foley v. Hill }	Blackman v. Light }
Lawrence v. Vaughan (F D, C) }	Rackham v. Siddall }
Milford v. Reynolds (F D, C) }	Maddison v. Chappell (2 caus.) }
Barnard v. Cutts }	Chowns v. Sharpe (F D, C) }
Hart v. Groves }	Jones v. Foulkes (F D, C) }
Ford v. Walker }	Bennett v. Wooddall }
Leaf v. Patch }	Agnew v. Fielder SA }
Forbes v. Herring }	Earl Balcarras v. Johnson (E) }
Whitehead v. Parker }	Moseley v. Baker Dec. 23 }
	Pargeter v. Pargeter (2 causes) SA }
	Ames v. Burdon SA }
	Bridges v. Hinxman }
	Poole v. Bott SA }

Before the Vice-Chancellor KNIGHT BRUCE.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Schofield v. Calhuc S O	Rows v. Hole Dec. 6
Parker v. Constable } S O	Du Val v. Borradaile Dec. 13
Same v. Sturges }	Bycroft v. Horton Dec. 6
Shaw v. Sykes }	Sampson v. Hawkins Dec. 6
Bull v. Bonfield Easter Term	Weald v. Dixon Dec. 8
Nott v. Nott }	Stoopford v. Keily Dec. 10
Glover v. East }	Vincent v. Hart } Dec. 10
Same v. Same }	Same v. Nicholson }
Butter v. Vernon } (F D, C, Ptn)	Wren v. Bradley Dec. 16
Harward v. Butter }	Lazarus v. Colbeck Dec. 16
Scott v. Davis }	Davies v. Thorns Dec. 17
Att.-Gen. v. Gardner } Dec. 6	Goodman v. Goodman (E)
Same v. Same }	Batson v. Foot Dec. 20
Rooke v. Cooke }	Emmanuel v. Emanuel Dec. 24
Leysen v. Pries }	Clarke v. Clarke } Dec. 24
Thomas v. Thomas }	Same v. Fitzroy }
Pearson v. Goulden }	Wells v. Bourdillon Jan. 7
Pearson v. Beck }	Hodges v. Eyre SA }
Pearson v. Hulme }	Parker v. Pest (F D, C) }
Pearson v. Oldham }	Callidge v. Bevis SA }
Dobson v. Hamilton }	Moxhay v. Inderwick (E) }
Whatford v. Moore Dec. 10 }	Goodman v. Goodman (E, 3 sets) }
Mocatta v. Varicas }	Brookman v. Whitehouse }
Williams v. Peel (2 c.) Dec. 6 }	Hughes v. Brigstocke SA }
Burt v. Braddon Dec. 6 }	Hilhouse v. Hilhouse }
Fleming v. Carlyle Dec. 6 }	Knights v. Fisher (F D, C) }
Knight v. Cawthorn Dec. 6 }	

Before the Vice-Chancellor WIGRAM.

CAUSES, FURTHER DIRECTIONS, AND EXCEPTIONS.

Attorney-Gen. v. Ward H T	Fitch v. Weber } (E, pt hd)
Moor v. Vardon } To fix a day	Same v. Christian Dec. 1
Same v. Lachlan }	Fisher v. Fisher (2 causes) }
Harvey v. Towell } (F D, C)	Chincock v. Broom }
Same v. Gurney }	Thatcher v. Lambert (F D, C) Dec. 1
Same v. Towell (Sup. Bill) }	Rodgers v. Nowill (F D, C) Dec. 1
Parsons v. Munts (Part hd) S O }	Gaskell v. Holmes (F D, C)
Clementi v. Fielding H T }	Brown v. Vernon SA }
East v. Hoare S O }	Manser v. Back Dec. 18
Att.-Gen. v. Johnson }	Ingersoll v. Kendall }
Robertson v. Southgate }	White v. Pearce }
Harmer v. Same }	Edwards v. Hodges (F D, C) }
Holland v. Mellerah }	Westwood v. West } (F D, C)
Ling v. Harrison }	Same v. Callum } (F D, C)
Angle v. Wright }	Elliott v. Lyne } (F D, C)
Papendick v. Jones (2 causes) }	Same v. Symons }
Nichols v. Mackay }	Browell v. Reed (F D, C) }
Rock v. Callen }	
Fitch v. Weber (E, pt heard) Dec. 1 }	

London Gazette.

TUESDAY, NOVEMBER 30.

BANKRUPTS.

OWEN EVANS, Grove-lane, Camberwell, Surrey, surgeon and apothecary, dealer and chapman, Dec. 11 at half-past 12, and Jan. 14 at 11, Court of Bankruptcy, London: Off. Ass. Cannon; Sols. Borradaile & Co., King's Arms-yard, Coleman-street.—Fiat dated Nov. 27.

WILLIAM GRIBBLE, Boston-street, Dorset-square, Middlesex, builder, dealer and chapman, Dec. 7 at half-past 1, and Jan. 11 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Ivinsey, 26, Chancery-lane.—Fiat dated Nov. 27.

MENAHM LEVY BENSUSAN, SAMUEL LEVY BENSUSAN, JACOB LEVY BENSUSAN, and JOSEPH LEVY BENSUSAN, Magdalen-row, Great Prescot-street, Goodman's-fields, Middlesex, merchants, dealers and chapmen, (trading under the name, style, or firm of M. L. Bensusan & Co.), Dec. 24 at 1, and Jan. 11 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Rixon & Sons, King William-street.—Fiat dated Nov. 24.

- ROBERT FREDERICK GOWER** the younger, (carrying on business in co-partnership with Robert Edward Alison and William Lyecester Cumberlege, as merchants, at 4, New Broad-street, London, and Valparaiso, Republic of Chili, under the firm of Alison, Cumberlege, & Co.), Dec. 10 at 2, and Jan. 11 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Crowder & Maynard, Coleman-street, London.—Fiat dated Nov. 27.
- SAMUEL STREET**, Bedford, draper, dealer and chapman, Dec. 6 and Jan. 17 at 12, Court of Bankruptcy, London; Off. Ass. Graham; Sols. Sole & Turner, Aldermanbury.—Fiat dated Nov. 22.
- NEIL MACKENZIE**, Newgate-street, London, fringe manufacturer, dealer and chapman, Dec. 9 at half-past 11, and Jan. 17 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Bull, Ely-place.—Fiat dated Nov. 25.
- WILLIAM DRAPER**, Basingstoke, Southampton, coach-maker, dealer and chapman, Dec. 9 and Jan. 20 at half-past 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lamb & Brooks, Basingstoke; Johnson & Co., Temple.—Fiat dated Nov. 25.
- WILLIAM M'NAUGHT**, Parson's-mead, near Croydon, Surrey, draper, dealer and chapman, Dec. 10 at 1, and Jan. 12 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Cattlin, Ely-place.—Fiat dated Nov. 25.
- WILLIAM FLICK**, Oat-lane, London, and Trafalgar-terrace, Mortimer-road, De Beauvoir-sq., Middlesex, bosier and commission agent, dealer and chapman, Dec. 15 at 11, and Jan. 13 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Godsell, Furnival's-inn, Holborn.—Fiat dated Nov. 27.
- THOMAS BROMLEY**, Leighton Buzzard, Bedfordshire, grocer, tea dealer, and corn dealer, and Aylesbury, Buckinghamshire, brick-maker, dealer and chapman, Dec. 9 at half-past 2, and Jan. 13 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Edwards, 61, Nelson-square, Blackfriars-road, Surrey.—Fiat dated Nov. 25.
- GEORGE ROUGEOMT**, Broad-street-buildings, London, merchant, dealer and chapman, (heretofore trading in co-partnership with Francis Frederick Rougeomt, now deceased, under the firm of Rougeomt, Brothers, and, from the time of the death of the said Francis Frederick Rougeomt, trading alone under the same firm of Rougeomt, Brothers), Dec. 9 at 1, and Jan. 25 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Peile & Son, Great Winchester-street.—Fiat dated Nov. 29.
- LEWIS FRANKLIN**, Well-street, Wellclose-square, London, rag and bottle merchant, dealer and chapman, Dec. 10 at 2, and Jan. 12 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Greville & Co., Lombard-street.—Fiat dated Nov. 25.
- WILLIAM THACKER**, Birmingham, licensed victualler, dealer and chapman, Dec. 11 and Jan. 8 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Smith, Birmingham; Weekes, Cook's-court, Lincoln's-inn-fields, London.—Fiat dated Nov. 23.
- THOMAS CRESSWELL**, Twynning, Gloucestershire, butcher, dealer and chapman, Dec. 13 and Jan. 13 at half-past 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Sproule & Moore, Tewkesbury; Bell, Bedford-row, London.—Fiat dated Nov. 23.
- GEORGE JUBILEE JONES**, Bristol, builder, Dec. 13 and Jan. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Peters & Abbott, Bristol; Jones & Co., Crosby-square, London.—Fiat dated Nov. 23.
- JOHN JACOB FLITCH**, Newcastle-upon-Tyne, leather dresser, dealer and chapman, Dec. 9 at half-past 1, and Jan. 18 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. T. and W. Chester, Newcastle; Bell & Co., Bow Church-yard, London.—Fiat dated Nov. 25.
- THOMAS GALES**, Ford-dock-yard, Ford, Durham, ship builder, dealer and chapman, Dec. 13 and Jan. 11 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. J. J. and G. W. Wright, Sunderland; Maples & Co., 6, Frederick's-place, Old Jewry, London.—Fiat dated Nov. 23.
- JOHN ROBINSON**, Birmingham, cut nail manufacturer, dealer and chapman, Dec. 14 and Jan. 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Wright, Birmingham.—Fiat dated Nov. 23.
- EDWARD LEE**, Shrewsbury, Shropshire, ironmonger, dealer and chapman, Dec. 14 and Jan. 11 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Smith, Birmingham; Wace, Shrewsbury.—Fiat dated Nov. 15.
- RICHARD DALBY PAWSON**, Leeds, Yorkshire, apothecary, dealer in pictures, dealer and chapman, Dec. 20 and Jan. 27 at 11, District Court of Bankruptcy, Leeds; Off. Ass. Young; Sols. Bond & Barwick, Leeds; Williamson & Co., Great James-street, London.—Fiat dated Nov. 25.
- JAMES EXLEY**, Boothroyd, Dewsbury, Yorkshire, blanket manufacturer and mill owner, Dec. 11 and Jan. 8 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Stansfield; Sols. Scholes, Dewsbury; Haris & Clarke, Leeds; Brodribb, Child's-place, London.—Fiat dated Nov. 23.
- GEORGE COWSILL**, Blackford-bridge, Pilkington, Prestwich-cum-Oldham, Lancashire, calico printer, dealer and chapman, (trading in the name of Peter Cowsill), Dec. 6 and Jan. 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. T. A. and J. Grundy, Bury, Lancashire; Clarke & Co., Lincoln's-inn-fields, London.—Fiat dated Nov. 6.
- HENRY HARRISON WALKER**, Manchester, calico printer, dealer and chapman, Dec. 16 and 31 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. J. and B. Whitworth, Manchester; Gregory & Co., 1, Bedford-row, London.—Fiat dated Nov. 5.
- JOHN NOBLE**, Liverpool, flour dealer, baker, and omnibus proprietor, dealer and chapman, Dec. 15 and Jan. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Pemberton, Liverpool; Cornthwaite & Co., Old Jewry-chambers, London.—Fiat dated Nov. 25.
- GEORGE DANIEL COLQUHOUN**, Liverpool, and Walsley, Cheshire, chemist and druggist, Dec. 14 and Jan. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Snowball, Liverpool; Johnson & Co., Temple, London.—Fiat dated Nov. 23.

## MERRICKS.

- Henry Tynes*, Shoreditch, Middlesex, linen draper, Dec. 22 at half-past 12, Court of Bankruptcy, London, last ex.—*Samuel Slater*, Albemarle-street, Piccadilly, Middlesex, tailor, Dec. 22 at 1, Court of Bankruptcy, London, and ac.—*J. S. Welch*, St. James's-street, Westminster, Middlesex, print-seller, Dec. 22 at half-past 11, Court of Bankruptcy, London, and ac.—*James Morgan*, Southampton-row, Russell-square, Middlesex, tailor, Dec. 22 at 11, Court of Bankruptcy, London, and ac.—*Bills Stevens*, Russell-cottages, Longborough-road, North Brixton, Surrey, builder, Dec. 22 at 12, Court of Bankruptcy, London, and ac.—*Isaac C. Tylor*, Change-alley, Cornhill, London, tailor, Dec. 22 at half-past 12, Court of Bankruptcy, London, and ac.—*Thomas Charles Burson*, Great St. Helen's, Bishopsgate, London, drug broker, Dec. 22 at half-past 1, Court of Bankruptcy, London, and ac.—*Adolphus Fred. Lloyd*, Brighton, Sussex, cook and confectioner; Dec. 22 at 2, Court of Bankruptcy, London, and ac.—*Robert Graham*, Brunswick-house, Clapham-common, Surrey, lodging-house keeper, Dec. 23 at 11, Court of Bankruptcy, London, and ac. and div.—*Wm. Henry Lewis*, Ludgate-st., London, straw bonnet maker, Dec. 23 at 11, Court of Bankruptcy, London, and ac.—*Edw. Sanders*, Stamford-terrace, Asyham-road, Old Kent-road, Surrey, builder, Dec. 22 at half-past 11, Court of Bankruptcy, London, and ac.—*Hen. Tynes*, Shoreditch, Middlesex, linen draper, Dec. 22 at half-past 12, Court of Bankruptcy, London, and ac.—*Maria Buggeln*, Liverpool, victualler, Dec. 21 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Griffith Evans*, Mses y Pandy, Tallylyn, Merionethshire, cattle dealer, Dec. 21 at 12, District Court of Bankruptcy, Liverpool, and ac.—*Stephen Owen*, Liverpool, flour dealer, Dec. 21 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Matthew Johnson*, Leeds, Yorkshire, spindle maker, Dec. 21 at 11, District Court of Bankruptcy, Leeds, and ac.—*Joseph Elee* and *Wm. Dixon*, Kingston-upon-Hull, turn millers, Dec. 22 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and div.—*Joshua Wood*, *James Wood*, *Joseph Wood*, *R. Wood*, *John Wood*, and *Charles Wood*, Dewby Dale, Cumberworth, Silkstone, Yorkshire, sandy cloth manufacturers, Dec. 22 at 11, District Court of Bankruptcy, Leeds, and ac.; Dec. 23 at 11, the div. sup. est. *Joshua Wood*, *Rick Wood*, *Jas. Wood*, *John Wood*, and *Joseph Wood*.—*John Goodchild* the elder; *John Johnson*; *John Goodchild* the younger; *James*

*Jackson, William Jackson, and Thomas Jones*, Bishop Wearmouth, Durham, and Dowgate, London, bankers, Dec. 23 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.; at half-past 11, fin. div. sep. est. *John Jackson*.—*John Robson Smith*, Monkwearmouth Shore, Durham, ship owner, Dec. 23 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—*Rich. Parkes*, Edgbaston, Warwickshire, wine merchant, Dec. 21 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Henry Bowen*, Coventry, clothier, Jan. 11 at 11, District Court of Bankruptcy, Birmingham, and ac.—*Charles Twigg*, Birmingham, button maker, Jan. 5 at 12, District Court of Bankruptcy, Birmingham, and ac.; Jan. 6 at 12, fin. div.—*Woples Warden*, Birmingham, corn agent, Dec. 29 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Perstrington*, Wyre Piddle, Worcestershire, cattle dealer, Dec. 22 at 11, District Court of Bankruptcy, Birmingham, and ac.—*George Eolford*, Wolverhampton, Staffordshire, jeweller, Dec. 23 at 12, District Court of Bankruptcy, Birmingham, and ac.—*John Brittan*, Redlynch, Downton, Wiltshire, market gardener, Dec. 21 at 11, Court of Bankruptcy, London, div.—*Wm. Barton*, King-st., Soho, Middlesex, upholsterer, Dec. 21 at half-past 11, Court of Bankruptcy, London, div.—*James Bishop*, Little Russell-st., Gilbert-street, and Bury-st., Bloomsbury, Middlesex, wheelwright, Dec. 21 at 12, Court of Bankruptcy, London, div.—*Henry Clark*, Redcross-street, London, and Plummers-row, Whitechapel, Middlesex, oil merchant, Dec. 8 at 2, Court of Bankruptcy, London, div.—*Wm. Cos*, Daventry, Northamptonshire, money scrivener, Dec. 21 at 12, Court of Bankruptcy, London, div.—*Hugh Phillips*, Tothill-st., Westminster, Middlesex, linen draper, Dec. 21 at 1, Court of Bankruptcy, London, div.—*David Stuart*, Stockbridge-terrace, Victoria-road, Pimlico, Middlesex, baker, Dec. 23 at 11, Court of Bankruptcy, London, div.—*Jas. Matthew*, Carshalton, Surrey, linen draper, Dec. 23 at 11, Court of Bankruptcy, London, div.—*William Sustenauca*, Piccadilly, and Robert-st., Chelsea, Middlesex, bookseller, Dec. 21 at half-past 1, Court of Bankruptcy, London, fin. div.—*Stephen Bretton* and *T. Tussell*, Charlotte-street, Fitzroy-square, Middlesex, upholsterers, Dec. 23 at 11, Court of Bankruptcy, London, div.—*Matthew C. Johnston*, Lambs Conduit-street, Middlesex, draper, Dec. 21 at 12, Court of Bankruptcy, London, div.—*Stephen Unwin* the elder, *Fisher Unwin*, and *Stephen Unwin* the younger, Coggeshall, Essex, woolstaplers, Dec. 22 at 2, Court of Bankruptcy, London, div.—*Tristram Ridgway*, Huddersfield, Yorkshire, wool merchant, Dec. 23 at half-past 11, Court of Bankruptcy, London, div.—*John Dallison Browne*, Walthamstow, Essex, apothecary, Dec. 22 at 1, Court of Bankruptcy, London, div.—*Rob. Woods*, Brighton, Sussex, grocer, Dec. 23 at half-past 12, Court of Bankruptcy, London, div.—*William Barker*, Nottingham, hosier, Dec. 24 at 11, District Court of Bankruptcy, Nottingham, div.—*Alfred Twissall* and *John Walker Cash*, Bristol, oil merchants, Dec. 21 at 11, District Court of Bankruptcy, Bristol, div. sep. est. *Alfred Tunstall*.—*Alex. Smith* and *Thomas Irvine*, Liverpool, merchants, Dec. 21 at 11, District Court of Bankruptcy, Liverpool, div.—*Robert Davies Evans*, Wrexham, Denbighshire, draper, Dec. 21 at 12, District Court of Bankruptcy, Liverpool, div.—*Thomas Hanson*, Leeds, Yorkshire, builder, Dec. 23 at 11, District Court of Bankruptcy, Leeds, div.—*John Child*, Wakefield, Yorkshire, grocer, Dec. 23 at 11, District Court of Bankruptcy, Leeds, div.—*John Barvaclough*, Bradford, Yorkshire, timber merchant, Dec. 23 at 11, District Court of Bankruptcy, Leeds, div.—*Rob. Pickles*, Barnaley, Yorkshire, linen manufacturer, Dec. 23 at 11, District Court of Bankruptcy, Leeds, div.

## CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Frederick Wiggins*, Union-street, Bridge-street, Blackfriars, London, horse contractor, Dec. 21 at 11, Court of Bankruptcy, London.—*John Brittan*, Redlynch, Downton, Wiltshire, market gardener, Dec. 21 at 11, Court of Bankruptcy, London.—*John Aldam Phillips*, Riches-court, Lime-st., London, merchant, Dec. 22 at 2, Court of Bankruptcy, London.—*John Rawlins*, Foley-place, Middlesex, coach maker, Dec. 21 at half-past 12, Court of Bankruptcy, London.—*John Gelbert*, Boston-street, Hackney-road, Middlesex, millwright, Dec. 21 at 2, Court of Bankruptcy, London.—*Andrew Leighton*, Liverpool, broker, Dec. 23 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Piesger*, Highworth, Wiltshire, inn-

keeper, Dec. 21 at 11, District Court of Bankruptcy, Bristol.—*Geo. Webster*, Staincross, Royston, Yorkshire, nail maker, Dec. 23 at 11, District Court of Bankruptcy, Leeds.—*David Goetick*, Keighley, Yorkshire, grocer, Dec. 23 at 11, District Court of Bankruptcy, Leeds.—*Patrick Kewen*, Liverpool, flour dealer, Dec. 21 at 11, District Court of Bankruptcy, Liverpool.—*Abraham Thomas*, Liverpool, cart owner, Dec. 21 at 11, District Court of Bankruptcy, Liverpool.—*William Grille*, Llanconnet, Cornwall, rope manufacturer, Dec. 22 at 1, District Court of Bankruptcy, Exeter.—*Henry Turner*, Wolverhampton, Staffordshire, scrivener, Dec. 23 at 12, District Court of Bankruptcy, Birmingham.—*Henry Cocker*, Hathersage, Derbyshire, needle manufacturer, Dec. 22 at 12, District Court of Bankruptcy, Manchester.—*Thomas Dewber*, Manchester, calico printer, Dec. 23 at 12, District Court of Bankruptcy, Manchester.—*Jas. Burt* and *Jas. Burt* the younger, Manchester, and *William Tottie Watson*, Leeds, Yorkshire, commission agents, Dec. 21 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Dec. 21.

*Edward Morgan*, Lincon-street, St. Marybone, Middlesex, coach builder.—*Samuel Harvey*, East Meres, Essex, cattle dealer.—*John Reay*, Mark-lane, London, wine merchant.—*E. Hurdle*, Hazelbury Bryan, Dorsetshire, cheese factor.—*John Evans*, Oldington, Worcestershire, corn dealer.—*J. Spencer Duce*, Coventry, Warwickshire, draper.—*Wm. Guy Boucher*, Stepney-green, Middlesex, merchant.—*Jas. Hancock*, Weston super Mare, Somersetshire, builder.—*William Smith Brown* the younger, Broad-street, Ratcliffe, Middlesex, mill maker.—*Benjamin Robinson*, Huddersfield, Yorkshire, fancy cloth manufacturer.—*George Maddison*, Swaffham, Norfolk, grocer.—*Rich. Williams Gardiner*, Lower Hopton, Much Cowarne, Hereford, cattle dealer.—*Thomas Gamage*, King-st., Seven Dials, and *James Mott*, Broad-street, Bloomsbury, Middlesex, cheesemongers.

## FIAT ANNULLED.

*George W. Jones*, Castleman, Barnes, Surrey, and Birch-lane, London, and Cheltenham, Gloucestershire, shoe manufacturer.

## SCOTCH SEQUESTRATIONS.

*Samuel Richard*, deceased, Edinburgh, builder.—*Alx. King*, Glasgow, grocer.—*Alexander Mitchell*, Glasgow, clock maker.—*George Hay*, Duftown, Banff, merchant.—*Gilbreth & Carwell*, Glasgow, ship brokers.—*Andrew Reid*, Glasgow, wright.—*David Hill*, Edinburgh, boot maker.

## DECLARATIONS OF INSOLVENCY.

*Anthony Joseph Michael La Beaume*, Argyll-place, Regent-street, Middlesex, medical electrician.  
*Margaret Chard*, Margaret-street, Cavendish-square, Middlesex, widow, managing housekeeper to a lodging-house keeper.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Hen. W. Maughan*, Aston juxta Birmingham, clerk in a brewery, Dec. 17 at 2, County Court of Warwickshire, at Birmingham.—*Benj. Wallis*, Southampton, steward on board the Montrose steamer, (trading between Southampton and Gibraltar), Dec. 22 at 9, County Court of Hampshire, at Southampton.—*J. Garrett*, Cheltenham, Gloucestershire, retailer of beer, Dec. 22 at 10, County Court of Gloucestershire, at Cheltenham.—*Mark Utley*, Ryeacroft within Ashton-under-Lyne, Lancashire, engineer, Dec. 3 at 11, County Court of Lancashire, at Ashton-under-Lyne.—*Geo. Daniels*, Cheltenham, Gloucestershire, out of business, Dec. 22 at 10, County Court of Gloucestershire, at Cheltenham.—*George Lander*, Cheltenham, Gloucestershire, French corset maker, Dec. 22 at 10, County Court of Gloucestershire, at Cheltenham.—*John Wheelton*, Ashborne, Derbyshire, general shopkeeper, Dec. 14 at 12, County Court of Derbyshire, at Ashborne.—*Osmond C. R. Maillard*, Cheltenham, Gloucestershire, keeper of a register office for servants, Dec. 22 at 10, County Court of Gloucestershire, at Cheltenham.—*Thos. Thomas*, Birmingham, japanner, Dec. 17 at 2, County Court of Warwickshire, at Birmingham.—*Geo. Ford*, Fishponds, Stapleton, Gloucestershire, hay dealer, Dec. 24 at 11, County Court of Gloucestershire, at Bristol.—*Hen. Fulford*, Bristol, in no business, Dec. 24 at 11, County Court of Gloucestershire, at Bristol.—*Geo. Horwood*, King Stanley, Gloucestershire, farmer, Jan. 6

at 10, County Court of Gloucestershire, at Stroud.—*Thomas Jenkins*, Bedminster, Bristol, butcher, Dec. 24 at 11, County Court of Gloucestershire, at Bristol.—*Jas. E. Davis*, Stroud, Gloucestershire, out of business, Jan. 6 at 10, County Court of Gloucestershire, at Stroud.—*Chas. Charlesworth*, Salford, Lancashire, baker, Dec. 8 at 1, County Court of Lancashire, at Salford.—*Wm. Jennings*, Nantwich, Cheshire, chair maker, Dec. 29 at 11, County Court of Cheshire, at Nantwich.—*G. Morris*, Birkenhead, Cheshire, beer-house keeper, Dec. 11 at 10, County Court of Cheshire, at Birkenhead.—*W. Andrews*, Tranmere, Bebbington, Cheshire, book-keeper, Dec. 11 at 10, County Court of Cheshire, at Birkenhead.—*Daniel Mann*, Buckden, Huntingdonshire, beer seller, Dec. 18 at 10, County Court of Huntingdonshire, at Huntingdon.—*Abraham Kemp*, Norwich, carpenter, Dec. 17 at 10, County Court of Norfolk, at the Guildhall, Norwich.—*Rich. Rowlands*, Liverpool, publican, Dec. 6 at 10, Liverpool District County Court, at Liverpool.—*Thos. Gidlow*, Liverpool, butcher, Dec. 6 at 10, Liverpool District County Court, at Liverpool.—*John Beak*, Clifton, Bristol, coffee-house keeper, Dec. 24 at 11, County Court of Gloucestershire, at Bristol.—*John Kershaw*, Blatchinworth and Calderbrook, Rochdale, Lancashire, fulling miller, Dec. 23 at 12, County Court of Lancashire, at Rochdale.—*Jas. M'Knight*, Swansea, Glamorganshire, licensed victualler, Dec. 14 at 10, County Court of Glamorganshire, at Swansea.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Dec. 15 at 10, before Mr. Commissioner PHILLIPS.

*Edu. Laws*, Great Russell-st., Wellington-street, Strand, Middlesex, comedian.—*H. Keene*, Richmond, Surrey, painter.—*Benj. Worley*, York-sq., Limehouse, Middlesex, in no occupation.

Dec. 16 at 10, before the CHIEF COMMISSIONER.

*W. Latter*, Golden-lane, Barbican, London, smith.—*Fred. Jeph's*, Ranelagh-place, Piccadilly, carpenter.—*James Morgan*, Upsilon Hall, Farm Abbey, Essex, out of business.—*Jason J. Rowe*, Canal-road, Kingsland-road, Middlesex, charcoal dealer.—*John Gledhill*, Bedford New-road, Clapham, Surrey, professor of music.—*Geo. Gardner*, Albion-place, East-street, Old Kent-road, Surrey, clerk to the South-eastern Railway Company.—*Geo. Pursey*, Albany-road, Camberwell, Surrey, mason.—*Thos. A. Boyce*, York-road, Lambeth, Surrey, oilman.—*Rich. H. Newman*, Wychelme, Hornchurch, Essex, farmer.

Saturday, Nov. 27.

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's Inn-fields, on giving the Number of the Case.*

*John Middleton*, South-bank, Oxton-vale, Cheshire, stock broker, No. 68,368 C.; *Chas. S. Parker*, assignee.—*W. Cort*, Liverpool, traveller for a snuff manufacturer, No. 68,523 C.; *J. W. Allen*, assignee.—*Robert Swales* the younger, York, cattle dealer, No. 68,531 C.; *John Whythead*, assignee.—*Henry Peters*, Borden, Kent, omnibus driver, No. 68,538 C.; *Vm. Ingleton* the younger, assignee.—*John Sutill*, Killingall, near Harrogate, Yorkshire, quarryman, No. 68,559 C.; *os. Fortune* and *Geo. Fletcher*, assignees.—*Chas. Clarkson*, Bradford, Yorkshire, woolstapler, No. 68,565 C.; *W. Beaver* and *John Glover*, assignees.—*Martin J. F. R. Lawor*, Hessian, ear Hull, Yorkshire, general merchant, No. 68,605 C.; *Hen. everin*, assignee.—*Edu. Mansers*, Barnard Castle, Durham, ironman, No. 68,661 C.; *Chas. Cordingley*, assignee.—*Wm. Williams*, Wern, Llantarnham, Monmouthshire, labourer, No. 67,803 C.; *John G. H. Owen*, assignee.—*Geo. Beenham*, atchett, near New Windsor, Berkshire, plumber, No. 68,197 C.; *John Carter*, assignee.—*Joseph Collinson*, Holgate, near York, Yorkshire, out of business, No. 68,547 C.; *John Gale*, assignee.—*Alice Wren*, Perram Uthnoe, Cornwall, innkeeper, No. 68,589 C.; *Christ. Ellis*, assignee.

Saturday, Nov. 27.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*John Cuisset*, Liverpool-st., Walworth-road, Surrey, jeweller: in the Gaol of Surrey.—*Henry W. A. Farley*, Fleet-street, London, repository for English and foreign toys: in

the Debtors Prison for London and Middlesex.—*William Smith*, Margaret-st., Cavendish-sq., Middlesex, paper hanger: in the Debtors Prison for London and Middlesex.—*Richard Wilson*, Star-street, Paddington, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Sarah Brooks*, William-st., Hampstead-road, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*H. Webb*, Luton, Bedfordshire, and Wood-street, Cheapside, London, plumber: in the Debtors Prison for London and Middlesex.—*Thos. Bishop*, North Wharf-road, Paddington, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*John E. Knight*, West-st., Soho, and Marshall-st., Golden-square, Middlesex, currier: in the Debtors Prison for London and Middlesex.—*Thomas Wm. Bottrill*, Sale-st., White-st., Bethnal-green, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Jas. Thomson*, Upper Clifton-st., Worship-sq., Finsbury, Middlesex, clerk to an India agent: in the Debtors Prison for London and Middlesex.—*Chas. R. Harris*, Percy-st., Tottenham-court-road, Middlesex, carver: in the Debtors Prison for London and Middlesex.—*Thomas Knight*, South Molton-st., Oxford-st., Middlesex, meat salesman: in the Debtors Prison for London and Middlesex.—*John Wilkins* the younger, Ensham, Oxford, in no business: in the Gaol of Oxford.—*Mich. Fisher*, Sneinton, Nottinghamshire, out of business: in the Gaol of Radford Peverel.—*Thos. Ketteringham*, Marham, Norfolk, flour seller: in the Gaol of Norwich.—*Joseph Garner*, Wibsey, near Bradford, Yorkshire, out of business: in the Gaol of York.—*Richard Dearnaly*, High-town, near Leeds, Yorkshire, out of business: in the Gaol of York.—*John Hudson*, Sheffield, Yorkshire, out of business: in the Gaol of York.—*Nathan Birkbeck*, Altrincham, near Manchester, omnibus proprietor: in the Gaol of Lancaster.—*Mich. Murrell*, Norwich, publican: in the Gaol of Norwich.—*Wm. Smith*, Lakenham, Norwich, carpenter: in the Gaol of Norwich.—*George Lovatt*, Nottingham, stone mason: in the Gaol of Radford Peverel.—*Richard Daniel*, Fenton, Staffordshire, china manufacturer: in the Gaol of Stafford.—*Rich. Spencer*, Liverpool, flour dealer: in the Gaol of Liverpool.—*Hugh Watson*, Charlton, Nottinghamshire, cottager: in the Gaol of Radford Peverel.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—*

Dec. 14 at 10, before the CHIEF COMMISSIONER.

*Thos. Fox*, Cross-st., Hatcham New-town, Old Kent-road, Surrey, carman.—*John Bury*, Castle-st., Holborn, London, law stationer.—*John Sealy* the younger, High-street, Camden-town, shopman.—*Thos. Challis*, Shoreditch, Middlesex, licensed victualler.—*Geo. J. Moor*, Greenwich, Kent, plumber.—*AJ. Southon*, Frederic-place, Borough-road, Southwark, out of business.

Dec. 15 at 10, before the CHIEF COMMISSIONER.

*Wm. S. Palmer*, Woolwich, Kent, shipper of goods.—*W. Wall*, Covent-garden-market, and Exeter-st., Strand, Middlesex, fruiterer.

*At the County Court of Gloucestershire, at GLOUCESTER, Dec. 17 at 10.*

*Edmund Axten*, Gloucester, out of business.—*Wm. Knight* the elder, Reddings, Woodside, near Ruardean, out of business.—*Wm. Hawkes*, Lydney, master mariner.—*Jas. Lewis*, Cheltenham, out of business.

*At the County Court of Norfolk, at the Guildhall, at NORWICH, Dec. 17 at 10.*

*Wm. Smith*, Lakenham, carpenter.—*Mich. Murrell*, Norwich, publican.

*At the County Court of Devonshire, at EXETER, Dec. 17 at 9.*

*Thos. Tope*, Totnes, out of business.—*Hen. M. Westcott*, Plymouth, hotel keeper.

FRIDAY, DEC. 3.

INSOLVENT.

JOHN HOBBS, High Wycombe, Buckinghamshire, sheep and cattle dealer.

BANKRUPTS.

AARON ISRAEL and WILLIAM TURNER, Great Tower-street, London, merchants, dealers and chapmen, Dec. 17 at half-past 12, and Jan. 18 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Weir & Smith, Coopers'-hall, Basinghall-street.—Fiat dated Dec. 2.

- THOMAS WOOD**, Corbet-court, Gracechurch-street, London, attorney at law, dealer and chapman, Dec. 15 at 2, and Jan. 20 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Wire & Child, St. Swithin's-lane.—Fiat dated Nov. 30.
- MATTHEW MARSHALL**, St. John's-wood-ter., Portland-town, Middlesex, carpenter and builder, Dec. 11 at half-past 1, and Jan. 15 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Phillips, 76, Great Titchfield-st., Portland-place.—Fiat dated Nov. 19.
- JONATHAN MURRAY**, Edgeware-road, Middlesex, stationer and bookseller, Dec. 11 and Jan. 12 at 12, Court of Bankruptcy, London: Off. Ass. Green; Sols. Shield & Harwood, 26, Queen-st., Chapside.—Fiat dated Nov. 30.
- JOHN JONES and ALICE BROWN**, Shoreditch, Middlesex, licensed victuallers, Dec. 11 at half-past 11, and Jan. 12 at half-past 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. Watson & Co., Falcon-square.—Fiat dated Nov. 29.
- WILLIAM SAUL**, Brook-st., Gloucester-road, Bayswater, Middlesex, furnishing ironmonger, brazier, bell hanger, dealer and chapman, Dec. 10 at half-past 11, and Jan. 12 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Lane, 4, Falcon-square.—Fiat dated Nov. 23.
- CHARLES THOMAS**, Southampton, painter, plumber, dealer and chapman, Dec. 14 at 2, and Jan. 18 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Stevens & Satchell, 6, Queen-street, Chapside.—Fiat dated Nov. 24.
- JOHN BURGESS**, Harleyford-place, Kennington, Surrey, tailor, Dec. 16 at 2, and Jan. 18 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Dawes & Sons, 9, Angel-ct., Throgmorton-st.—Fiat dated Nov. 26.
- JAMES HOLT**, Stifford, Essex, licensed victualler, Dec. 17 at half-past 11, and Jan. 13 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Hardman, 106, Shoe-lane, Fleet-street.—Fiat dated Dec. 2.
- WILLIAM CARRUTHERS**, Desborough-terrace, Harrow-road, Middlesex, builder, dealer and chapman, Dec. 17 at half-past 2, and Jan. 14 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Lile, 17, Bloomsbury-street, Bedford-square.—Fiat dated Nov. 29.
- JOHN GOODCHEAPE**, Aldersgate-street, London, and Princess-st, Mary-le-bone, Middlesex, furnishing undertaker, dealer and chapman, Dec. 14 at half-past 1, and Jan. 14 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Sill, Warwick-court, Holborn.—Fiat dated Nov. 26.
- WILLIAM SPELLER**, Berkeley-st. West, and **GEORGE TRIGG**, Inverness-road, Paddington, Middlesex, builders, dealers and chapmen, Dec. 14 at 2, and Jan. 14 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Hall, Lincoln's-inn-fields.—Fiat dated Nov. 26.
- CHARLES SHINGLEY**, Maldon, Essex, commission agent, dealer and chapman, Dec. 17 at 11, and Jan. 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Bromley & Aldridge, 1, South-square, Gray's-inn.—Fiat dated Nov. 30.
- TIMOTHY FREDERICK TRIEBNER**, Old Broad-street, London, Russia broker, dealer and chapman, Dec. 17 at 2, and Jan. 14 at half-past 1, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Bush & Malins, 7, St. Mildred's-court, Poultry.—Fiat dated Nov. 30.
- ROBERT MUMFORD JOSLIN**, Stambourne, Essex, sheep and cattle dealer, dealer and chapman, Dec. 10 at 2, and Jan. 17 at 1, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Meymott, 86, Blackfriars-road, or Jackson, Haver-hill, Essex.—Fiat dated Nov. 16.
- JAMES BASIRE**, Red Lion-square, Middlesex, and North Hyde, near Southall, brickmaker, engraver, dealer and chapman, Dec. 13 at 1, and Jan. 17 at 2, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated Dec. 2.
- JOHN VEVERS**, Cheapside, London, woollen warehouseman, dealer and chapman, Dec. 10 and Jan. 14 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. J. & J. H. Linklater, 115, Leadenhall-street.—Fiat dated Nov. 30.
- PETER JAMES KIRBY**, Newgate-street, London, pin and needle manufacturer, dealer and chapman, Dec. 21 at half-past 1, and Jan. 18 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Mardon & Pritchard, Christchurch-chambers, Newgate-street.—Fiat dated Dec. 2.
- EDWARD HEALEY**, Paternoster-row, London, and Camden-lodge, Gloucester-row, Regent's-park, Middlesex, printer and publisher, dealer and chapman, Dec. 17 at 2, and Jan. 18 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Vaughan, 4, Furnival's-inn, Holborn.—Fiat dated Nov. 30.
- GEORGETAYLOR**, Bradford, Yorkshire, grocer, dealer and chapman, Dec. 14 and Jan. 8 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Wells & Co., Bradford; Bond & Barwick, Leeds; Hawkins & Co., New Boswell-court, London.—Fiat dated Nov. 27.
- JOHN HEMSLEY**, Leeds, Yorkshire, grocer, flour and provision dealer, and general dealer and chapman, Dec. 9 and Jan. 13 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Raynor & Co., Leeds; Sudlow & Co., Bedford-row, London.—Fiat dated Nov. 11.
- WILLIAM LAWTON**, Liverpool, hotel keeper, Dec. 17 and Jan. 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Dec. 1.
- WILLIAM LITTLER OBERRY**, Birkenhead, Cheshire, builder, dealer and chapman, Dec. 14 and Jan. 7 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Hillier, Birkenhead; Frampton, Gray's-inn, London.—Fiat dated Nov. 30.
- SAMUEL KNIGHT**, Primethorpe, Broughton Astley, Leicestershire, hosier and grocer, dealer and chapman, Dec. 11 and Jan. 8 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Toller, Leicester; James, Birmingham.—Fiat dated Nov. 19.
- WILLIAM FITZPATRICK and WILLIAM TEW**, Walsall, Staffordshire, railway contractors and brick makers, dealers and chapmen, Dec. 11 at 11, and Jan. 15 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Wright, Birmingham; Iveny, Chancery-lane, London.—Fiat dated Nov. 13.
- RICHARD SAWER**, Brough, Westmoreland, shoemaker, grocer, carrier, and publican, Dec. 10 at half-past 10, and Jan. 21 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Coulthard & Cross, Kirkby Stephen; Hoyle, Newcastle-upon-Tyne; Nixon, Clifford's-inn, London.—Fiat dated Nov. 20.
- JOHN HENRY HOWARD**, Cheltenham, Gloucestershire, oil merchant, dealer and chapman, Dec. 17 and Jan. 14 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Lingo, King's Arms'-yard, London.—Fiat dated Nov. 30.
- SAMUEL STOTT, JOHN STOTT, and WILLIAM STOTT**, Rockcliffe-vale-mill, near Bacup, Lancashire, cotton spinners and manufacturers, (trading under the firm of Samuel Stott & Sons), Dec. 14 and Jan. 19 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Nov. 26.
- JOHN SWALE MANBY**, Burnley, Lancashire, ironmonger, dealer and chapman, Dec. 15 at 11, and Jan. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Bell, Liverpool; Norris & Co., 20, Bedford-row, London.—Fiat dated Nov. 23.
- DAVID GREENWOOD and JOHN BATEMAN**, Bury, Lancashire, joiners and builders, brick makers, dealers and chapmen, Dec. 15 and Jan. 6 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Whitehead, Bury; Clarke & Co., 20, Lincoln's-inn-fields, London.—Fiat dated Nov. 27.
- JOHN ANDERSON**, Liverpool, merchant, dealer and chapman, (carrying on business under the style or firm of John Anderson & Co., and also steam saw-mill proprietor, late carrying on business in co-partnership with John M'Nichol in the Brunswick Steam Saw Mills, under the firm of Anderson & Co.), Dec. 15 and Jan. 3 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Holden, Liverpool; Keightley & Co., Chancery-lane, London.—Fiat dated Nov. 6.

## MEETINGS.

*Gardner Boggs, William Taylor, and William Shand* the younger, Great Winchester-street, London, merchants, Dec. 14 at half-past 11, Court of Bankruptcy, London, pr. d. c.—*C. Bindley*, Chapel-street, Spitalfields, Middlesex, trimming manufacturer, Dec. 17 at 12, Court of Bankruptcy, London, pr. d. c.—*James Gordon* the younger, East India-chambers, Lon-

denhall-street, London, and Albany-road, Camberwell, Surrey, ship broker, Dec. 16 at 1, Court of Bankruptcy, London, last ex.—*Andrew Jopp*, Cornhill, London, ship broker, Dec. 16 at 11, Court of Bankruptcy, London, aud. ac.—*John Gale*, Live Oaks Farm, Chapel Hill and Chepstow, Monmouthshire, wine merchant, Dec. 28 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Waples Warden*, Birmingham, corn agent, Dec. 23 at 12, District Court of Bankruptcy, Birmingham, aud. ac.—*Henry Chas. Broom*, Lawrence Pountney-hill, London, grocer, Dec. 16 at half-past 11, Court of Bankruptcy, London, div.—*Thos. Laurance*, Reading, Berkshire, draper, Dec. 16 at 11, Court of Bankruptcy, London, div.—*Edw. Doring*, Ipswich, Suffolk, Berlin wool dealer, Dec. 27 at 12, Court of Bankruptcy, London, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*George Coombs*, Bristol, carpenter, Jan. 3 at 11, District Court of Bankruptcy, Bristol.—*Isaac Hicks*, Brislington, Somersetshire, tailor, Dec. 30 at 11, District Court of Bankruptcy, Bristol.—*Thomas Walkden*, Mansfield, Nottinghamshire, scrivener, Dec. 24 at 10, District Court of Bankruptcy, Sheffield.—*James Spence*, Liverpool, merchant, Dec. 24 at 12, District Court of Bankruptcy, Liverpool.—*J. Sharples* the younger, Daisyfield, near Blackburn, Lancashire, cotton spinner, Dec. 24 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 24.

*Edward Rogers*, Great Urtley, Worcestershire, surgeon.—*Thos. Tily*, Dursley, Gloucestershire, veterinary surgeon.—*Isaac Robinson*, East Dean, Gloucestershire, grocer.—*Jos. C. Pleyer*, Dursley, Gloucestershire, draper.—*Edw. Pettit* and *W. Newton*, Lancaster-place, Strand, Middlesex, navy agents.—*John Jones*, Ledbury, Herefordshire, brewer.—*Abraham Huddleston*, Boston, Yorkshire, corn miller.—*W. Williams*, Kidwelly, Carmarthenshire, timber merchant.—*Christ. D. Johnson*, Liverpool, victualler.—*John Hall*, Bristol, mason.

## PARTNERSHIP DISSOLVED.

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## SCOTCH SEQUESTRATIONS.

*Hugh Miller*, Rutherglen, victualler.—*Geo. Brebner*, Aberdeen, post horse master.—*John Johnston*, Glasgow, manufacturer.—*Wm. Weir*, Kilbowie, West Kilpatrick, Dumbartonshire, farmer.—*Alex. Hastie*, Holytown, Bothwell, joiner.—*Robt. Traill*, Pittenweem, merchant.—*Hon. Glasford, Esq.*, Douglaston, dealer in timber.

## DECLARATION OF INSOLVENCY.

*Edward Fenton*, Dec. 9 at 12, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*T. Johnston*, Liverpool, traveller, Dec. 15 at 10, Liverpool District County Court, at Liverpool.—*John Babinson*, Liverpool, shoe maker, Dec. 13 at 10, Liverpool District County Court, at Liverpool.—*Wm. H. Brathwaite*, Oxford, carver, Dec. 20 at 10, County Court of Oxfordshire, at Oxford.—*Thos. Baker*, Honiton, Devonshire, common carrier, Dec. 15 at 10, County Court of Devonshire, at Honiton.—*William Hearrop*, Sheffield, Yorkshire, table knife manufacturer, Dec. 15 at 3, County Court of Yorkshire, at Sheffield.—*Henry Watkins*, Abergavenny, Monmouthshire, mason, Dec. 16 at 9, County Court of Monmouthshire, at Abergavenny.—*Jos. Welch*, Bromyard, Herefordshire, printer, Dec. 24 at 9, County Court of Herefordshire, at Bromyard.—*Wm. Henry Courtt*, Tipton, near Stourport, Worcestershire, out of business, Dec. 22 at 9, County Court of Worcestershire, at Kidderminster.—*B. Thornton*, Redditch, Worcestershire, knitting pin manufacturer, Dec. 17 at 1, County Court of Worcestershire, at Redditch.—*Wm. Gilbert*, Cambridge, butcher, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*W. Plane*, Cambridge, blacksmith, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*Edw. Jarman*, Barnwell, Cambridge, fishmonger, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*Dan. Hayward*, Cambridge, instructor in the game of cricket, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*Thomas Pamplin*, Great Shelford, Cambridge, beer seller, Dec. 23 at 10, County Court

of Cambridgehire, at Cambridge.—*Edw. Vace*, Swithland, Leicestershire, out of business, Dec. 20 at 11, County Court of Leicestershire, at Loughborough.—*Wm. Motteram*, Cambridge, publican, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*John Furbank*, Cambridge, out of business, Dec. 23 at 10, County Court of Cambridgehire, at Cambridge.—*Wm. Casey*, Clifton, Oxfordshire, bricklayer, Dec. 20 at 10, County Court of Oxfordshire, at Oxford.—*Wm. Scott*, Upper Heeley, Sheffield, Yorkshire, brace bit grinder, Jan. 5 at 10, County Court of Yorkshire, at Sheffield.—*Thos. Noyes*, Shirley, Hampshire, out of business, Dec. 15 at 11, County Court of Hampshire, at Bishop's Waltham.—*Hen. S. Morris*, Carisbrooke, Isle of Wight, draper's assistant, Dec. 13 at 10, County Court of Hampshire, at Newport.—*Wm. Rule*, Royston, Cambridge, veterinary surgeon, Dec. 22 at 10, County Court of Hertfordshire, at Royston.—*T. Knowles*, Bradford, Yorkshire, shoemaker, Dec. 10 at 11, County Court of Yorkshire, at Bradford.—*Millicent Osborne*, Rothley, near Loughborough, Leicestershire, housekeeper to a surgeon, Dec. 20 at 11, County Court of Leicestershire, at Loughborough.—*George Wilks*, Sheffield, Yorkshire, lamp lighter, Dec. 15 at 3, County Court of Yorkshire, at Sheffield.—*Henry Cooper*, Somerville, Sheffield, Yorkshire, cabinet maker, Jan. 5 at 10, County Court-house of Yorkshire, at Sheffield.—*Henry Kay*, Handsworth, Yorkshire, edge tool forger, Jan. 5 at 11, County Court of Yorkshire, at Sheffield.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute.—

Dec. 20, at 10, before the CHIEF COMMISSIONER.

*Edmund Greensted*, Cleveland-street, Mile-end-road, Middlesex, baker.—*Henry Francis Wood*, Murray-street, Hoxton New-town, Middlesex, wholesale milliner.

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# The Jurist

No. 570—VOL. XI.

DECEMBER 11, 1847.

PRICE 1s.

\* \* The following are the Names of the Gentlemen who favour THE JURIST with Reports of Cases argued and decided in the several Courts of Law and Equity:—

House of Lords .....	{ A. GORDON, Esq. of the Inner Temple, Barrister at Law.	Vice-Chancellor Wigram's Court .....	{ F. FISHER, Esq. of Lincoln's Inn, Barrister at Law.
Privy Council .....	{ TENISON EDWARDS, Esq. of the Inner Temple, Barrister at Law.	Court of Queen's Bench	{ G. J. P. SMITH, Esq. of the Inner Temple, Barrister at Law.
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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, DECEMBER 11, 1847.

In a case very recently before the Vice-Chancellor Knight Bruce, not yet reported, (*Greatrex v. Greatrex*, 7th December, 1847), his Honor granted an injunction at the suit of a member of a firm against his co-partner, restraining the defendant, who had removed the partnership books from their proper place of keeping, from "keeping or permitting to be kept, placed, or deposited the said books in any other place than the place of business" without the plaintiff's consent; in effect, therefore, according to the construction put on this species of injunction, compelling him to bring back the books to the place of business, and to leave them there. His Honor does not appear to have had any doubt about the jurisdiction; nor was it likely that he should have any such doubt, having regard to the long train of decisions in the same direction since *Robinson v. Lord Byron* (1 Bro. C. C., App., 588) and *Lane v. Newdigate*, (10 Ves. 192), and particularly having regard to the case of *Taylor v. Davis*, (3 Beav. Notes, p. 388).

It is of advantage, certainly, that a jurisdiction should exist to compel a person to do that which he has agreed to do, or that which equitably he ought to do, even though the jurisdiction can only be exercised by the circuitous method of preventing him from doing anything, not being the performance of his agreement or the execution of his duty. But it is much to be lamented, that the direct course of ordering that to be done which ought to be done, cannot be adopted, and that courts of equity should be forced, as it were, to stultify themselves, by alleging a defect of power to make an order, and yet, in effect, making it. If it be said, that the Court cannot create a new jurisdiction, and that to make a positive order on a defendant, that he should pull down a building (*Rankin v. Hushison*, 4 Sim.

13) or fill up an excavation, (*Spencer v. The London and Birmingham Railway Company*, 8 Sim. 193), or bring back books improperly taken away, as in *Greatrex v. Greatrex*, the answer is, first, that there is not wanting authority for saying, that the Court of Chancery has a certain extent of power of creating a new jurisdiction if the old jurisdiction is insufficient for the purposes of justice in a more modern and complicated state of society; and, secondly, that in fact the Court, if it were called upon to enforce these quasi mandatory injunctions on a motion for contempt, would find itself placed under the necessity of either abandoning in many, perhaps in all cases, the substance of its order, or of asserting a new and somewhat arbitrary jurisdiction, viz. that of construing an order, not according to its language, but according to the intention of its maker. To explain what we mean, let us take one of the decided cases, *The Birmingham Railway case*, for instance, (8 Sim. 193), above referred to. Now, in that case, what the company had done was, without the authority of its act of Parliament, to make an excavation, a sort of ravine, in a street, whereby the plaintiff was deprived of the access to his own premises. The order made was, that the defendants might be restrained from continuing to cut through, stop up, and injure the horse and carriage-road, &c. Now, if there were not a tacit understanding, that, on a motion to commit the defendant for breach of such an injunction, alleging that he did nothing more, that he did not fill up the cavity, but remained perfectly quiescent, the Court would construe its order to mean that he should fill it up, it is manifest that a defendant would simply laugh at the order. Let us see, then, whether, first, such a construction of such an order would not be most violent; and secondly, if it would be the natural and proper construction, whether the order is not identical with, not merely equivalent to, a direct and positive

mandate. First, as to the construction; to restrain a man from continuing to cut through or stop up a road, or, as the Court expressed it in that case, from continuing an excavation in its existing state, and from enlarging it, is to restrain him from doing every imaginable act in the world except changing the state of the excavation, in the direction of contracting its dimensions. But although the order amounts to compulsion upon him to do something towards filling up the excavation, it wants positiveness, in reference to the extent to which, or the mode in which, he is to fill it up. If he were to do *any* act towards filling it up, he would, in strictness, comply with the order; if he were quite to fill it up, and then go on to build up an embankment upon it, he would still be obeying the order by not allowing the excavation to remain in its existing state, and not making it larger. So that, on a motion for contempt, unless language were imported by construction into the order which it does not contain,—unless, in fact, it were construed to mean that the defendant should abstain from every state of existence except that of being actively employed in filling up the excavation till he had restored its precise cubical contents to their precise antecedent locality, it would be as easy to comply with such an order, and yet not restore the ground to its original state, as it was to make the order.

Again, take the leading case of *Lane v. Newdigate*, above cited, where the order was that the defendant should be restrained from impeding the enjoyment of the plaintiff by keeping the works out of repair, and from preventing such his enjoyment by the use of any locks erected by the defendant, or by continuing the removal of a particular stop gate. Now, supposing it possible that works can be *kept out of repair*, or, in other words, passing over the technical inaccuracy of treating the decay of works, which is the result of the absence of labour, as being the result of the active interference of man, and getting over the absurdity of talking of continuing the removal of a thing, as an act, when it is in truth the absence of an act; and the still greater absurdity of treating, as capable at all of continuance, the removal of a thing, which is of necessity an act taking up some limited space of time, and which, when once done, is as much past and incapable of continuance as the past hour;—getting over, we say, all these technical objections to the grammatical sense of such an order, how is it in substance to be enforced, except by importing into it, as the limits within which the defendant is to be restrained from not acting, terms certainly not to be found in it, viz. the precise terms of what would be a proper specification of the work to be constructed?

No doubt the Court would so construe its order, that its jurisdiction might not be practically set aside and its intention defeated. But it can scarcely be contended that the construction would not be rather an implication of the actual intention of the Court, than a consequence of the words of its order. And this brings us to the second consideration, viz. whether an order, which though called negative, and framed in a negative form, requires to be, in order to be carried into effect, so construed as to direct a man to do something, which

is ascertained by forbidding him from doing any earthly thing but that one particular thing; whether we say the jurisdiction to make such an order, is not absolutely identical with the jurisdiction to make a direct and positive order to do the thing. If I have authority to say to a banker, "You shall abstain from *not* paying money to A.; and you shall abstain from paying him any money except 10l.," is not that authority absolutely identical with an authority to direct the payment of 10l.? The whole principle of the mandatory injunction is, that the Court assumes authority to restrain a man from doing nothing, and at the same time of restraining him from doing anything except a particular thing. There is and can be no difference between such an authority, and authority to order him to be active, and to direct his activity to the completion of a particular object; in other words, to order him to do a specific act.

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COURT OF QUEEN'S BENCH.  
MICHAELMAS VACATION.

Dec. 7.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

M'Ewen v. Wood—Rule absolute to enter nonsuit.  
Malden v. Fyson—Judgment for defendant.  
Doe d. Sumner v. Nash—Rule absolute for setting aside nonsuit.

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The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed Richard Caparn, of Holbeach, Gent., to be a Perpetual Commissioner for taking the acknowledgments of deeds to be executed by married women, in and for the parts of Holland, in the county of Lincoln.

MASTER IN CHANCERY.—The Lord Chancellor has appointed Thomas Marlow, Gent., of Walsall, Staffordshire, to be a Master Extraordinary in the high Court of Chancery.

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London Gazette.

TUESDAY, DECEMBER 7.  
INSOLVENT.

THOMAS SARTAIN the younger, Holt, Bradford, Wiltshire, cattle and sheep dealer.

BANKRUPTS.

JAMES SEBASTIAN YEATS, Bank-chambers, Leithbury, London, stock and share broker, dealer and chapman, Dec. 15 and Jan. 18 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Shearman & Slater, 23, Great Tower-street, London.—Fiat dated Dec. 4.

CHARLES SKINGLEY, Maldon, Essex, commission agent, dealer and chapman, Dec. 17 at 11, and Jan. 14 at half-past 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Spurling & Harris, Halstead, Essex; Bromley & Aldridge, 1, South-sq., Gray's-inn.—Fiat dated Nov. 30.

SAMUEL LEWES LAZARUS, (known as Samuel Lazarus Lawrence), Age Commission Stables, Oxford-st., Middlesex, horse dealer, dealer and chapman, Dec. 16 at 1, and Jan. 21 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Loft & Co., King-street, Cheap-side.—Fiat dated Nov. 26.

THOMAS EDWARD BUCKLAND, Orchard-pl., Poplar, Middlesex, licensed victualler, dealer and chapman, Dec. 13 at half-past 12, and Jan. 28 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Flavell, Bedford-row.—Fiat dated Dec. 2.

**FRANCIS ADAMSON**, Bond-court, Walbrook, London, merchant, dealer and chapman, Dec. 18 at 1, and Jan. 22 at 11, Court of Bankruptcy, London: Off. Ass. Follett; Sols. J. & J. H. Linklater, 115, Leadenhall-st., London.—Fiat dated Nov. 30.

**GEORGE TATTERSALL**, Davies-street, Berkeley-square, Middlesex, saddler, Dec. 16 at half-past 12, and Jan. 15 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Hook, Coleman-st.—Fiat dated Dec. 4.

**JOHN BARRETT**, Blackfriars-road, Surrey, and Strand, Middlesex, machine printer, Dec. 16 at 1, and Jan. 15 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Depree, 9, Lawrance-lane, Cheapside.—Fiat dated Dec. 4.

**JOHN RICHARD GAMBLE**, Exchange-buildings, London, (carrying on business in co-partnership with Douglas Pitt Gamble), electric telegraph manufacturer and contractor, dealer and chapman, Dec. 16 at 12, and Jan. 15 at 2, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Dec. 2.

**DOUGLAS PITT GAMBLE**, Exchange-buildings, London, (carrying on business in co-partnership with John Richard Gamble), electric telegraph manufacturer and contractor, dealer and chapman, Dec. 14 at half-past 2, and Jan. 18 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Plews, Old Jewry-chambers, Old Jewry.—Fiat dated Dec. 2.

**THOMAS OLDAKER**, High-st., Southwark, Surrey, hop merchant, dealer and chapman, Dec. 21 and Jan. 18 at 2, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Hand, 89, Chancery-lane.—Fiat dated Dec. 3.

**GEORGE KIALMARK**, Hampstead-street, St. Pancras, Middlesex, music seller, Dec. 16 at half-past 11, and Jan. 19 at 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Sandys & Pearson, Gray's-inn-square.—Fiat dated Dec. 3.

**NATHANIEL BATHO**, Manchester, machine maker, iron and brass founder, dealer and chapman, Dec. 18 and Jan. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Reed & Co., Friday-st., Cheapside, London.—Fiat dated Nov. 30.

**GERALD PLUNKET TUNNEY**, Burslem, and Tunstall, Staffordshire, draper, dealer and chapman, Dec. 20 and Jan. 17 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Reed & Co., Friday-st., Cheapside, London.—Fiat dated Nov. 29.

**ROBERT NEWBOULT**, East Retford, Nottinghamshire, draper, dealer and chapman, Dec. 24 and Jan. 28 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Mee & Bigsby, Retford; Branson, Sheffield; Hawkins & Co., New Boswell-court, London.—Fiat dated Nov. 11.

**THOMAS BARNES FIGGURES**, Blockley, Worcestershire, corn dealer, Dec. 18 and Jan. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Wilkins & Kendall, Bourton on the Water, Gloucestershire; Gillam & Thomas, Birmingham.—Fiat dated Dec. 2.

**CHARLES WADE**, Willabridge, Bitton, Gloucestershire, miller and corn dealer, Dec. 20 and Jan. 18 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Peters & Abbott, Bristol; Jones & Co., Crosby-sq., London.—Fiat dated Nov. 27.

**JOHN POWER**, Bristol, draper, hosier, dealer and chapman, Dec. 21 and Jan. 18 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Sabine, Bristol; Treherne & White, Bucklersbury.—Fiat dated Nov. 30.

**WILLIAM MOUNTFORD**, Darlington, Durham, tailor and draper, Dec. 16 at half-past 11, and Jan. 21 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Mewburn, Darlington; Harle, Newcastle-upon-Tyne.—Fiat dated Nov. 30.

**WALTER FOYER**, Newcastle-upon-Tyne, hatter, dealer and chapman, Dec. 16 at half-past 1, and Jan. 25 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Hoyle, Newcastle-upon-Tyne; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated Nov. 22.

**STEPHEN MOORE**, Liscard, Cheshire, (carrying on business in Liverpool as a wine merchant), dealer and chapman, Dec. 20 and Jan. 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Mason, Liverpool; Bower, Tokenhouse-yard, London.—Fiat dated Nov. 30.

**JOHN FORSTER**, Shafto, Hartburn, Northumberland, banker, dealer and chapman, Dec. 16 at half-past 10, and Jan. 20 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Griffith & Crighton, Newcastle-upon-Tyne; Lawrence & Co., 25, Old Fish-st., Doctors'-commons, London.—Fiat dated Nov. 25.

**WILLIAM OWEN**, Barmouth, Merionethshire, druggist, grocer, and draper, Dec. 17 and Jan. 13 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Jones, Dolgelly; Evans & Son, Liverpool; Sweeting & Co., Southampton-buildings, London.—Fiat dated Nov. 25.

## MEETINGS.

*Richard Coleman Kingsford and Henry Lowry Barnwell*, Seaton, Ickham, Kent, and Catherine-court, Tower-hill, London, millers, Dec. 29 at 2, Court of Bankruptcy, London, and ac.—*Wm. Pithey*, Philpot-lane, Fenchurch-st., London, merchant, Dec. 29 at 1, Court of Bankruptcy, London, and ac.—*John England*, Bath, grocer, Jan. 3 at 11, District Court of Bankruptcy, Bristol, and ac.—*Th. Perry*, Kirkdale, near Liverpool, builder, Dec. 28 at 11, District Court of Bankruptcy, Liverpool, and ac.—*F. Richardson*, Ormskirk, Lancashire, tailor, Dec. 28 at 11, District Court of Bankruptcy, Liverpool, and ac.—*John Lester*, Pen' y' Gelle-lodge, near Wrexham, Denbighshire, farmer, Dec. 28 at 11, District Court of Bankruptcy, Liverpool, and ac.—*Rich. Wilson*, Liverpool, tallow chandler, Dec. 30 at 11, District Court of Bankruptcy, Liverpool, and ac.; Jan. 6 at 11, div.—*Jas. Hegnbottom Southam* and *George Southam*, Ashton-under-Lyne, Lancashire, cotton spinners, Dec. 30 at 12, District Court of Bankruptcy, Manchester, and ac.—*Theophilus Nicholson*, Burwick, Yorkshire, horse dealer, Dec. 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, and ac. and div.—*Alfred G. Robinson*, Rothley, Leicestershire, woolstapler, Dec. 17 at 12, District Court of Bankruptcy, Nottingham, div.—*Mat. Hobson*, Great Grimsby, Lincolnshire, corn merchant, Dec. 29 at half-past 10, District Court of Bankruptcy, Kingston-upon-Hull, fin. div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Thomas May*, Choumert-place, Peckham, Surrey, stock broker, Dec. 29 at 11, Court of Bankruptcy, London.—*Wm. Lambert*, Gt. Titchfield-street, Middlesex, grocer, Dec. 29 at half-past 12, Court of Bankruptcy, London.—*W. H. Lewis*, Ludgate-st., London, straw bonnet maker, Dec. 29 at 1, Court of Bankruptcy, London.—*Thos. Capps*, Lynn, Norfolk, dealer in toys, Dec. 29 at half-past 11, Court of Bankruptcy, London.—*Thos. Owen*, Fleet-st., London, and Argyle-st., Middlesex, common carrier, Dec. 29 at 1, Court of Bankruptcy, London.—*Joseph Jas. Cannade*, Bath, Somersetshire, fringes manufacturer, Jan. 4 at 11, District Court of Bankruptcy, Bristol.—*Wm. Buckland*, Chippenham, Wiltshire, innkeeper, Dec. 28 at half-past 12, District Court of Bankruptcy, Bristol.—*Anthony Carter*, Romford, Essex, saddler, Dec. 30 at half-past 1, Court of Bankruptcy, London.—*Geo. Hall*, Trowse Newton, Norfolk, builder, Dec. 30 at 12, Court of Bankruptcy, London.—*Richard Hen. Cowell*, Leeds, paper merchant, Dec. 28 at 11, District Court of Bankruptcy, Leeds.—*Simeon Clough*, Bradford, Yorkshire, woolstapler, Dec. 28 at 1, District Court of Bankruptcy, Leeds.—*John Partington*, Wyre Piddle, Worcestershire, cattle dealer, Dec. 30 at 12, District Court of Bankruptcy, Birmingham.—*John Wainwright*, Digbeth, Birmingham, draper, Dec. 30 at 11, District Court of Bankruptcy, Birmingham.—*John Jones*, Manchester, coal dealer, Dec. 30 at 12, District Court of Bankruptcy, Manchester.—*James H. Southam* and *George Southam*, Ashton-under-Lyne, Lancashire, cotton spinners, Dec. 30 at 11, District Court of Bankruptcy, Manchester.—*James Featherstone*, Manchester, iron founder, Dec. 30 at 12, District Court of Bankruptcy, Manchester.—*Mary Warburton*, Freetown, Bury, Lancashire, hat manufacturer, Dec. 28 at 12, District Court of Bankruptcy, Manchester.—*Joel Gee*, Dukinfield, Cheshire, cotton spinner, Dec. 28 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 28.

*Henry Howell*, Shrewsbury, Shropshire, draper.—*John J. Trigwell*, Harrow-road, Middlesex, beer-shop keeper.—*John Fenton*, Ockbrook, Derbyshire, hosier.—*Wm. Butcher*, Lichfield, coach builder.—*William East Holmes*, Lichfield, coach

builder.—*Joseph Dorey* and *John Hiakens*, Woolwich, Kent, brewers.—*George Holford*, Wolverhampton, Staffordshire, jeweller.—*Wm. Lovell*, Leicestershire, tailor.—*John Reilly*, Wolverhampton, Staffordshire, grocer.—*Edmund Snowden*, Alton, Southampton, painter.—*George Evans*, Tottenham-court-road, Middlesex, Winchester, Hampshire, draper.—*I. Cleaver Taylor*, Change-alley, Cornhill, London, tailor.

## FIATS ANNULLED.

*Sarah Chalener*, Charles-st., Westbourne-terrace, Middlesex, milliner.—*Charles Lowe Swainson* and *John Birchwood*, Manchester, manufacturers.—*David Pearson*, Dudley Port Foundry, Lipton, Staffordshire, engine manufacturer.

## PARTNERSHIPS DISSOLVED.

*George Giles* and *Netlam John Giles*, 32, Lincoln's-inn-fields, Middlesex, attorneys and solicitors.—*William Woodgate* and *Frederick West*, 40, Gresham-street, London, attorneys and solicitors.—*Thomas Webb Gilbert*, *Edw. Browns Hoake*, *Thomas Hen. Street*, and *George Gutierrez*, 1, Brabant-court, Philpot-lane, London, attorneys and solicitors, (under the firm of Gilbert, Hoake, Street, & Gutierrez, the said *Thomas Webb Gilbert* retiring therefrom).—*Julius Partridge* and *Wm. Moseley Taylor*, Birmingham, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*Robert Trail*, Pittenweem, merchant.—*Alexander and John Downie*, Glasgow, merchants.—*Walter Fred. Campbell*, Islay, ship owner.—*Rob. Macpherson*, Kingussie, innkeeper.—*Alex. McLean*, Gilmerton, near Crieff, Perth, farmer.—*J. Thompson*, Irvine, merchant.—*John Kitchen*, Glasgow, manufacturer.—*Henry Glasford*, Dougalston, dealer in timber.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Henry D'Arcy*, Chesterfield, Derbyshire, draper, Dec. 22 at 11, County Court of Derbyshire, at Chesterfield.—*Robert Archer*, Dewsbury, Yorkshire, machine maker, Dec. 31 at 10, County Court of Yorkshire, at Dewsbury.—*John Pollard*, Batley, near Dewsbury, Yorkshire, blanket weaver, Dec. 31 at 10, County Court of Yorkshire, at Dewsbury.—*Geo. Clark*, Winchfield, Hampshire, station agent to the London and South Western Railway Company, Dec. 20 at 10, County Court of Hampshire, at Basingstoke.—*George Wood*, Manchester, dry-salter, Dec. 17 at 1, County Court of Lancashire, at Manchester.—*Henry Robotham*, Staffordshire, carrier, Dec. 18 at 9, County Court of Staffordshire, at Stafford.—*Th. Tundley*, Leicester, book keeper, Dec. 23 at 12, County Court of Leicestershire, at Leicester.—*W. Hawley*, Rugely, Staffordshire, tallow chandler, Dec. 17 at 10, County Court of Staffordshire, at Rugeley.—*John Allen*, Rugeley, Staffordshire, assistant hair dresser, Dec. 17 at 10, County Court of Staffordshire, at Rugeley.—*John Honeyman*, Brockhurst, Alverstoke, Southampton, carpenter, Dec. 18 at 11, County Court of Southampton, at Winchester.—*James White*, Portsea, Southampton, carrier, Dec. 24 at 9, County Court of Hampshire, at Portsmouth.—*Wm. Burnett*, Gosport, Alverstoke, Southampton, carman, Dec. 24 at 9, County Court of Hampshire, at Portsmouth.—*Thos. Bailey*, Ipswich, baker, Dec. 29 at 10, County Court of Suffolk, at Ipswich.—*John Butcher*, Ipswich, Suffolk, hat manufacturer, Dec. 29 at 10, County Court of Suffolk, at Ipswich.—*Rev. Chas. Lee*, Yaxley Vicarage, Yaxley, near Stilton, Huntingdonshire, clerk, Dec. 16 at 4, County Court of Northamptonshire, at Peterborough.—*Seih Burge*, Limpley Stoke, Bradford, Wiltshire, baker, Dec. 13 at 1, County Court of Wiltshire, at Bradford.—*Israel Banton*, Little Bolton, Lancashire, shoe maker, Dec. 24 at 12, County Court of Lancashire, at Little Bolton.—*Joseph Ramsden*, Tankhouse, Little Bolton, Lancashire, twine manufacturer, Dec. 24 at 12, County Court of Lancashire, at Little Bolton.—*Aaron Snape*, Hazel-grove, near Stockport, Cheshire, blacksmith, Dec. 14 at 12, County Court of Cheshire, at Stockport.—*John Dickes*, Ticknall, Derbyshire, wheelwright, Dec. 21 at 10, County Court of Leicestershire, at Ashby-de-la-Zouch.—*Philip Holloway*, Christchurch, Hampshire, assistant to a builder, Dec. 24 at 9, County Court of Hampshire, at Portsmouth.—*George Hodgson*, Durham, fishmonger, Dec. 24 at 10, County Court-house of Durham, at Durham.—*Anthony Lavett*, Chesterfield, Derbyshire, clock maker, Dec. 22 at 11, County Court of Derbyshire, at Chesterfield.—*Charles Killmister*, Bath, Somersetshire, stage coachman, Dec. 18 at 1, County Court of Somersetshire, at Bath.—*Edward Stevens*, Wantage, Berkshire, machine maker, Dec. 31 at 11, County

Court of Berkshire, at Wantage.—*James Hackman*, Buckland, Portsea, Hampshire, feltmonger, Dec. 24 at 9, County Court of Hampshire, at Portsmouth.—*Samuel Blake*, Manchester, hair dresser, Dec. 17 at 1, County Court of Lancashire, at Manchester.—*Samuel Elsworth*, Manchester, corn dealer, Dec. 17 at 1, County Court of Lancashire, at Manchester.—*George Phillips*, Balsall, Hampton in Arden, Warwickshire, cattle dealer, Dec. 18 at 1, County Court of Warwickshire, at Solihull.—*Sam. Smith*, Ipswich, cheesemonger, Dec. 29 at 10, County Court of Suffolk, at Ipswich.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Dec. 17 at 10, before Mr. Commissioner LAW.

*Thos. Brindley*, Castle-st., City-road, Middlesex, pocket-book manufacturer.—*John S. Gardner*, Long-acre, Middlesex, proprietor of Gardner's Worm Museum.—*Robt. Need* the younger, Hawkins-st., Sidney-st., Mile-end, Middlesex, cab proprietor.—*Wm. Gordon*, Beresford-terrace, Walworth, Surrey, in no occupation.—*Thomas Stevens*, Bow-common-lane, Stebon-heath, Middlesex, out of business.—*George Wilson*, Pump-yard, Ratcliff-cross, Middlesex, licensed victualler.—*John H. Woodgate*, Cambridge-heath-road, Bethnal-green, Middlesex, dealer in sweetmeats.—*Thomas Whitney*, Little Queen-st., High Holborn, Middlesex, shopman to a patent medicine manufacturer.

Dec. 18 at 11, before Mr. Commissioner HARRIS.

*John Carter*, Romford, Essex, horse dealer.—*Henry Judd*, Blackfriars-road, Surrey, cabinet maker.— *Jas. Miller*, Canterbury-row, Kennington-road, Surrey, coachman to a gentleman.—*Thos. Brown*, Upper King-street, Bloomsbury, Middlesex, brass finisher.—*Benj. Ford*, Church-street, Deptford, Kent, potter.—*Benjamin Williams*, Ellerthorp-street, Poplar New-town, Middlesex, carpenter.—*Charles Bidae Roger*, Napier-terrace, Dalston-lane, Hackney, Middlesex, clerk.—*Robt. Jones*, Henry-street, Vauxhall, Surrey, solicitor's clerk.—*Joseph Peter Wall*, Hart-street, Mark-lane, London, boot and shoe maker.—*John Sam. Wooderson*, Upper Whitecross-street, Middlesex, grocer.

Dec. 20 at 10, before Mr. Commissioner PHILLIPS.

*Walter Wilson Cole*, Bishop's mews, Paddington, Middlesex, carpenter.—*James Laney*, Clandon-street, Watford, Surrey, beer-shop keeper.—*Ch. Chandler*, Flank-lane, Ebury-square, Middlesex, milkman.—*Francis Killick*, Hook, near Kingston, Surrey, out of employ.—*Maria Margaret Pley*, spinster, Stanhope-terrace, Hyde-park, Paddington, Middlesex, stationer.

Saturday, Dec. 4.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Jorden Chadwick* the elder, Great Cambridge-street, Hackney-road, Middlesex, Chelsea pensioner, No. 59,201 T.; *Arthur Walker*, assignee.—*John Scott*, Southwark-bridge-pier, Southwark-bridge-road, Surrey, wine merchant, No. 59,252 T.; *Samuel Jones*, assignee.—*John Whitlow*, Manchester, laceman, No. 68,529 C.; *John Edmundson*, assignee.—*Robt. Bullock*, Kexborough, near Barnsley, Yorkshire, machine maker, No. 68,546 C.; *Samuel Coward*, assignee.—*Anthony Boulton*, King's Stanley, Gloucestershire, cattle salesman, No. 68,633 C.; *Charles Smallbridge*, assignee.—*Wm. Shackleton*, Little Horton, near Bradford, Yorkshire, woollapler, No. 68,633 C.; *Edward Balman* and *Thomas Lockwood*, assignees.—*Thomas Daniel*, Swansea, Glamorganshire, contractor, No. 67,655 C.; *Samuel Bevan*, assignee.—*Ashdon Lee*, Northmoor, Royton-road, near Oldham, Lancashire, carter, No. 68,669 C.; *James Stanfield*, assignee.—*John Butterworth*, Batley, near Dewsbury, Yorkshire, woollen manufacturer, No. 68,700 C.; *Thomas Wilby* and *Samuel Smith*, assignees.—*A. Wood*, Brickbank, near Rochdale, Lancashire, maltster, No. 68,712 C.; *George Edwards*, assignee.

Wednesday, Dec. 1.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On Creditor's Petition).

*Edward Young*, Pleasant-place, Margate, Kent, out of business: in the Debtors Prison for London and Middlesex.—*Thomas Edgeller*, Newland-st., Colehill-street, Finsbury,

Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Osman* the younger, Waterloo-street, Camberwell, Surrey, out of business: in the Gaol of Surrey.—*R. Seaborn*, Denmark-street, Camberwell, Surrey, builder: in the Queen's Prison.—*Edward Rolfe*, Rockingham-road, Uxbridge, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Sarah Meacher*, Green-street, Grosvenor-sq., Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Thomas Walker*, York-road, Lambeth, Surrey, cab proprietor: in the Gaol of Surrey.—*John Walker*, Lambeth-square, New-cut, Lambeth, baker: in the Gaol of Surrey.—*Thomas Cox*, Peel-place, Notting-hill, Bayswater, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*James Venn*, Brewer-street, St. Pancras, Middlesex, clothes salesman: in the Debtors Prison for London and Middlesex.—*I. Gee*, Macclesfield, Cheshire, journeyman grocer: in Chester Castle.—*Richard Gill*, Sheriff Hutton, Yorkshire, farmer: in the Gaol of York.—*Nathan Jowett*, Idle, near Bradford, Yorkshire, out of business: in the Gaol of York.—*James Gledhill*, Greetland, near Halifax, Yorkshire, out of business: in the Gaol of York.—*Wm. Lamb*, Greetland, near Halifax, Yorkshire, out of business: in the Gaol of York.—*Thomas Ferris*, Tiverton, Devonshire, farmer: in the Gaol of St. Thomas the Apostle.—*William Cummings*, Barnstaple, Devonshire, draper: in the Gaol of St. Thomas the Apostle.—*David Candy*, Calverton, Nottingham, currier: in the Gaol of Radford Peverel.—*R. Eynon*, Dymock, Gloucestershire, bricklayer: in the Gaol of Gloucester.—*J. Francis Appinwall*, Hulme, Manchester, upholsterer: in the Gaol of Lancaster.—*Henry Smith*, Southsea, Portsea, Southampton, carpenter: in the Gaol of Winchester.—*Robert Williams*, Lantwit Major, Glamorganshire, out of business: in the Gaol of Cardiff.—*James Barrow*, Bordesley, Birmingham, Warwickshire, stone mason: in the Gaol of Coventry.—*Stewart Mills*, Oldham, retail dealer in ale: in the Gaol of Lancaster.—*George Marshall*, Basford, Nottinghamshire, baker: in the Gaol of Radford Peverel.—*William West*, Briton Ferry, Glamorganshire, publican: in the Gaol of Cardiff.—*C. Noble*, Newcastle-upon-Tyne, out of business: in the Gaol of Newcastle-upon-Tyne.

Saturday, Dec. 4.  
(On their own Petitions).

*Joseph Parker*, Berkeley-street West, Connaught-square, Edgeware-road, Middlesex, tailor: in the Debtors Prison for London and Middlesex.—*George Freeman*, Luton, Bedfordshire, and Fetter-lane, London, butcher: in the Debtors Prison for London and Middlesex.—*Oliver Byrne*, Grove-place, Brompton, Middlesex, mathematician: in the Queen's Prison.—*John Taylor Bryson*, Victoria-place, High-street, Hoxton Old-town, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Eliz. Munro Schmidt*, Tavistock-row, Covent-garden, Middlesex, widow, out of business: in the Debtors Prison for London and Middlesex.—*George Basan*, Nichols-square, Hackney-road, Middlesex, merchant: in the Debtors Prison for London and Middlesex.—*Hugh Davies*, Oxford-street, Mile-end, Middlesex, manager of the business of a general shopkeeper: in the Debtors Prison for London and Middlesex.

(On Creditor's Petition).

*Wm. Cobbett*, Normandy, Ash, Surrey, and Fleet-street, London, editor and publisher: in the Queen's Prison.

(On their own Petitions).

*Richard Jones*, Liverpool, joiner: in the Gaol of Liverpool.—*Benjamin Taylor* the younger, Boroughbridge, Yorkshire, out of business: in the Gaol of York.—*B. Hoakins*, Burton-upon-Trent, Staffordshire, writing clerk: in the Gaol of Stafford.—*John Baker* the younger, Bath, Somersetshire, attorney at law: in the Gaol of Wilton.—*Nicholas Rundle*, Padstow, Cornwall, butcher: in the Gaol of Bodmin.—*Robt. B. Tebbutt*, Sniellton, Nottinghamshire, tailor: in the Gaol of Radford Peverel.—*Wm. Kempster*, Birmingham, servant: in the Gaol of Coventry.—*Charles Carpenter*, Brighton, Sussex, tailor: in the Gaol of Lewes.—*John Barnes*, Beeston, Nottinghamshire, plumber: in the Gaol of Radford Peverel.—*J. Roper*, Manchester, baker: in the Gaol of Lancaster.—*Geo. Ward*, Midsmorton, Buckinghamshire, labourer: in the Gaol of Aylesbury.—*Edmund Isherwood*, Manchester, butcher: in the Gaol of Lancaster.—*Peter Worsley*, Manchester, dealer in ale: in the Gaol of Lancaster.—*Norman M'Leod*, Liverpool, merchant: in the Gaol of Lancaster.—*James Rostron*, Blackburn, licensed victualler: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street:—

Dec. 17 at 11, before Mr. Commissioner HARRIS.

*Henry Slim*, North-street, Sloane-street, Knightsbridge, Middlesex, pork butcher.—*Wm. Rawling Bainbridge*, Little Bell-alley, Moorgate-street, London, foreman to a boot maker.—*John Stone*, Windmill-street, Finsbury-square, Middlesex, cheesemonger.—*Alex. Bernard Barnard*, Brown's-buildings, St. Mary-axe, London, shopman to a jeweller.

Dec. 17 at 10, before Mr. Commissioner LAW.

*George Lawrence*, Caledonian-road, King's-cross, Middlesex, omnibus proprietor.—*Jean Pelle*, Wigmore-st., Cavendish-square, Middlesex, boot maker.

Dec. 17 at 10, before Mr. Commissioner PHILLIPS.

*Joseph Littleford*, High-street, Marylebone, Middlesex, coach maker.—*Charles Hiderston Croft*, Lawrence Pountney-lane, Cannon-st., London, surgeon.—*Henry Cohen*, Bell-lane, Spitalfields, Middlesex, general dealer.—*Edward Frank Chas. Mainwaring*, Dovey-cottages, Southgate-road, Kingland-rd., and Clifton-place, Middlesex, medical student.—*Wm. Samuel Rumball*, Long-acre, Middlesex, coach maker.

Dec. 20 at 10, before Mr. Commissioner LAW.

*George Jones*, Love Edward's-lane, Deptford, Kent, surgeon.—*Edward Grimstone*, Old Cavendish-street, Cavendish-square, Middlesex, artist.—*James Gwavas Beckerley*, Lady Lake's-grove, Mile-end-road, Stepney, Middlesex, dealer in mining shares.—*Joseph Royal*, Bridge-place, Bridge-street, Greenwich, Kent, lighterman.

Dec. 20 at 10, before Mr. Commissioner PHILLIPS.

*Charles Hickey*, Gravel-lane, Blackfriars-road, Surrey, out of employ.—*Thomas Parkin*, Southampton-street, Pentonville, Middlesex, coal merchant.

Dec. 21 at 10, before the CHIEF COMMISSIONER.

*Thomas William Knight*, Goswell-road, and Whiskin-st., Clerkenwell, Middlesex, assistant to a portrait engraver.—*B. Whitehorn*, Charlotte-terrace, Barnsbury-rd., Islington, Middlesex, jobbing jeweller.—*Thomas Bishop*, North Wharf-road, Paddington, Middlesex, corn chandler.—*Chas. J. Whittaker* the elder, Houndsditch, London, coffee-shop keeper.—*Saml. Goujon*, Luton, Bedfordshire, straw plait bleacher.

Dec. 21 at 10, before Mr. Commissioner PHILLIPS.

*John Pare* the younger, Shepherd's-bush-market, Notting-hill, Middlesex, commercial traveller.—*Wm. Moreaby*, South-square, Gray's-inn, Middlesex, attorney at law.—*Thos. Earl*, Euston-place, Upper Holloway, Middlesex, hair dresser.—*Thomas Knight*, South Molton-street, Oxford-street, Middlesex, meat salesman.

At the County Court of Berkshire, at READING, Dec. 16 at 10.

*Robert Amey Ayres*, East Islesy, in no trade.—*The Rev. Wm. Fletcher*, Harwell, near Abingdon, clerk.

At the County Court of Cambridgeshire, at CAMBRIDGE, Dec. 23 at 10.

*William Gravestocks*, Great Eversden, sawyer.—*I. Haggis*, Cambridge, licensed victualler.—*Thomas Millington*, Balsham, labourer.

At the County Court of Norfolk, at the Shire Hall, at NORWICH, Dec. 18 at 10.

*Thomas Ketteringham*, Marham, flour seller.

At the County Court of Staffordshire, at STAFFORD, Dec. 18 at 9.

*Richard Daniel*, Fenton, china manufacturer.

At the County Court of Glamorganshire, at CARDIFF, Dec. 20.

*William West*, Briton Ferry, publican.—*Robert Williams*, Lantwit Major, out of business.

At the County Court of Oxfordshire, at OXFORD, Dec. 20.

*John Wilkins* the younger, Ensham, in no business.  
At the County Court of Lancashire, at LIVERPOOL, Dec. 20 at 10.

*Richard Spencer*, Liverpool, grocer.

At the County Court of Northumberland, at NEWCASTLE, Dec. 22.

*Christopher Noble*, Newcastle-upon-Tyne, ship and insurance broker.

At the County Court of Cambridgeshire, at CAMBRIDGE, Dec. 23 at 10.

*Wm. Silk*, Cambridge, farmer.

At the County Court of Nottinghamshire, at NOTTINGHAM, Dec. 24.

*John Dodsley*, Nottingham, assistant at a brewery.—*Geo.*

*Lovatt*, Nottingham, stonemason.—*Michael Fisher*, Nottingham, out of business.—*Hugh Watson*, Nottingham, gardener.—*David Candy*, Calverton, grocer.—*George Marshall*, Basford, baker.

**INSOLVENT DEBTOR'S DIVIDEND.**

*Elizabeth Bradbury*, Weakey, near Dobcross, Saddleworth, Yorkshire, shopkeeper, Dec. 6, at Kidd's, Holmfirth: 2s. 3½d. in the pound.

**FRIDAY, DEC. 10.**

**BANKRUPTS.**

**GRAVESEND and MILTON CEMETERY COMPANY**, Dec. 16 at half-past 2, and Jan. 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, 14, Old Jewry-chambers, London.—Fiat dated Nov. 30.

**JULIUS JOHANNING**, Newman-street, Oxford-st., Middlesex, commission agent, dealer and chapman, Dec. 16 at half-past 2, and Jan. 19 at half-past 12, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Dec. 7.

**THOMAS BURNELL and WILLIAM SHELFORD FITZWILLIAM**, King William-street, London, merchants, commission agents, dealers and chapmen, (trading under the firm of Thomas Burnell & Co.), Dec. 17 at 11, and Jan. 20 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, Old Jewry-chambers.—Fiat dated Dec. 7.

**GEORGE CLARKE**, Dunstable, Bedfordshire, common brewer, dealer and chapman, Dec. 21 and Jan. 21 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Lewis, Clement's-lane, City.—Fiat dated Dec. 4.

**WILLIAM TILEY**, Reading, Berkshire, common brewer, Dec. 21 at 2, and Jan. 21 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Weedon & Slocombe, Reading, Berkshire; Hill & Heald, 23, Throgmorton-st., London.—Fiat dated Dec. 8.

**PETER CLAUSSEN**, Newman-street, Oxford-st., Middlesex, manufacturer, dealer and chapman, Dec. 20 at half-past 12, and Jan. 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lawrance & Co., Old Jewry-chambers.—Fiat dated Dec. 7.

**JOHN TANNER**, Minories, London, carpenter, cabinet maker, dealer and chapman, Dec. 17 at 11, and Jan. 25 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Buchanan, Basinghall-street, London.—Fiat dated Dec. 4.

**JAMES WILLIAM GORDON**, Cullum-street, Fenchurch-street, London, and Church-row, Limehouse, Middlesex, wine merchant, dealer and chapman, Dec. 17 at half-past 12, and Jan. 31 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Brown, Finsbury-place.—Fiat dated Dec. 7.

**ROBERT BROWN**, Bolt-court, Fleet-street, London, victualler, dealer and chapman, Dec. 18 at half-past 1, and Jan. 22 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Jenkinson & Co., 29, Lombard-street.—Fiat dated Dec. 7.

**THOMAS THOMPSON CATTLEY**, Cousin-lane, Upper Thames-street, London, and Vimiera, Wandsworth-road, Surrey, colour merchant, Dec. 18 at 2, and Jan. 22 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. J. & C. Robinson, 7, Queen-street-place, Upper Thames-street.—Fiat dated Dec. 7.

**WILLIAM RANKINE**, Gresham-st., London, boot maker, Dec. 23 at 1, and Jan. 21 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Goddard, 28, King-street, Cheapside.—Fiat dated Dec. 7.

**GEORGE WINDLE**, Judd-street, Brunswick-square, Middlesex, haberdasher, hosiery, dealer and chapman, Dec. 23 at 1, and Jan. 21 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Lawrance & Plews, Old Jewry-chambers, London.—Fiat dated Dec. 7.

**HENRY GARTHWAITE**, Hopton, Mirfield, Yorkshire, manufacturer of fancy goods, (lately carrying on business in copartnership with James Warburton, at Hopton, as manufacturers of fancy goods, under the style or firm of Henry Garthwaite & Co.), dealer and chapman, Dec. 23 and Jan. 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Hird, Huddersfield; Sanderson, Leeds; Clarke, Chancery-lane, London.—Fiat dated Dec. 1.

**SAMUEL CARR**, Newcastle-court, Strand, Middlesex, and Little Pultney-street, Soho, Middlesex, licensed victualler, Dec. 23 at 12, and Jan. 21 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Atkinson, 27, Carey-st., Lincoln's-inn.—Fiat dated Dec. 7.

**THOMAS TURNER**, Northampton, boot and shoe manufacturer, dealer and chapman, Dec. 21 at half-past 2, and Jan. 21 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Wright & Bonner, 15, London-street, Fenchurch-street.—Fiat dated Nov. 25.

**JAMES TERRATT**, Salisbury-lane, Bermondsey, Surrey, victualler, Dec. 23 at 2, and Jan. 21 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Yonge & Hancock, 20, Tokenhouse-yard, Lothbury.—Fiat dated Nov. 30.

**BRADNOCK DAVIES**, Birmingham, druggist and grocer, dealer and chapman, Dec. 21 at 10, and Jan. 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Spencer & Rollings, Birmingham.—Fiat dated Dec. 4.

**GEORGE STEDMAN**, Forebridge, Castle Church, Staffordshire, carrier, Dec. 21 and Jan. 18 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sol. Bowen, Stafford.—Fiat dated Dec. 2.

**JAMES ROBINSON**, Huddersfield, Yorkshire, merchant, dealer and chapman, Dec. 21 and Jan. 15 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Cronhelm, Leeds; Wiglesworth & Co., 5, Gray's-inn, London.—Fiat dated Dec. 4.

**GEORGE BRADFORD**, Bridport, Dorsetshire, baker and confectioner, Dec. 21 and Jan. 12 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Nicholetta, Bridport; Brace, 24, Surrey-street, Strand, London.—Fiat dated Nov. 25.

**EDWARD ROSSITER the younger**, Torquay, Devonshire, builder and innkeeper, Dec. 21 and Jan. 12 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Kingdon, Exeter; Raven, 2, King's Bench-walk, Temple, London.—Fiat dated Nov. 27.

**THOMAS WILLIAM CROWHURST**, Clifton, Bristol, grocer, dealer and chapman, Dec. 23 and Jan. 21 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sol. Bridges, Bristol.—Fiat dated Dec. 2.

**WILLIAM WADMAN**, Bristol, brass founder, gas fitter, dealer and chapman, Dec. 23 and Jan. 20 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Castle & Henderson, Bristol; Surr & Gribble, Lombard-street, London.—Fiat dated Dec. 4.

**JOHN BIRCH**, Liverpool, grocer, dealer and chapman, Dec. 24 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Toulmin, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated Dec. 4.

**THOMAS REDPETH**, Leeds, Yorkshire, auctioneer, dealer and chapman, Dec. 23 and Jan. 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Hick, Leeds; Jones & Co., John-street, Bedford-row, London.—Fiat dated Dec. 7.

**JAMES RAMSDEN**, Halifax, Yorkshire, woollen draper and stock manufacturer, dealer and chapman, Dec. 21 and Jan. 11 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Macaulay, Halifax; Courtenay, Leeds; Jaques & Edwards, Ely-place, London.—Fiat dated Dec. 7.

**GEORGE FOX**, Charlestown, near Glossop, Derbyshire, paper manufacturer, dealer and chapman, Dec. 22 and Jan. 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Leming, Manchester; Hall & Co., 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Dec. 7.

**FRANCIS SMITH**, Manchester, innkeeper, dealer and chapman, Dec. 24 and Jan. 13 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Rowley & Taylor, Manchester; W. & H. P. Sharp, 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Dec. 4.

**FRANCIS BEESTON**, Stockport, Cheshire, carpenter and builder, Dec. 24 and Jan. 13 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Stringer, Stockport; Bower & Son, 46, Chancery-lane, London.—Fiat dated Dec. 2.

**MEETINGS.**

*Hes. Knight*, Reading, Berkshire, brewer, Dec. 21 at half-past 1, Court of Bankruptcy, London, last ex.—*John Hills*, Billericay, Essex, auctioneer, Dec. 21 at 11, Court of Bankruptcy, London, last ex.—*Roger Dewhurst and Egan Greg*

son, Blackburn, Lancashire, timber merchants, Dec. 21 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Struckett*, Wye, Kent, grocer, Dec. 22 at 11, Court of Bankruptcy, London, and ac.—*Fred. Hile* and *W. C. Monkhonse*, Montague-close, Southwark, Surrey, wharfingers, Jan. 6 at half-past 2, Court of Bankruptcy, London, and ac.—*Wm. H. Ford*, Burford, Oxfordshire, innkeeper, Jan. 5 at half-past 12, Court of Bankruptcy, London, and ac.—*C. Fletcher*, Regent-st., Middlesex, watch maker, Jan. 5 at 1, Court of Bankruptcy, London, and ac.—*D. Mackintosh*, Russell-st., Bermondsey, Surrey, tanner, Jan. 6 at 11, Court of Bankruptcy, London, and ac.—*Jas. Johnson*, Langley-pl., Commercial-road East, Middlesex, leather seller, Jan. 5 at 12, Court of Bankruptcy, London, and ac.—*Charles S. Coe*, Oxford-st., Middlesex, shoemaker, Jan. 6 at 12, Court of Bankruptcy, London, and ac.—*Sam. Stocks* and *M. L. Tat*, Manchester and Heaton Mersey, Lancashire, bleachers, Jan. 6 at 12, District Court of Bankruptcy, Manchester, and ac.; Jan. 7 at 12, div.—*Geo. C. Nicholls*, Upton, Cheshire, commission merchant, Dec. 31 at 12, District Court of Bankruptcy, Liverpool, and ac.; Jan. 3 at 12, div.—*John Judd*, Brynmawr, Breconshire, shopkeeper, Jan. 4 at 12, District Court of Bankruptcy, Bristol, div.—*Francis Richardson*, Ormskirk, Lancashire, tailor, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, div.—*John Lester*, Pea' y' Gelle-ledge, near Wrexham, Denbighshire, farmer, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, div.—*Theo. Perry*, Kirkdale, near Liverpool, builder, Jan. 3 at 11, District Court of Bankruptcy, Liverpool, div.—*Jas. H. Southam* and *Geo. Southam*, Ashton-under-Lyne, Lancashire, cotton spinners, Dec. 31 at 12, District Court of Bankruptcy, Manchester, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Robt. May*, Shoumers-pl., Peckham, Surrey, stock broker, Jan. 5 at half-past 1, Court of Bankruptcy, London.—*Henry Oren*, Fleet-st., London, and Argyle-st., Middlesex, common carrier, Jan. 5 at half-past 1, Court of Bankruptcy, London.—*Adam Jessop*, Dewsbury, Yorkshire, auctioneer, Jan. 1 at 11, District Court of Bankruptcy, Leeds.—*Thos. Ridehough* and *John Ridehough*, Mytholm Royd, Halifax, Yorkshire, worsted spinners, Jan. 4 at 11, District Court of Bankruptcy, Leeds.—*Thos. Bewley*, Moulsham, Chelmsford, Essex, iron manufacturer, Jan. 1 at half-past 1, Court of Bankruptcy, London.—*Jas. Waddell*, Liverpool, wine merchant, Jan. 3 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Bushell* and *Geo. Bushell*, Bristol, masons, Dec. 31 at 11, District Court of Bankruptcy, Bristol.—*Jos. Carter* and *Jas. Baines*, Liverpool, merchants, Dec. 31, District Court of Bankruptcy, Liverpool.—*Wm. H. Gratvia*, Nuneaton, Warwickshire, silk manufacturer, Jan. 15 at 11, District Court of Bankruptcy, Birmingham.—*Wm. Hen. Hill*, Walsall, Staffordshire, merchants.—Jan. 15 at 11, District Court of Bankruptcy, Birmingham.—*John Ross*, Ilkeston, Derbyshire, hosier, Jan. 7 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Moore*, Tipton, Staffordshire, grocer, Jan. 11 at 11, District Court of Bankruptcy, Birmingham.—*John Lenton*, Bourn, Lincolnshire, butcher, Jan. 7 at 11, District Court of Bankruptcy, Nottingham.—*Thomas Smith*, Swinehead, Leicestershire, cattle salesman, Jan. 7 at 11, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Dec. 31.

*John Laxton*, Cheshunt, Hertfordshire, linen draper.—*Jas. Sperring*, Chippenham, Wiltshire, innkeeper.—*Rich. Hayday*, Milk-street, Cheapside, London, silk warehouseman.—*Robert Gisburne*, Newcastle-upon-Tyne, bookseller.

## PARTNERSHIPS DISSOLVED.

*Jas. Hen. Clayton* and *John Hen. Square*, 3, Hare-court, Inner Temple, London, attorneys and solicitors.—*Jos. Thos. Millard* and *Edward Margetts*, Tokenhouse-yard, London, attorneys at law and solicitors.

## SCOTCH SEQUESTRATIONS.

*M. Culloch & Macalpine*, Glasgow, distillers.—*J. Martin*, Edinburgh, draper.—*John Sinclair*, Inverhagarhie, near Tyn-drum, Perthshire, farmer.—*J. B. Cuthbertson*, Glasgow, hat manufacturers.—*M. & W. Paul*, Glasgow, wrights.—*J. A. Mathieson*, Glasgow, grain merchant.

## DECLARATION OF INSOLVENCY.

*John Quilter*, John-st., Roupell-st., Lambeth, Surrey, in no business, Dec. 18 at 11, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Geo. E. East*, Oldswinford, Staffordshire, clerk to a glass manufacturer, Dec. 21 at 10, County Court of Worcestershire, at Stourbridge.—*Wm. Noake*, Stratton St. Margaret's, Wiltshire, innkeeper, Dec. 24 at 1, County Court of Wiltshire, at Swindon.—*John Hill*, Breewood, Staffordshire, plumber, Dec. 20 at 9, County Court of Staffordshire, at Wolverhampton.—*Rich. Kay*, Ashton-under-Lyne, licensed victualler, Dec. 16 at 2, County Court of Lancashire, at Ashton-under-Lyne.—*John Chadwick*, Little Horton, near Bradford, Yorkshire, joiner, Dec. 21 at 11, County Court of Yorkshire, at Bradford.—*Wm. Hamblin*, Great Sheffield, Berkshire, corn dealer, Dec. 18 at 11, County Court of Berkshire, at Hungerford.—*Wm. Beddeley* the younger, Newcastle-under-Lyme, Staffordshire, out of employment, Dec. 21 at 10, County Court of Staffordshire, at Newcastle-under-Lyme.—*Eliza Howarth*, Little Bolton, Lancashire, out of business, Dec. 24 at 12, County Court of Lancashire, at Bolton.—*J. Morgan*, Brighton, eating-house keeper, Dec. 24 at 2, County Court of Sussex, at Brighton.—*W. Garrington*, Darlaston, Staffordshire, currycomb maker, Dec. 22 at 9, County Court of Staffordshire, at Walsall.—*John Moreton*, Timkerselough, Stoke-upon-Trent, Staffordshire, blacksmith, Dec. 22 at 9, County Court of Staffordshire, at Hanley.—*Jos. King*, Homersfield, near Bangay, Suffolk, general shopkeeper, Dec. 21 at 2, County Court of Norfolk, at Harleston.—*Thos. Goodwin*, Fenton, Stoke-upon-Trent, Staffordshire, out of business, Dec. 22 at 9, County Court of Staffordshire, at Hanley.—*Rich. Nelson*, Chorley, Lancashire, tailor, Dec. 31 at 9, County Court of Lancashire, at Chorley.—*Geo. Brereton*, Hanley, Staffordshire, bricklayer, Dec. 22 at 9, County Court of Staffordshire, at Hanley.—*Jas. Holdcroft*, Bucknall, Stoke-upon-Trent, Staffordshire, boot maker, Dec. 22 at 9, County Court of Staffordshire, at Hanley.—*Ann Williams*, Bradford, Yorkshire, milliner, Dec. 21 at 11, County Court of Yorkshire, at Bradford.—*James Exton*, St. Martin, Hereford, builder, Jan. 13 at 10, County Court of Herefordshire, at Hereford.—*J. Brown*, Whitstable, near Canterbury, mariner, Dec. 20 at 12, County Court of Kent, at Canterbury.—*John Jakeman*, Beckley, Oxfordshire, machine maker, Dec. 22 at 11, County Court of Oxfordshire, at Woodstock.—*Cornelius Hudson*, Oldham, Lancashire, salesman, Dec. 24 at 10, County Court of Lancashire, at Oldham.—*John Friend*, Sandwich, Kent, cordwainer, Dec. 16 at 11, County Court of Kent, at Deal.—*Rob. Richardson*, Walsall, Staffordshire, Dec. 22 at 9, County Court of Staffordshire, at Walsall.—*Robert Francis Apperson*, Walsall, Staffordshire, brass founder, Dec. 22 at 9, County Court of Staffordshire, at Walsall.—*John Bliby*, Derby, clock maker, Dec. 24 at 11, County Court of Derbyshire, at Derby.—*W. Jones*, Gilwern, Llanelly, Brecknockshire, builder, Dec. 24 at 10, County Court of Brecknockshire, at Crickhowell.—*David Davies*, Penyffordd, St. Michael, Cwnder, Brecknockshire, licensed victualler, Dec. 24 at 10, County Court of Brecknockshire, at Crickhowell.

Wednesday, Dec. 8.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—  
(On their own Petitions).

*James Williams*, Grosvenor-row, Pimlico, Middlesex, out of business : in the Debtors Prison for London and Middlesex.—*James Townsend*, Gloucester-street, Park-street, Camden-town, Middlesex, writing clerk : in the Debtors Prison for London and Middlesex.—*Benj. Randall*, Crown-street, Westminster, Middlesex, assistant to a baker : in the Debtors Prison for London and Middlesex.—*John Lee Fisk*, Hastings-street, Burton-crescent, Middlesex, cheesemonger : in the Debtors Prison for London and Middlesex.—*William Hall*, Lambeth-walk, Lambeth, Surrey, baker : in the Gaol of Surrey.—*Joseph Symes*, Middle Queen's-buildings, Knights-bridge, Middlesex, poultryman : in the Queen's Prison.—*G. Bartlett*, South-row, New-road, St. Pancras, Middlesex, cement ornament manufacturer : in the Queen's Prison.—*Thos. Sawl. Toller*, St. Ann's-place, St. Ann's-road, North Brixton, Surrey, clerk to the Mines Royal Copper Company : in the Debtors Prison for London and Middlesex.—*John Fitch*, Charles-street, Hackney-road, Middlesex, wholesale stationer : in the Debtors Prison for London and Middlesex.—*J. Terr*, Torquay, Devonshire, baker : in the Gaol of St. Thomas the Apostle.—*W. J. Wharton*, Everton, Liverpool, licensed vic-



tualler: in the Gaol of Lancaster.—*B. Knibb*, Manchester, warehouseman: in the Gaol of Lancaster.—*W. Butterworth*, Manchester, licensed victualler: in the Gaol of Lancaster.—*Joseph Buckley*, Lee's-brook, near Oldham, Lancashire, labourer: in the Gaol of Lancaster Castle.—*William Thomas*, Carmarthen, clerk in the South Wales Railway Company's Offices: in the Gaol of Carmarthen.—*J. Warburton*, Hulme, Manchester, beer-shop keeper: in the Gaol of Lancaster.—*Wm. Gough*, Eccleston, near St. Helen's, Lancashire, glass bottle manufacturer: in the Gaol of Lancaster.—*J. Osburn*, Pendleton, Salford, Lancashire, shoemaker: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before a Judge of the County Courts, to be examined and dealt with according to the Statute:—

At the County Court of Devonshire, at EXETER, Dec. 31 at 9. *William Cummings*, Barnstaple, draper.—*Thomas Ferris*, Tiverton, out of business.

At the County Court of Lancashire, at LANCASTER, Dec. 27 at 10.

*Levi Fidler*, Manchester, out of business.—*Stewart Mills*, Oldham, retail dealer in ale.—*Wm. Horabin*, Manchester, beer-house keeper.—*James Emery*, Manchester, grocer.—*C. Parkin*, Manchester, cutler.—*John Bradbury*, Manchester, beer seller.—*Joseph Buckley*, Lee's-brook, near Oldham, labourer.—*John Warburton*, Hulme, Manchester, out of business.—*Richard Moyle*, Manchester, provision dealer.—*Hugh Wilson*, Manchester, grocer.—*James Brown*, Hulme, out of business.—*Wm. Butterworth*, Manchester, licensed victualler.—*Edward Williams*, Manchester, commission agent.—*James Dalton*, Salford, joiner.—*John Roper*, Hulme, Manchester, baker.—*Peter Worsley*, Manchester, retail dealer in ale.—*Nathan Birkbeck*, Hulme, Manchester out of business.—*W. J. Wharton*, Everton, Liverpool, out of business.—*James Rostrom*, Blackburn, out of business.

MEETINGS.

*Aaron Wood*, Brick-bank, near Rochdale, Lancashire, out of business, Dec. 27 at 12, Edwards's, Halifax, sp. aff.—*A. Brunskill*, Foulridge, Lancashire, innkeeper, Dec. 27 at 11, Hardacre & Holmes's, Colne, sp. aff.

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# The Jurist

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DECEMBER 18, 1847.

PRICE 1s.

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LONDON, DECEMBER 18, 1847.

THERE is no question in the course of Chancery practice on which there is more continual difficulty experienced, than on that of reading affidavits in support of a motion for an injunction or receiver, &c., where the answer has come in. The difficulty is caused by this, that such questions arise in cases of two distinct classes, to each of which a particular principle is applicable; while the judges, in deciding the cases, have not unfrequently used language so general as to lay the foundation for future argument, that they were applying generally the rule which, in fact, we apprehend they intended to confine to the particular class of case before them. We will endeavour, in this paper, to state as accurately as we can, what we conceive to be the general rules established by the authorities, and the exceptions to them, observing, at the same time, that it would be of great advantage to the Profession if, on this subject, some general orders were framed, so that men might know, with tolerable certainty, when they may and when they may not read affidavits on motion.

There are two general rules on this subject: the first rule is, that, in respect of all matters directly or indirectly going to the question of the plaintiff's title, he must found his title, on motion, upon the answer itself. No affidavits can be read after answer at all, either to contradict the answer, or to prove matters ignored by the answer, or otherwise. This rule applies not merely to motions for an injunction either special or to restrain proceedings at law, but to motions for a receiver, or for production of documents, and, we believe we may say, generally to any application by motion after answer.

To it there are, we believe, only two exceptions. The first is, that where the bill states documents, and the answer neither admits nor denies them, affidavits

may be read to verify those documents. (*Barrett v Tuckell*, Jac. 167; *Edwards v. Jones*, 1 Phill. 501). But the exception does not go one step further than the verification of documents, and does not admit of affidavits to prove facts alleged by the bill, neither admitted nor denied by the answer. This was finally settled by the case of *Edwards v. Jones*, in which the authorities having brought under review, the Lord Chancellor thus expressed himself:—"Where the question at issue is not the existence of a document, but a fact, I think that an affidavit cannot be admitted to prove it, an interlocutory application like the present, (a motion to produce documents), though the answer neither admits nor denies it. There is an apparent discrepancy between the authorities on the subject; but I think that is the fair result of them." It must be remembered, however, that the facts here alluded to are facts connected with the question of title; and that, on this subject, when the word "title" is used, it is used in the strict sense of the plaintiff's title to the subject-matter of the suit, not in the more loose sense of his title to relief. It must be recollected also, that, with regard to affidavits going to matter of title, it is immaterial whether they were filed before or after the answer. They cannot be read at all, except in the excepted cases above noticed.

The second exception to this first general rule, if, indeed, it can be called strictly an exception, at present rests on the authority of only one decided case, *Gibson v. Nicol*, (6 Beav. 422). In that case, the plaintiff being ready to move, (for a receiver and injunction), the motion stood over, at the request of the defendant, to enable him to put in his answer, and in that state of circumstances, affidavits in respect of title filed after the answer, were allowed to be read against it. The case is very shortly reported, and all that is stated as judgment is, that, under the circumstances, the Court

thought the answer must be treated as an affidavit. It would seem probable that the ground of the decision was, that there was an implied undertaking on the part of the defendant to allow his answer to be treated as an affidavit, as it could not be supposed that the plaintiff, being in a position to move upon affidavits, would agree to postpone his motion, if the consequence were to be not merely delay, but placing himself at the mercy of the defendant's allegations, without the power of contradicting them. If this be the principle of *Gibson v. Nicol*, it is scarcely an exception to the general rule; it is rather an authority for reading affidavits against the answer on matters of title, where the conduct of the parties amounts to an implied contract that the rule shall not be insisted upon by the defendant.

The second general rule is, that where the object of the motion is to prevent acts in the nature of destruction or waste, or exclusion, or, to speak generally, acts injurious to the property to which the plaintiff's title is admitted, affidavits may be read against the answer, to establish the fact of destruction or waste or other injury. In the application of this rule, there is some discrepancy between the authorities, on the question, how far affidavits filed *after* the coming in of the answer can be read against it. In some cases, a distinction has apparently been made (in respect to injunctions at least) between a motion for an injunction made after answer, and a motion made by the defendant after answer, to dissolve an injunction obtained before. In the former case, it has been held, that affidavits filed after the answer could not be read against it. (*Smyth v. Smyth*, 1 Swans. 252). In the latter, that they may. The true principle seems, however, to be, that, if the plaintiff files no affidavits in support of his bill before the answer, he must take his right to relief in reference to acts of waste, as well as his title, strictly so called, from the answer. But if he throws out evidence for the defendant before answer, and so gives him an opportunity of rebutting it, then he may in his turn rebut the allegations of the answer by further evidence. (*Smyth v. Smyth*, supra, and *Mansor v. Tenner*, 2 Hare, 600. In the latter case, Wigram, V. C., stated the rule thus: "With regard to acts of waste and analogous cases, as mismanagement and exclusion, if affidavits are filed before the answer, the Court will not only read them against the answer, but also the affidavits filed after the answer, whether the injunction was obtained or not. All the cases decide that affidavits filed after an answer cannot be read against the answer, if affidavits have not been filed before, in support of a motion of which notice was given *after* the answer." In that case his Honor added somewhat to the rule, by rejecting the affidavits filed after the answer, no affidavits, strictly so called, having been filed before, but the notice of motion having been given *before* answer. However, the plaintiff had, with his notice of motion, given a notice that he should read an answer put in by himself in another suit, as an affidavit, so that in a sense an affidavit was filed. The case is *sui generis*, and the particular decision therefore scarcely a general authority. But the principle of the admissibility or non-admissibility, on a motion, of affidavits filed after answer is distinctly stated, so as to afford a clear guide,

if, as we apprehend to be the case, it is borne out by the authorities.

We believe the above to be an accurate statement of the doctrine regarding the admissibility of affidavits in support of a motion made after answer. On what principle of common sense the distinctions are founded, it would be exceedingly difficult to pronounce. Why an answer should be believed, so as to shut out all evidence on a matter of title, more than on a matter of waste or exclusion, it is difficult to understand. The only real question in all cases is, whether the plaintiff states a true case; and the rule that permits him to bring affidavits to contradict the answer on the question whether the defendant has cut trees, and shuts him out from bringing affidavits to prove that Howell Powell was alive at a particular time, (*Edwards v. Jones*, cited supra), is a purely arbitrary, and, we humbly submit, a purely senseless rule. The best rule for the transaction of business would be, to treat the answer, in all cases of interlocutory applications, as an affidavit, so as to admit affidavits against it on all points; and to throw over all the fine and useless distinctions about whether the affidavits were filed before or after the answer. All that the Court wants on an interlocutory application, on which it never pronounces a final order, is to know what is the truth, upon such evidence as can then be produced. There is nothing in an answer in itself more conclusive than in an affidavit; and we trust some day to see a general order abolishing all the technical rules and distinctions that at present harass the plaintiff, and embarrass both parties, in respect of motions made after answer.

#### GENTLEMEN CALLED TO THE BAR

The following Gentlemen have been admitted to the degree of Barrister at Law in Michaelmas Term:—

LINCOLNS INN, Nov. 18th.—Henry Hill Strettell, Esq.; John Stuart, jun., Esq.; Richard Garth, Esq.; Horace Mann, Esq.; James Bowyer, Esq.; John Fearenside, jun., Esq.; Charles Frederick Walker, Esq. Nov. 22nd.—Andrew Alexander Knox, Esq.; William Henry Townsend, Esq.; William Henry Fitz Hugh, Esq.; George Augustus Alston, Esq.; William Wynne, Ffoulkes, Esq.; Nassau John, sen., Esq.

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GRAY'S INN, Nov. 24.—John Stimpson Collett, Esq.; Walter Charles Urquhart, Esq.; William Stoute, Esq.; Thomas Sands Chapman, Esq.

## London Gazette.

TUESDAY, DECEMBER 14.

## BANKRUPTS.

**JOSEPH WILLIAMS**, Westminster-bridge-road, Surrey, licensed victualler, dealer and chapman, Dec. 23 and Jan. 25 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Warrant, Skinner-street.—Fiat dated Dec. 7.

**THOMAS BURTON**, Commercial-road, Lambeth, Surrey, builder, Dec. 23 and Jan. 25 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Lloyd, Milk-st., Cheapside.—Fiat dated Dec. 8.

**JAMES WADE**, Lisson-grove, Middlesex, draper, dealer and chapman, Dec. 21 at 2, and Jan. 25 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Hardwick & Davidson, Weavers'-hall, Basinghall-street.—Fiat dated Dec. 8.

**EDWARD ROSE**, Deanshanger, Northamptonshire, licensed victualler, Dec. 22 at 11, and Jan. 29 at 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Pittendreich & Stevenson, 14, South-square, Gray's-inn.—Fiat dated Dec. 13.

**WILLIAM SILCOCK** the younger, Crawley-st., Oakley-square, St. Pancras, Middlesex, victualler, dealer and chapman, Dec. 22 at half-past 1, and Jan. 29 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sols. Scadding & Son, 3, Gordon-st., St. Pancras.—Fiat dated Dec. 9.

**GEORGE CLARKE**, Isham-mills and Burton-mills, Burton Latimer, Northamptonshire, carpet manufacturer and worsted spinner, Dec. 23 at half-past 2, and Jan. 25 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Watson & Broughton, 5, Falcon-square, Aldersgate-st.—Fiat dated Dec. 4.

**EDWARD CALLOW** and **MARK TEVERSHAM** the younger, Cornhill and Finch-lane, London, stock and share brokers, dealers and chapmen, Dec. 27 at 1, and Jan. 31 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Lewis & Lewis, Ely-place.—Fiat dated Nov. 30.

**RICHARD CHAPLIN**, Weatherfield, Essex, straw plait dealer and chapman, Dec. 21 at 1, and Jan. 27 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Sewell, Halstead; Brown, Finsbury-place.—Fiat dated Dec. 9.

**DANIEL TAYLOR PERROTT**, Bristol, grocer, dealer and chapman, Dec. 31 and Feb. 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Perkins, Bristol; Brittan & Son, Bristol.—Fiat dated Dec. 8.

**JOSEPH STELFOX**, Manchester, commission agent and share broker, Dec. 24 and Jan. 14 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Simpson, Manchester; Vincent, 9, King's-bench-walk, Inner Temple, London.—Fiat dated Dec. 9.

**WILLIAM JABEZ DAVIES**, Manchester and Eccles, Lancashire, plumber and glazier, and dealer in glass, Dec. 24 and Jan. 14 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Aspinall, Manchester; Hall & Co., 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Dec. 7.

**LANCELOT HEPWORTH**, Manchester, shopkeeper, dealer and chapman, Dec. 29 and Jan. 24 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Leeming, Manchester; Hall & Co., 2, Verulam-buildings, Gray's-inn, London.—Fiat dated Dec. 6.

**GEORGE LUPTON**, St. Helen's, Lancashire, tailor and draper, Dec. 22 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Marsh, St. Helen's; Green, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 9.

**NATHANIEL BARNSDALL**, Nottingham, timber merchant, coal merchant, dealer and chapman, Dec. 24 and Jan. 21 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Wadsworth, Nottingham; Capes & Stuart, Gray's-inn, London.—Fiat dated Dec. 7.

**ELI SPOONER**, Hanley, Staffordshire, butcher, dealer and chapman, Dec. 23 and Jan. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Challinor, Hanley, Staffordshire; Smith, Birmingham.—Fiat dated Dec. 4.

**JOSEPH ALEXANDER CLARKE**, Stoke-upon-Trent, Staffordshire, china manufacturer, dealer and chapman, Dec. 28 and Jan. 18 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sol. Mason, Stoke-upon-Trent.—Fiat dated Dec. 7.

**JOHN BARRETT**, Horsforth, Guiseley, Yorkshire, tanner, dealer and chapman, Dec. 28 and Jan. 22 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hamer; Sols. Barret, Leeds; Singleton, Great James-street, London.—Fiat dated Dec. 9.

**WILLIAM SPINK**, Purston Jacklin, Featherstone, Yorkshire, butcher, Jan. 1 and 22 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hatton; Sols. W. & T. W. Clough, Pontefract; Lever, King's-road, Bedford-row, London.—Fiat dated Dec. 6.

## MEETINGS.

*Thomas Gillett*, Gutter-lane, Cheapside, London, warehouseman, Jan. 19 at 11, Court of Bankruptcy, London, last ex.—*David Edwin Colombine*, Regent-st., St. James, Westminster, money scrivener, Jan. 5 at 11, Court of Bankruptcy, London, last ex.—*Rob. Cogan*, Leicester-square, Middlesex, glass merchant, Jan. 8 at 1, Court of Bankruptcy, London, last ex.—*Samuel Stocks and Mortimer L. Tait*, Manchester, and Heaton Mersey, Lancashire, bleachers, Dec. 31 at 11, District Court of Bankruptcy, Manchester, last ex.—*John Hunt*, Manchester, merchant, Dec. 30 at 12, District Court of Bankruptcy, Manchester, last ex.—*James Guest*, Manchester, cotton spinner, Dec. 30 at 11, District Court of Bankruptcy, Manchester, last ex.—*Edward Palmer*, Brighton, Sussex, common brewer, Jan. 6 at 12, Court of Bankruptcy, London, aud. ac.—*George Maddison*, Swaffham, Norfolk, grocer, Jan. 6 at 12, Court of Bankruptcy, London, aud. ac.—*Charles Rogers*, Southsea, Hampshire, grocer, Jan. 6 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Hammer and John Hammer*, Whitechapel-road, Middlesex, coach makers, Jan. 6 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Edwin Charles Powell*, Hanover-place, Neckinger-road, Bermondsey, Surrey, baker, Jan. 6 at half-past 12, Court of Bankruptcy, London, aud. ac.—*Edward Ridley*, Leicester, linen draper, Jan. 6 at 1, Court of Bankruptcy, London, aud. ac.—*Rob. Powell*, Saph, Salisbury, Wiltshire, hatter, Jan. 6 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Diedrick Carsten H. Lomer*, London-st., London, merchant, Jan. 6 at half-past 1, Court of Bankruptcy, London, aud. ac.—*Charles Wm. Graham*, King's Arms-yard, Coleman-street, London, merchant, Jan. 8 at 1, Court of Bankruptcy, London, aud. ac. and div.—*Joseph Mabbott*, Gravesend, Kent, printer, Jan. 6 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Gabriel Gusterson*, Paradise-walk, Queen's-road West, Chelsea, Middlesex, builder, Jan. 5 at 11, Court of Bankruptcy, London, aud. ac.—*Robert Swan*, Winchmore-hill, Middlesex, dealer in cattle, Jan. 12 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Geo. John Galabin*, Bartholomew-close, London, printer, Jan. 13 at 11, Court of Bankruptcy, London, aud. ac.—*Edward John Allen and Frederick Wm. Allen*, Seymour-place, Bryanstone-square, Middlesex, riding masters, Jan. 13 at 2, Court of Bankruptcy, London, aud. ac.—*John Knight*, Waltham St. Laurence, Berkshire, brewer, Jan. 14 at 1, Court of Bankruptcy, London, aud. ac.—*John Caborn Barr*, Old Bailey, London, and Blackman-st., Southwark, Surrey, Jan. 19 at 1, Court of Bankruptcy, London, aud. ac.—*Henry P. Flashman*, Bute-street, Brompton, Middlesex, soda water manufacturer, Jan. 12 at 1, Court of Bankruptcy, London, aud. ac.—*Thomas Robinson*, Swansea, Glamorganshire, grocer, Jan. 11 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 13 at 11, div.—*David Richard Thomas*, Carmarthen, draper, Jan. 4 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 6 at 11, div.—*Thomas Aekling*, Llansenech, Carmarthenshire, maltster, Jan. 11 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Joseph Morse*, Neithrop, Banbury, Oxfordshire, woolstapler, Jan. 8 at 12, Court of Bankruptcy, London, div.—*Thomas Tubbs*, Aldermanbury, London, and Shoreditch, Middlesex, silk agent, Jan. 12 at 11, Court of Bankruptcy, London, div.—*Henry May Waller*, Foulsham, Norfolk, merchant, Jan. 13 at 2, Court of Bankruptcy, London, div.—*Jas. Peake*, Tolleshunt Knights, Essex, miller, Jan. 13 at 2, Court of Bankruptcy, London, div.—*George Rogers*, Gloucester, ironmonger, Jan. 4 at 11, District Court of Bankruptcy, Bristol, div.—*Francis F. Phillips*, Bristol, coach maker, Jan. 13 at 11, District Court of Bankruptcy, Bristol, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*William Armstrong*, Norwich draper, Jan. 5 at 12, Court of Bankruptcy, London.—*John Hammond*, Bognor, Sussex, ironmonger, Jan. 5 at 11, Court of Bankruptcy, London.—*Charles Bone*, Milbank-st., Westminster, Middlesex, licensed victualler, Jan. 5 at half-past 11, Court of Bankruptcy, London.—*Morgan Lewis*, Oxford-street, Middlesex, draper, Jan. 6 at 2, Court of Bankruptcy, London.—*Adolphus F. Lloyd*, Brighton, Sussex, cook, Jan. 5 at half-past 12, Court of Bankruptcy, London.—*Wm. Guttridge* the younger, North-end, Fulham, Middlesex, baker, Jan. 5 at 1, Court of Bankruptcy, London.—*Barnabas Mayhew*, New-town, Bow-common, Middlesex, brewer, Jan. 5 at 2, Court of Bankruptcy, London.—*Stephen Bretton*, Charlotte-street, Fitzroy-sq., Middlesex, upholsterer, Jan. 4 at 11, Court of Bankruptcy, London.—*John F. Isherwood*, Holland-pl., Clapham-rd., Surrey, house decorator, Jan. 6 at 11, Court of Bankruptcy, London.—*Gabriel Gusterson*, Paradise-walk, Queen's-road West, Chelsea, Middlesex, builder, Jan. 5 at 11, Court of Bankruptcy, London.—*John Tupling*, Cambridge, shoemaker, Jan. 5 at 11, Court of Bankruptcy, London.—*J. Ashcroft*, Toxteth-park, Liverpool, timber broker, Jan. 6 at 11, District Court of Bankruptcy, Liverpool.—*Geo. Bagnall*, Newcastle-upon-Tyne, music seller, Jan. 17 at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne.—*James Dawes*, Gloucester, tailor, Jan. 11 at 11, District Court of Bankruptcy, Bristol.—*John Cale*, Gloucester, builder, Jan. 6 at 11, District Court of Bankruptcy, Bristol.—*George Evans*, Bristol, carpenter, Jan. 6 at 11, District Court of Bankruptcy, Bristol.—*Joseph Lowden*, Leeds, Yorkshire, ironmonger, Jan. 11 at 11, District Court of Bankruptcy, Leeds.—*William W. Cooke*, Denton, Lancashire, hat manufacturer, Jan. 14 at 12, District Court of Bankruptcy, Manchester.—*James Andrew*, Dean Water, Prestbury, Cheshire, and Manchester, calico printer, Jan. 7 at 12, District Court of Bankruptcy, Manchester.—*Jas. Whitehead*, Boston, Lincolnshire, glover, Jan. 14 at 12, District Court of Bankruptcy, Nottingham.—*William Lewis*, Plymouth, Devonshire, grocer, Jan. 12 at 1, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 4.

*William W. Benn*, Liverpool, merchant.—*Samuel Lord*, Liverpool, wool dealer.—*Joseph Jennings Day*, Liverpool, ship broker.—*John Hatfield* the younger, Southwell, Nottinghamshire, victualler.—*Richard Thackray*, Manchester, linen merchant.—*John Fawcett*, Richmond, Yorkshire, linen draper.

## FIAT ANNULLED.

*Wm. Walton*, Willenhall, Staffordshire, timber merchant.

## PARTNERSHIP DISSOLVED.

*Chas. Edwards* and *Theodore Bryett*, Totnes, Devonshire, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*John Gillan*, Inverness, draper.—*John Morrison*, Glasgow, bookseller.—*David Hogg*, Bothwell, tailor.—*W. Hutchison*, Edinburgh, solicitor.—*John F. Tress & Co.*, Edinburgh, tea dealers.—*Wm. Grieve*, Kevock Mills, near Lasswade, paper maker.—*J. M. Turnbull & Co.*, Glasgow, tea merchants.—*Baird & Bowskell*, Coatbridge, Lanarkshire, printers.

## DECLARATION OF INSOLVENCY.

*Isaac Pears*, Cambridge, tutor to the chorister boys of King's College, Dec. 29 at 11, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Edward Harnett*, Bishop's Stortford, Hertfordshire, Dec. 29 at 11, County Court of Hertfordshire, at Bishop's Stortford.—*James Clarke*, Ipswich, Suffolk, carpenter, Dec. 29 at 10, County Court of Suffolk, at Ipswich.—*Thomas Pratt*, Nottingham, out of business, Dec. 24 at 12, County Court of Nottinghamshire, at Nottingham.—*G. Sille*, Bulwell, Nottinghamshire, lime burner, Dec. 24 at 12, County Court of Nottinghamshire, at Nottingham.—*Henry Francis Watkins*, Bristol, clerk to a coal merchant, Jan. 7 at 11, County Court of Gloucestershire, at Bristol.—*Thomas Jacobs*, Stapleton-road, Gloucestershire, out of business, Jan. 28 at 11, County Court of Gloucestershire, at Bristol.—*Joseph Haunaford*, Salcombe, Marlborough, Devonshire, carpenter, Dec. 29 at 11,

County Court of Devonshire, at Kingsbridge.—*Rich. Lea*, Romsey, Hampshire, chemist, Dec. 23 at 10, County Court of Hampshire, at Romsey.—*Peter Lever*, Prescott, Lancashire, watch fusee maker, Dec. 29 at 12, County Court of Lancashire, at St. Helens.—*Thomas Ball*, Hawaide, Northmeols, Lancashire, shoemaker, Dec. 28 at 10, County Court of Lancashire, at Ormskirk.—*John P. Body*, Stonehouse, Devonshire, baker, Dec. 22 at 11, County Court of Devonshire, at Plymouth.—*James Henry Wolff*, Southampton, clerk, Dec. 22 at 9, County Court of Hampshire, at Southampton.—*John Halliday*, Toxteth-park, Liverpool, publican, Dec. 20 at 10, Liverpool District County Court, at Liverpool.—*John Hughes*, Liverpool, butcher, Dec. 20 at 10, Liverpool District County Court, at Liverpool.—*Peter Hughes*, Liverpool, warehouse porter, Dec. 20 at 10, Liverpool District County Court, at Liverpool.—*Edward Moore*, Liverpool, white cooper, Dec. 20 at 10, Liverpool District County Court, at Liverpool.—*Samuel Holloway*, Canterbury, Kent, baker, Dec. 20 at 10, County Court of Kent, at Canterbury.—*George John Russell*, Winchester, bricklayer, Dec. 19 at 11, County Court of Southampton, at Winchester.

Saturday, Dec. 11.

The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

*Stephen Chilton*, Leman-street, Goodman's-fields, Middlesex, clerk to a harness blacking manufacturer, No. 58, 283 T.; *H. S. Westmacott*, assignee.—*Nicolas Patmore*, Hatfield Broad Oak, Essex, farmer, No. 68, 656 C.; *John Green* and *James Marsh*, assignees.—*John Gaunt*, Padsey, near Leeds, Yorkshire, cloth manufacturer, No. 68, 603 C.; *Wm. Prince*, assignee.—*Wm. W. C. Kirkham*, Chorlton-upon-Medlock, Manchester, ironfounder, No. 68, 584 C.; *Henry Elliott*, assignee.—*Linnæus G. Banks*, Redditch, Worcestershire, needle warehousman, No. 68, 526 C.; *James Reading*, assignee.

Saturday, Dec. 11.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Samuel Lazarus*, Henry-street, Sidney-square, Commercial-road East, Middlesex, assistant to a paper stainer: in the Debtors Prison for London and Middlesex.—*Geo. Whelan*, Suffolk-street, Cambridge-road, Mile-end, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*William Gooch*, Grasse-street, Rathbone-place, Oxford-street, Middlesex, carpenter: in the Queen's Prison.—*James Chas. Johns*, Panyer-alley, Paternoster-row, London, out of business: in the Queen's Prison.—*Joseph John Hearn*, Brick-lane, Spitalfields, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Thomas Aken*, Pancras-street, Tottenham-court-road, Middlesex, beershop keeper: in the Debtors Prison for London and Middlesex.—*Joseph Pike*, Shakespeare's-walk, Shadwell, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*James Wing*, East-st., Christchurch, Spitalfields, Middlesex, fruiterer: in the Debtors Prison for London and Middlesex.—*John Simmons*, Salisbury, Wiltshire, dealer in clocks: in the Gaol of Fisherton Anger.—*James Hacking*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Maria Fielden*, Coleford, Gloucestershire, no trade, but the wife of Samuel Fielden, of Coleford aforesaid, surveyor of the Forest District of Turnpike-roads: in the Gaol of Gloucester.

The following Prisoners are ordered to be brought up before a Judge of the County Courts, to be examined and dealt with according to the Statute:—

At the County Court of Yorkshire, at YORK, Dec. 24 at 10. *Joseph Lord*, Halifax, dyer.—*John Crosbie*, Leeds, joiner.—*John Taylor*, Meltham, near Huddersfield, farmer.—*Rich. Dearnaly*, Leeds, out of business.—*James Hartley*, Leeds, paper merchant.—*Wm. Lumb*, Greetland, near Halifax, out of business.—*James Gledhill*, Greetland, near Halifax, out of business.—*Richard Porritt*, Huddersfield, banker.

At the County Court of Staffordshire, at STAFFORD.

Dec. 27 at 9.

*Wm. B. Danton*, Sedgley, near Wolverhampton, tailor. At the County Court of Buckinghamshire, at AYLESBURY.

Jan. 6 at 10.

*George Ward*, Midsmorton, labourer.

At the County Court of Kent, at MAIDSTONE, Jan. 5.

(On Creditor's Petition).

*S. R. Bishopp*, Boughton Aluph, out of business.

*At the County Court of Suffolk, at Ipswich, Dec. 29 at 10.*  
*James Gurr, Stonham Aspoll, near Stowmarket, farmer.*  
**INSOLVENT DEBTOR'S DIVIDEND.**  
*John Foulkes, Mold, Flintshire, wine merchant, at Chambers's, Mold: 7½d. in the pound.*

## FRIDAY, DEC. 17.

## BANKRUPTS.

**JOSEPH ROBESON**, Ipswich, Suffolk, draper, Dec. 31 at 12, and Jan. 28 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Sole & Turner, 18, Aldermanbury, London.—Fiat dated Dec. 15.

**THOMAS RAYMOND**, Bishop's-road, Paddington, Middlesex, builder, dealer and chapman, Dec. 29 at 11, and Jan. 28 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Rushworth, Cook's-court, Carey-street.—Fiat dated Dec. 15.

**WILLIAM LAKE**, Fleet-st., London, printer, Dec. 29 at 12, and Jan. 28 at 1, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Rolfe & Edmunds, 12, South-square, Gray's-inn.—Fiat dated Dec. 16.

**JOHN MORRISON**, Cheapside, London, tailor and draper, dealer and chapman, Dec. 23 at half-past 10, and Jan. 28 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Messrs. Linklater, Leadenhall-street.—Fiat dated Dec. 14.

**WILLIAM BOYLS**, Upper Lisson-street, Lisson-grove, St. Marylebone, Middlesex, licensed victualler, dealer and chapman, Dec. 28 at 11, and Jan. 25 at half-past 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Iveny, 26, Chancery-lane.—Fiat dated Dec. 11.

**FREDERICK PIKE**, St. Margaret's-hill, High-st., Southwark, Surrey, tallow chandler, oil and Italian warehouseman, dealer and chapman, Dec. 28 at 12, and Jan. 25 at half-past 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Wellborne, 31, Tooley-street, Borough.—Fiat dated Dec. 15.

**HENRY EDWARD FIELD**, Mark-lane, London, eating-house keeper, dealer and chapman, Jan. 1 at 1, and Jan. 29 at 2, Court of Bankruptcy, London: Off. Ass. Green; Sols. Mitton & Co., Southampton-buildings.—Fiat dated Dec. 14.

**HENRY JOHN HAMMON**, Threadneedle-street, London, architect, and Greek-street, Soho, Middlesex, jewel case maker, dealer and chapman, Jan. 3 and 29 at half-past 11, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Bennett, 6, Bloomsbury-square.—Fiat dated Dec. 14.

**JOHN BINNS**, Newland-place, Kensington, and Acton, Middlesex, linen draper, dealer and chapman, Dec. 27 at 2, and Jan. 31 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Jones, Size-lane, London.—Fiat dated Dec. 9.

**GEORGE WORKMAN**, St. George's-place, Water-lane, Brixton, Surrey, beer-shop keeper and cowkeeper, Dec. 22 at 11, and Jan. 20 at 2, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Dollman, New Bridge-street, Blackfriars.—Fiat dated Dec. 13.

**GEORGE RIGBY and JOHN RIGBY**, Liverpool, coal merchants, railway contractors, dealers and chapmen, Dec. 30 and Jan. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Dec. 3.

**ISAAC NEWTON PEARCE**, Liverpool, stationer and book-binder, Dec. 30 and Jan. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Davenport & Son, Liverpool; Rogerson, Lincoln's-inn-fields, London. Fiat dated Dec. 7.

**ROBERT ROBERTS**, Denbigh, innkeeper, dealer and chapman, Dec. 30 and Jan. 20 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Smart, Ruthin; Pocock, Bartholomew-close, London.—Fiat dated Dec. 13.

**GEORGE BUTLER**, Liverpool, ship broker and commission agent, dealer and chapman, Dec. 28 and Jan. 27 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Daly, Liverpool; Carpenter, Staple-inn, London.—Fiat dated Dec. 10.

**EDWARD ALANSON**, Liverpool, wine merchant, Dec. 28 and Jan. 18 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Norris, Liverpool; Norris & Co., Bedford-row, London.—Fiat dated Dec. 10.

**HENRY WHITE LAKE**, Liverpool, commission merchant, Dec. 28 and Jan. 18 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Dec. 10.

**JOHN PARRY PLATT**, Liverpool, commission merchant, Dec. 27 and Jan. 19 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Dec. 10.

**ALGERNON HORATIO SWIFT**, Crosby-hall-chambers, Bishopgate-street, London, iron merchant, and Hyatt's Colliery, Rowley Regis, near Dudley, Staffordshire, coal master and iron merchant, dealer and chapman, Dec. 29 and Jan. 22 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Smith, Birmingham; Jones, Worcester.—Fiat dated Dec. 10.

**THOMAS HOLMES**, Pendleton, Lancashire, bleacher, dealer and chapman, (carrying on business under the style of Thomas Holmes & Co.), Dec. 28 and Jan. 18 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Rushton & Armstead, Bolton-le-Moors; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 9.

**THOMAS STOTT**, Liverpool, laceman, dealer and chapman, Dec. 29 and Jan. 24 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Frazer; Sols. Atkinson & Co., Manchester; Abbot, Charlotte-street, Bedford-square, London.—Fiat dated Dec. 9.

**EDWARD BRIGGS**, Castleton-mills, near Rochdale, Lancashire, batter and silk spinner, dealer and chapman, (trading under the style or firm of Edward Briggs & Co.), Dec. 29 and Jan. 20 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Barlow & Aston, Manchester.—Fiat dated Dec. 14.

**JAMES NORRIS**, Manchester, woollen merchant and commission agent, dealer and chapman, Dec. 29 and Jan. 20 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Hitchcock & Co., Manchester; Johnson & Co., Temple, London.—Fiat dated Dec. 14.

**GEORGE DAVY EWENS**, Axminster, Devonshire, butter merchant, dealer and chapman, Dec. 30 at 1, and Feb. 2 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholletts, Bridport; Stogdon, Southernhay, Exeter.—Fiat dated Dec. 8.

**ADAM SINGER**, Trowbridge, Wiltshire, grocer, dealer and chapman, Jan. 4 at 11, and Feb. 1 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sol. Linklater, Leadenhall-street, London.—Fiat dated Dec. 14.

**JOHN RICKARDS**, Merthyr Tydvil, Glamorganshire, woollen draper, dealer and chapman, Jan. 4 and Feb. 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Messrs. Linklaters, Leadenhall-street, London.—Fiat dated Dec. 14.

**RICHARD NEWMAN**, Bristol, grocer, Jan. 6 and Feb. 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Ayre, jun., Bristol; Boykett, Chancery-lane, London.—Fiat dated Dec. 10.

**SAMUEL BROWN FRY**, Bristol, warehouseman, dealer and chapman, Jan. 6 and Feb. 3 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Allen & Co., Queen-street, London.—Fiat dated Dec. 13.

**JOHN DAVISON**, Leeds, Yorkshire, coach builder, dealer and chapman, Dec. 30 and Jan. 27 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Harle & Clarke, Leeds; Jones & Co., John-street, London.—Fiat dated Dec. 9.

**JOHN LEEDHAM**, Northowram, Halifax, Yorkshire, inn-keeper, dealer and chapman, Dec. 30 and Feb. 3 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Stocks & Co., Halifax; Jacques & Co., Ely-place, London.—Fiat dated Dec. 6.

## MEETINGS.

*John Thies, Old Broad-street, London, baker, Jan. 7 at 11, Court of Bankruptcy, London, aud. ac.—George Armfield the younger, Croydon, Surrey, coach builder, Jan. 7 at 1, Court of Bankruptcy, London, aud. ac.—Francis Clark the younger, Bury St. Edmunds, Suffolk, innkeeper, Jan. 10 at 11, Court of Bankruptcy, London, aud. ac.—E. L. James, Queen-street, Cheapside, London, stationer, Jan. 10 at half-past 11, Court of Bankruptcy, London, aud. ac.—J. Oakley and Benj. Oakley, Southampton, builders, Jan. 8 at 2, Court of Bankruptcy, London, div.—D. C. H. Lower, London-st.,*

London, merchant, Jan. 8 at 11, Court of Bankruptcy, London, div.—*Geo. Thos. Day*, Commercial-road, Mimico, Middlesex, civil engineer, Jan. 8 at 11, Court of Bankruptcy, London, div.—*Wm. Hammer and John Hammer*, Whitechapel-road, Middlesex, coach makers, Jan. 8 at half-past 11, Court of Bankruptcy, London, div.—*Francis Roife*, Great Marlborough-street, Middlesex, tailor, Jan. 8 at half-past 12, Court of Bankruptcy, London, div.—*Joseph Turner*, Ludgate-hill, London, jeweller, Jan. 8 at 1, Court of Bankruptcy, London, div.—*George Maddison*, Swaffham, Norfolk, grocer, Jan. 8 at 12, Court of Bankruptcy, London, div.—*Edward Ridley*, Leicester, linen draper, Jan. 8 at half-past 1, Court of Bankruptcy, London, div.—*Robert Powell Saph*, Salisbury, Wiltshire, hatter, Jan. 8 at 2, Court of Bankruptcy, London, div.—*I. C. Taylor*, Change-alley, Cornhill, London, tailor, Jan. 7 at 12, Court of Bankruptcy, London, div.—*Joseph Deer*, Bryanstone-street, Edgeware-road, Middlesex, wheelwright, Jan. 7 at 12, Court of Bankruptcy, London, div.—*G. Gale*, Winchester, Southampton, corn chandler, Jan. 7 at 11, Court of Bankruptcy, London, aud. ac.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Thomas Burrell*, Billericay, Essex, licensed victualler, Jan. 8 at 1, Court of Bankruptcy, London.—*James E. Pye*, Berkeley-square, Middlesex, milliner, Jan. 7 at 11, Court of Bankruptcy, London.—*John Snook*, Ledbury-road, Westbourne-grove, Paddington, Middlesex, builder, Jan. 7 at half-past 11, Court of Bankruptcy, London.—*Thomas Halstead*, Lower Smithfield, Middlesex, publican, Jan. 10 at 1, Court of Bankruptcy, London.—*Wm. Jolley*, Charing-cross, Westminster, Middlesex, postmaster, Jan. 11 at 1, Court of Bankruptcy, London.—*John Gardiner Jackson*, Newcastle-street, Strand, Middlesex, and Cour de Gaise, Calais, France, importer and manufacturer of fancy papers, Jan. 11 at 2, Court of Bankruptcy, London.—*Whitfield Palmer*, Uxbridge, Middlesex, jeweller, Jan. 11 at half-past 11, Court of Bankruptcy, London.—*Wm. Dowling*, Ipswich, Suffolk, oilman, Jan. 11 at half-past 1, Court of Bankruptcy, London.—*T. G. Brown-smith*, Bedford-street, Covent-garden, Middlesex, fringe manufacturer, Jan. 14 at half-past 12, Court of Bankruptcy, London.—*Phoebe Maybury*, Worcester, hosiery, Jan. 18 at 12, District Court of Bankruptcy, Birmingham.—*Henry Wilders*, Uttoxeter, Staffordshire, farmer, Jan. 18 at 12, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 7.

*John Taverner*, Nuneaton, Warwickshire, silk manufacturer.—*Thomas Byers*, Uppr Lisson-street, Lisson-grove, St. Marylebone, Middlesex, licensed victualler.—*Lavender Shelton*, Hitchen, Hertfordshire, licensed hawk.—*Jas. Law*, Faversham, Kent, coal merchant.—*Stephen Owen*, Liverpool, flour dealer.—*Thos. H. Pinder*, Southampton, and Cheltenham, and Gloucester, tailor.—*John Hurley*, Halesowen, Worcestershire, victualler.—*John Dunlop*, Dover-road, Surrey, and Trindon, near Hartlepool, Durham, coal merchant.—*Charles Houghton*, Dudley-grove, Paddington, Middlesex, ironmonger.—*George Frost*, Leadenhall-street, London, cutter.

## FIAT ANNULLED.

*Wm. Thacker*, Birmingham, licensed victualler.

## PARTNERSHIPS DISSOLVED.

*John E. Clowes, H. B. Wedlake, and Ellis Clowes*, King's-bench-walk, Temple, London, attorneys and solicitors.—*T. F. Cole and Chas. Stokes*, Ryde, Ventnor, and Cowes, Isle of Wight, attorneys and solicitors.

## SCOTCH SEQUESTRATIONS.

*James Rogers*, Glasgow, ironmonger.—*Charles Rogers*, Glasgow, ironmonger.—*John F. Treas & Co.*, Edinburgh, tea dealers.—*R. Forrester & Co.*, Glasgow, warehousemen.—*C. B. Merard & Co.*, Edinburgh, hat manufacturers.—*Christopher Boddy*, Edinburgh, artificial flower, feather, and bennet manufacturer.—*W. B. S. Campbell*, Edinburgh, writer to the signet.—*John Martine*, jun., Haddington, brewer.—*George Green*, Glasgow, underwriter.—*Peter Thoms*, Dundee, merchant.—*Thomas Nicol*, Alloa, draper.—*James F. Montgomery*, Edinburgh, advocate.—*Wm. Murray & Co.*, Glasgow, tailors.—*John M'Farlan & Co.*, Glasgow, stationers.—*Rich-*

*ardson & Pringle*, Maxwelltown, Torquoeer, nursery and seedsmen.

## DECLARATION OF INSOLVENCY.

*Thomas Bench*, Sonning, near Reading, Berkshire, out of business, Jan. 8 at 3, George Inn, Reading.

## INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*John Sell*, Dover, Jan. 13 at 10, County Court of Kent, at Dover.—*Wm. Harbridge*, Totnes, Devonshire, coach proprietor, Dec. 30 at 11, County Court of Devonshire, at Totnes.—*Nich. Gidley*, Totnes, Devonshire, baker, Dec. 30 at 11, County Court of Devonshire, at Totnes.—*Rich. Harvey*, Dover, Jan. 13 at 10, County Court of Kent, at Dover.—*Thos. Wilkinson*, Oughtibridge, Bradfield, and Ecclesfield, Yorkshire, butcher, Jan. 5 at 10, County Court of Yorkshire, at Sheffield.—*J. Horner*, Warley, Halifax, Yorkshire, tailor, Dec. 23 at 11, County Court of Yorkshire, at Halifax.—*Fran. Lane* the younger, Westfield, Radstock, Somersetshire, carpenter, Jan. 1 at 10, County Court of Somersetshire, at Clatton.—*Mark S. Denton*, Chatham, Kent, shoe manufacturer, Jan. 11 at 10, County Court of Kent, at Rochester.—*John Field*, Birmingham, pearl button manufacturer, Jan. 1 at 2, County Court of Warwickshire, at Birmingham.—*Edward Weekes*, Rochester, Kent, barge master, Jan. 11 at 10, County Court of Kent, at Rochester.—*John Harwood*, Bury, Lancashire, travelling draper, Jan. 5 at 10, County Court of Lancashire, at Bury.—*Rich. H. Hall*, Birmingham, attorney at law, Jan. 1 at 2, County Court of Warwickshire, at Birmingham.—*George Gillott*, Sheffield, file grinder, Jan. 5 at 10, County Court of Yorkshire, at Sheffield.—*John Howarth*, Bury, Lancashire, plumber, Jan. 5 at 10, County Court of Lancashire, at Bury.—*Hen. Townson*, Clitheroe, Lancashire, saddler, Jan. 4 at 11, County Court of Lancashire, at Clitheroe.—*Chas. Walker*, Leominster, Herefordshire, farmer, Jan. 12 at 10, County Court of Herefordshire, at Leominster.—*Joseph Trim*, Arandel, Sussex, confectioner, Jan. 1 at 1, County Court of Sussex, at Arandel.—*Jos. B. Scott*, Wotton-under-Edge, Gloucestershire, grocer, Jan. 10 at 10, County Court of Gloucestershire, at Dursley.—*Wm. Passiers*, Nuneaton, Holmer, Herefordshire, carpenter, Jan. 13 at 10, County Court of Herefordshire, at Hereford.—*John Embleton*, Carlisle, engine-wright, Dec. 28 at half-past 9, County Court of Cumberland, at Carlisle.—*John Mellor*, Stafford, shoemaker, Dec. 27 at 10, County Court of Staffordshire, at Stafford.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 1 at 10, before Mr. Commissioner PHILLIPS.

*Edw. Harrison*, Kingsland-road, High-street, Shoreditch, Middlesex, tarpauling maker.—*Fred. H. Gascoyne*, Briscoe-street, Middlesex, hair dresser.—*Mary Whiting*, Francis-st., Weymouth-terrace, Hackney-road, Middlesex, scale board manufacturer.—*John Westron*, Crown-st., Soho, Westminster, Middlesex, cheesemonger.—*Geo. F. Giles*, Great Tinstile, Lincoln's-inn-fields, Middlesex, carver.—*Wm. Rains*, King-street, Covent-garden, and Hungerford-market, Strand, Middlesex, fruiterer.

Jan. 3 at 10, before Mr. Commissioner LAW.

*Anne Haynes*, spinster, Gloucester-st., Commercial-road East, Middlesex, not in any business.—*John Dowd*, Wormwood-street, London, auctioneer.—*Alfred Bell*, Kirby-street, Hatton-garden, Middlesex, printer.—*Robert D. Lancaster*, Alfred-terrace, Bath-st., Commercial-road East, Middlesex, clerk to the East and West India Dock Company.—*Wm. M. Elkins*, Dyer's-buildings, Holborn, London, attorney at law.—*Geo. Rogers*, New Montague-st., Spitalfields, wheelwright.—*Henry Smith*, Downham-road, Kingsland-road, Middlesex, builder.—*John Lloyd*, Coalharbour-lane, Camberwell, Surrey, clerk in the Money Order Office, General Post-office.—*Robt. B. Chambers*, Brook-place, Tottenham, Middlesex, attorney and solicitor.—*Chas. Cble*, Arnold's Paragon, Francis-street, Newington, Surrey, coal dealer.

Jan. 3 at 10, before Mr. Commissioner PHILLIPS.

John Stow, Tyer-st., Lambeth, Surrey, hair dresser.—W. Beatham, Marabam-street, Westminster, Middlesex, emery manufacturer.—John Cogan, Suffolk-st., King's-cross, Middlesex, carrier.—Jas. T. Powell, Middleton-sq., Clerkenwell, Middlesex, clerk in the Paymaster's General Office, Whitehall.—John Kimlin, Young-st., Kensington, Middlesex, tailor.

Wednesday, Dec. 15.

Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—

(On their own Petitions).

Jos. Rice, New-st., Dorset-sq., Middlesex, baker: in the Debtors Prison for London and Middlesex.—John Paddow Williams, James-st., Westbourne-terrace, Hyde-park, Middlesex, clerk to an engineer: in the Debtors Prison for London and Middlesex.—Isaac Stacey, Clarendon-st., Camberwell New-road, Surrey, retailer of beer: in the Queen's Prison.—Stephen Winder, Church-street, Greenwich, Kent, grocer: in the Debtors Prison for London and Middlesex.—Geo. Wingfield, Southampton-st., Pentonville, Middlesex, shipwright: in the Queen's Prison.—John Hooper, Cirencester, Gloucestershire, grocer's assistant: in the Gaol of Gloucester.—Elin. Edwards, widow, Breage, Cornwall, servant: in the Gaol of Bodmin.—Edwin Townley, Manchester, provision shopkeeper: in the Gaol of Lancaster.—George Twigg, Chorlton-upon-Medlock, Manchester, provision shopkeeper: in the Gaol of Lancaster.—Morgan Price, Carmarthen, out of business: in the Gaol of Carmarthen.—Hen. D. Cornwack, Davyhalme, near Manchester, seaman: in the Gaol of Lancaster.—Chas. Barker, York, joiner: in the Gaol of York.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Dec. 31 at 10, before Mr. Commissioner LAW.

John Gunning, Crosby-road, Walworth, Surrey, out of business.—Hugh Mackintosh, Marylebone-st., Regent-st., and Oxendon-st., Haymarket, Middlesex, tailor.—John Currie, Little Canterbury-place, Lambeth-walk, Surrey, lithographic draftsman.—Wm. Symson, Paulton-terrace, Paulton-square, King's-road, Chelsea, Middlesex, painter.—Edw. W. Piercy, Paradise-terrace, Lambeth, Surrey, clerk to a stock broker.—Thos. C. Lewis, Cheapside, London, shopman to a music seller.—John E. Knight, West-st., Soho, Middlesex, carrier.—John Russell, Wellington-road, St. John's-wood, Middlesex, out of business.

Dec. 31 at 10, before Mr. Commissioner PHILLIPS.

Hen. Arrak, St. John-st., Clerkenwell, Middlesex, choicemonger.—Thomas Cox, Peel-place, Notting-hill, Baywater, Middlesex, grocer.—Thos. W. Bottrill, Sale-st., White-st., St. Matthew, Bethnal-green, Middlesex, baker.—Edward N. Jennings, Bedford Hotel, Covent-garden, Middlesex, and Worcester College, gentleman.—Geo. Freeman, Fetter-lane, London, butcher.

Jan. 1 at 10, before Mr. Commissioner PHILLIPS.

John L. Fisk, Hastings-st., Burton-crescent, Middlesex, out of business.

At the County Court of Sussex, at LEWES, Jan. 4.

George F. Costick, Lewes, Sussex, assistant to a tallow chandler.—Chas. Carpenter, Brighton, tailor.

At the County Court of Wiltshire, at SALISBURY, Jan. 5 at 11.

Eliza Froud, widow, Melksham, bargeman.—J. Simmons, Salisbury, dealer in clocks.

At the County Court of Cornwall, at BODMIN, Jan. 5 at 10.

Nick. Rundle, Padstow, butcher.

At the County Court of Lancashire, at LIVERPOOL, Jan. 3 at 10.

Rich. Jones, Liverpool, joiner.

At the County Court of Yorkshire, at SHEFFIELD, Jan. 5 at 10.

George Stones, Sheffield, box maker.

INSOLVENT DEBTOR'S DIVIDEND.

Samuel Oakes, at Bowcock's, Congleton, Cheshire: 3s. 11d. in the pound.

COURT OF QUEEN'S BENCH.  
SITTINGS IN BANC AFTER MICH. TERM.

Dec. 11.—Lord Denman, C. J., delivered the judgment of the Court in the following cases:—

Cumming v. Ince—Rule discharged.

Churchwardens and Overseers of St. Nicholas, Deptford, v. Spetchley—Judgment for defendant.

Reg. v. Stainforth—Order of sessions quashed, and original order confirmed.

Barber v. Lemon—Judgment for plaintiff.

Phylliter v. Phippard—Judgment for plaintiff.

Robins v. Fennell—Rule absolute for nonsuit.

Lord Denman, C. J., added, we have given so much time to the Special Paper, that we shall give the Special Paper Days as well as the New Trial Paper Days in next term to the New Trial Paper.

MASTERS IN CHANCERY.—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—Henry Augustus Templer, of Bridport, Dorsetshire; William Dowell Wasbrough, of Wantage, Berkshire; Alfred Whiteman, of Eastbourne, Sussex.

MEMBERS RETURNED TO SERVE IN PARLIAMENT.—Charles Buller the younger, Esq., one of the Commissioners for administering the Poor Law in England, for the Borough of Liskeard; the Hon. Frederick William Child Villiers, for the Borough of Weymouth, in the room of William Dougal Christie, Esq., who has accepted the office of Steward of her Majesty's Chiltern Hundreds; Charles Cowan, Esq., for the City of Edinburgh.

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		Cases in Bankruptcy....	{ W. W. COOPER, Esq. of the Inner Temple, Barrister at Law.

LONDON, DECEMBER 25, 1847.

A Mr. Scott has lately addressed to one of the Queen's judges a letter of complaint, on which as it was read in open court, all the world is perfectly at liberty to comment; and we must say that the doctrine and reasoning of that letter are of the strangest character. The sum of the complaint, stripped of certain vituperations, couched in a not unambitious style, and levelled at both the Vice-Chancellor of England and the Bar, was this:—That his Honor had permitted the time of his Court to be taken up, to the exclusion of other business, by *The Great Western Railway case*, (commonly known as the broad and narrow gauge case), and the lengthened arguments of counsel thereon; and that he had done so uselessly, because he well knew, that, whatever his decision was, there would be an appeal from it to the Lord Chancellor. Inferring from the statement made by Mr. Scott of that which he considers wrong in the conduct of the Vice-Chancellor, what is the course of conduct that he would have considered right, we presume it would be this: that the Vice-Chancellor should either have refused to hear the case at all; or, pro forma hearing it, should have refused de facto to hear counsel, and should have made a decision *au hasard*; or that, pretending to hear the case, and to hear counsel thereon, he should have, in fact, cut short the arguments of counsel, after some definite consumption of time; or, lastly, that he should have postponed the case, because it was long and intricate, to make way for others, because they happened to be moderately short and easy to be disposed of. Unless he was to take one of these courses, we know not what course he was to take, except that which he did take, and which is usual, viz. to hear the broad and narrow gauge case at the time when the counsel opening it was, according to the practice of the Court,

entitled to bring it on; and to hear it through, if counsel thought fit to argue it, without permitting himself to be influenced by the anticipation of an appeal, a course of proceeding the occurrence of which was obviously, *in fact*, uncertain, and of the occurrence of which, if it had been quite certain, the Court could not judicially take the slightest notice.

The broad and narrow gauge case differed in no way from any other case, except in this, that it was long and intricate, and involved interests of vast amount. The consequence of these properties was, that eminent counsel were retained by both sides; and we presume those counsel were so instructed by their clients, as to consider it their duty to present the case to the Court in all its bearings, and with all the argument which, in their judgment, they thought likely to influence the Court. In all this there was nothing unusual, nothing but what was consistent with the strict rights of the parties, nothing that the Court could have checked or interrupted, or even negatived, without injustice to the parties to the suit; nothing in the conduct of counsel that could have been neglected without a dereliction of the duty they owed to their clients. The sum and substance of Mr. Scott's argument comes simply to this, that persons who have vast interests at stake in their litigation, ought not to be heard in their turn, or ought not to be heard fully, because their business being heavy and taking up much time, postpones the business next after it, more than if it were light. Before Mr. Scott can establish his case against the Court and the Bar, he must shew that there is a distinction between suitors having great amounts at stake, and smaller suitors, as to their right to be represented by counsel. It is not yet, certainly, the rule of any Court, and we trust it never will be, that a suitor is to be limited in his right to select his counsel, in the inverse ratio of the importance of his suit, or at all. There is, as is well known, a whole-

some check upon the suitor, by the rules regarding the taxation of costs, and an equally wholesome check upon the diffuseness of counsel—a check which operates most strongly on the most learned and able, and those of the highest reputation, viz. the check imposed by a discreet aversion to fatigue the Court, and weaken the case by a repetition of arguments already sufficiently pressed.

Subject to these checks, it is the right of every suitor to have the services of such counsel and such number of counsel as in his judgment are necessary to prepare and present his case properly, and, subject to such check, it is the duty of counsel to argue a case as long as may be necessary for impressing on the Court, so far as is practicable, the particular view that counsel think important to the interests of the client. To talk of a judge's *facility* because he hears counsel out, and those, not counsel who desire to talk, for the sake of talking, but counsel whose abundant avocations make a saving of time of at least as much importance to them as it can be to any one else, is simply to talk nonsense, and to blame a Judge for doing what he has no power to refuse.

With regard to the notion that the Court ought not to permit its time to be taken up with hearing long arguments on a case, because the Judge is well aware that it cannot rest upon his decision, that is also simply nonsense. No one can by any possibility know or feel any certain belief that there will be an appeal in any given case. For though the parties may go into court with the full determination on both sides to appeal against an adverse decision, yet it is well known that in some of the bitterest of these cases of pre-arranged appeal, such an order is made, that though it pleases neither party, it takes from each the desire of further litigation, and produces acquiescence or compromise. But, independently of the fact, it is scarcely necessary to say to any lawyer at least, that if the parties themselves think fit to bring a case before a court of primary jurisdiction, or if they are obliged to do so in the first instance by the rules of the court, it would be the highest dereliction of duty, both in the Judge and the Bar to suffer any personal notion of an appeal to interfere with the strict discharge of their respective functions, which are, in the Bar, to argue the case; and in the Court, to hear the case argued. Nothing, we must again repeat, could be more unjust or more inconvenient than the sort of practice that Mr. Scott would seem to desire, of the Judge cutting a case short, or postponing it to others, because the interests at stake in it are vast, or because from their very vastness and importance, it may be anticipated as probable that the parties will not rest satisfied without the decision of a court of appeal.

We have taken up this subject not from any personal desire to flagellate Mr. Scott, of whom we have not the slightest knowledge, and of whose communication to the Vice-Chancellor we should not have taken any notice, if it had not assumed the character of a public document, being an attack both on the Bench and the Bar. But we take notice of it, and expose the unsoundness and injustice of its reasoning, because it contains just that sort of vituperation which is very capti-

vating to the thoughtless and ignorant, and which lays the foundation for sarcasms and witticisms that assume a character of truth from mere repetition, and end by casting ridicule upon men, especially if they be men eminent for ability and success, for simply doing their duty.

#### OBSERVATIONS ON THE PRACTICE IN EQUITY AS TO DEFENDANTS OUT OF THE JURISDICTION.

Upon the argument of the appeal in *Fordyce v. Bridges*, some questions were put by the Lord Chancellor to counsel, as to the practice in cases where parties interested in the subject of a suit are out of the jurisdiction; and there seemed to be some doubt on two points: first, whether it is necessary to pray process against persons so circumstanced; secondly, what is the proper mode of proving the fact. It may be thought useful to bring together the authorities, with a view to shew what has been, and is, the practice on these two points.

In the first place, it has not always been considered necessary to make a person who is out of the jurisdiction a party to a suit in which he has an interest. In Lord Redesdale's Treatise it is stated, that the fact of a person who ought to be a party, being out of the jurisdiction of the Court, is, in most cases, a sufficient reason for not bringing him before the Court. The author, however, goes on to say that it is usual to add his name as a party to the bill, so far as may be necessary to connect his case with that of the other parties; and the bill may also pray process against him in case he should become amenable to such process. (4th edit., p. 164). Lord Redesdale's statement of the practice was confirmed in 1825, by Sir John Leach, V. C., who expressly decided that the omission in the prayer of process of the name of a party who was out of the jurisdiction, did not render the record defective. (*Haddock v. Thomlinson*, 2 S. & S. 219). Two years later, however, his Honor seems to have altered his opinion; for he then decided, "that it is not enough to state that persons who, in respect of interest, are necessary parties, are out of the jurisdiction; the bill must go on to pray process against them. (*Murray v. De Tastet*, 1 Beav. 109, n.). Citing this case as an authority, Lord Langdale allowed a demurrer for want of a party, who was stated in the bill to be out of the jurisdiction, but against whom process was not prayed. (*Brookes v. Burt*, 1 Beav. 106). The present Lord Chancellor, when Master of the Rolls, is stated to have previously made a similar decision in a case of *Taylor v. Fisher*, which is not reported. (1 Beav. 111, n.). In a more recent case, Sir J. Wigram observed, that the case of *Haddock v. Thomlinson* had been disapproved of; and he stated the present practice to be, to name the absent person as a party to the record, prove him out of the jurisdiction, and pray process against him in case he comes within the jurisdiction. (*Faulner v. Daniel*, 3 Hare, 209).

There may have been reasons for greater laxity formerly, which no longer exist in the same force. The difficulties which the absence of interested parties threw in the way of plaintiffs have been much lessened of late years. In some cases the Court is enabled to make a decree saving the rights of absent parties. Thus, in the case last cited, the Vice-Chancellor thought, that, though in point of form, the person whose absence was objected to, ought to have been a party, yet, as none of the parties to the record had any interest in requiring his presence, and his presence could only be required on the ground of some interest in himself, it might be dispensed with, and a decree might be made saving his

rights under the 40th Order of 1841. It can hardly be necessary to observe that the fact of a person's presence being required in respect of an interest of his own, would be the very reverse of a reason for making a decree in his absence, except with a saving of his rights. The interest of an absent party, however, may be such that a decree cannot be made saving his rights; (see 2 Hare, 586); and for such cases a remedy is provided by the acts 2 Will. 4, c. 33, and 4 & 5 Will. 4, c. 82, allowing service of subpoena to be made beyond the jurisdiction, and the 33rd Order of May, 1845, under which, on proof of such service, an appearance may be entered for such persons.

With respect to the proof requisite of the absence from the jurisdiction of a person who ought to be a party, there has been also some difference of practice. Lord Redesdale seems to have considered that an admission of the fact by the defendant, without proof, would be sufficient. (P. 164). This can only be understood of an admission by parties sui juris: the admission of infants or married women could not be acted on; and from the language of Sir J. Leach in *Wilkinson v. Beale*, it seems that he did not consider it clear that he could act upon the admission even of an adult defendant. (4 Mad. 408). And more recent cases have established, that an admission is not enough; but the fact ought to be regularly proved before the hearing, although it has been much the practice not to do so. Where a bill sought an account, and a party interested in the account was out of the jurisdiction, but the fact was not proved, the Court, although it was admitted, directed the cause to stand over, in order that an interrogatory might be exhibited to prove it. (*Egginton v. Burton*, 1 Hare, 488). In that case there was no one before the Court who represented an interest similar to that of the absent party: this distinguished it from the case of *Butter v. Boston*, (5 Mad. 47), where leave to exhibit an interrogatory for a similar purpose was given; but there being parties before the Court who had similar interests with the party out of the jurisdiction, the accounts were allowed to be taken in the meantime. In *Hughes v. Eades*, (1 Hare, 486), where parties interested in the real estate sought to be affected, were alleged and admitted, but not proved to be out of the jurisdiction, the Vice-Chancellor would not make a decree affecting the real estate, but gave leave to exhibit interrogatories, as in *Egginton v. Burton*, (1 Hare, 488). In this case his Honor expressly said, that the plaintiff ought to have gone into evidence on this part of his case before the hearing; and he professed his intention of adhering in future to the course adopted in those two cases. In *Faulkner v. Daniel*, above cited, his Honor again said, that the usual course is to prove a party out of the jurisdiction. And although it seems, that, in some cases, a reference has been made to a Master to inquire whether a party was out of the jurisdiction, yet Lord Langdale has refused to make such an order, saying that it was not the practice, but that the proper course was to obtain leave to exhibit an interrogatory to prove that fact. (*Dibbs v. Gorea*, 1 Beav. 457). It has been remarked that there does not seem to be any other case than that of a defendant out of the jurisdiction, in which the Court throws upon the plaintiff the proof, by evidence at the hearing, of a fact admitted by competent defendants. (1 Dan. Ch. Pr., by Headlam, p. 200). It is not necessary to inquire here into the reasons for this exception to the general practice; but it may be observed that the case is one of a peculiar character, where the plaintiff asks the Court to proceed in the absence of a person who ought to be before it, for which departure from its general practice the Court may well require, in the first instance, a reason grounded on something more satisfactory than the defendant's admission of a fact which he may have no interest in disputing.

The authorities above cited seem to establish these points: that where a person who ought to be a party to a suit is out of the jurisdiction, he must be named as a defendant in the prayer of process; that if he continues absent, evidence ought to be gone into to prove that fact before the hearing; that if that is omitted to be done, the Court in general will not refer it to the Master to inquire as to the fact, but will permit the defect to be made good, by exhibiting an interrogatory to prove it; and that it will not of course proceed to give directions to be carried into effect contingently upon the fact of absence being proved.

## London Gazettes.

TUESDAY, DECEMBER 21.

### INSOLVENTS.

HENRY TURNER, Coventry-street, Piccadilly, Middlesex, fishmonger.

JOHN BENNET BROUGH, Macclesfield, Cheshire, cabinet maker.

### BANKRUPTS.

WILLIAM NORMAN, Gialingham, Suffolk, coal merchant, dealer and chapman, Dec. 29 and Jan. 28 at 2, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Galworthy & Nichols, 9, Cook's-court, Carey-street.—Fiat dated Dec. 17.

FREDERICK NEVILLE, Little Love-lane, London, commission agent, Jan. 3 at half-past 1, and Feb. 7 at half-past 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sol. Lloyd, Milk-street, Cheapside.—Fiat dated Dec. 17.

THOMAS ORPWOOD, Bear-street, Leicester-square, Middlesex, coach carrier, dealer and chapman, Dec. 27 at half-past 1, and Feb. 7 at 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. King & Co., Temple.—Fiat dated Dec. 14.

THOMAS WOODS, Cambridge, and Barnwell, Cambridgeshire, and Mildenhall, Suffolk, draper, dealer and chapman, Jan. 3 at 2, and Feb. 7 at half-past 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Sole & Turner, Aldermanbury.—Fiat dated Dec. 11.

HENRY READY, Hounslow, Middlesex, builder, dealer and chapman, Dec. 29 and Jan. 27 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sols. Brady & Sen, Staple-inn.—Fiat dated Dec. 17.

THOMAS CHAPLE, Borough-road, Surrey, tailor and draper, Dec. 30 at 2, and Feb. 3 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Hill, 34, Moorgate-street, London.—Fiat dated Dec. 17.

WILLIAM SANDILANDS, South Lambeth, and Walnut-tree-walk, Lambeth, Surrey, piano forte maker, dealer and chapman, Dec. 29 at half-past 1, and Feb. 2 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Tripp, Adelaide-place, London-bridge.—Fiat dated Dec. 17.

WILLIAM WEST, London-terrace, Hackney-road, Middlesex, linen draper, dealer and chapman, Jan. 4 at 12, and Feb. 1 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Moss, Serjeant's-inn, Fleet-street.—Fiat dated Dec. 18.

JOHN RICHARDS, Merthyr Tydvil, Glamorganshire, woolen draper, dealer and chapman, Jan. 4 and Feb. 1 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Messrs. Linklaters, Leadenhall-street, London.—Fiat dated Dec. 14.

JOHN HARVEY, Sidmouth, Devonshire, printer, bookseller and stationer, Jan. 11 and Feb. 3 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Stogdon, Southernhay, Exeter; Nicholetts, Bridport; Brace, 24, Surrey-street, Strand, London.—Fiat dated Dec. 15.

GEORGE HARGREAVES and JOSEPH HARGREAVES, Manchester, and Liverpool, merchants, (carrying on business together, and with Thomas Platt, at Manchester, under the firm of Joseph Hargreaves & Co., and also at Liverpool, under the firm of George Hargreaves & Co.), Jan. 4 and 25 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Dec. 13.

**GEORGE HARGREAVES**, Manchester, and Liverpool, merchant, (carrying on business with Joseph Hargreaves & Thomas Platt, at Manchester, under the firm of Joseph Hargreaves & Co., and at Liverpool, in his own name, as a merchant), Jan. 4 and 25 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Dec. 11.

**NATHANIEL BISHOP** the younger, Honiton, Devonshire, victualler, Dec. 31 and Feb. 3 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Townsend & Stamp, Honiton; Daw, Exeter; Robinson & Barlow, 26, Essex-street, Strand, London.—Fiat dated Dec. 15.

**JAMES STEPHENSON**, West Kirby, Cheshire, cowkeeper, market gardener, dealer and chapman, Jan. 4 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Jones, Liverpool; Vincent, Temple, London.—Fiat dated Dec. 7.

**SAMUEL TIMPERLEY** and **JOSEPH TIMPERLEY**, Ashton-under-Lyne, Lancashire, linen drapers, Jan. 3 and 26 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Atkinson & Co., Manchester; Abbott, Charlotte-street, Bedford-square, London.—Fiat dated Dec. 1.

**JAMES HARPER**, Dudley, Worcestershire, and Walsall, Tipton, and Bilston, Staffordshire, mercer and draper, dealer and chapman, Jan. 5 and 31 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, London.—Fiat dated Dec. 14.

**JOSEPH FIELDING**, Middleton, Lancashire, corn dealer and chapman, Dec. 31 and Jan. 21 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Barrett, Manchester; Keightley & Co., 43, Chancery-lane, London.—Fiat dated Dec. 11.

**GEORGE CALLAM**, Manchester, shawl and fringe manufacturer and Scotch warehouseman, dealer and chapman, Jan. 5 and Feb. 2 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Sale & Co., Manchester; Reed & Co., Friday-street, London.—Fiat dated Dec. 15.

**GEORGE HOBSON STEER**, Sheffield, Yorkshire, commission agent, dealer and chapman, Dec. 31 and Jan. 28 at 10, District Court of Bankruptcy, Sheffield: Off. Ass. Freeman; Sols. Binney, Sheffield; Nixon, Clifford's-inn, London.—Fiat dated Dec. 9.

**JOHN WILLCOX**, Birmingham, provision dealer, butcher, dealer and chapman, Dec. 28 and Feb. 1 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sol. Harding, Birmingham.—Fiat dated Dec. 2.

**WILLIAM GIMSON**, Leicester, builder, dealer and chapman, Dec. 31 and Jan. 28 at 12, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sols. Motteram & Knowles, Birmingham; Gregory, Leicester.—Fiat dated Dec. 13.

#### MEETINGS.

*George Heath* and *George Dann*, Canterbury, drapers, Jan. 3 at 11, Court of Bankruptcy, London, last ex. of *G. Heath*.—*Wm. Newson*, St. Mary Axe, London, commission agent, Jan. 1 at half-past 2, Court of Bankruptcy, London, last ex.—*Whitfield Palmer*, Uxbridge, Middlesex, jeweller, Jan. 11 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Henry Dircks*, Winsley-street, Oxford-street, Middlesex, and Nicholas-lane, London, manufacturer of malt extract, Jan. 13 at 11, Court of Bankruptcy, London, aud. ac.—*Chas. Elstone*, Guildford, Surrey, linen draper, Jan. 13 at half-past 11, Court of Bankruptcy, London, aud. ac.—*John Parrish*, Canterbury, draper, Jan. 13 at 11, Court of Bankruptcy, London, aud. ac. and div.—*John C. Barr*, Old Bailey, London, and Blackman-street, Southwark, Surrey, hatter, Jan. 19 at 1, Court of Bankruptcy, London, aud. ac.—*John Birley*, Lower Bentcliffe-mill, Eccles, Lancashire, card manufacturer, Jan. 11 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Jan. 12 at 12, div.—*John Newton*, Stockton, Durham, ship builder, Jan. 13 at half-past 1, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Hallowell*, Newcastle-upon-Tyne, maltster, Jan. 13 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, aud. ac.—*John Sawyer*, Egham, Surrey, butcher, Jan. 13 at half-past 1, Court of Bankruptcy, London, div.—*Francis Clarke* the younger, Bury St. Edmunds, Suffolk, innkeeper, Jan. 11 at 12, Court of Bank-

ruptcy, London, div.—*John Boyd* and *James Boyd*, Wellington-chambers, Southwark, Surrey, hop merchants, Jan. 13 at half-past 12, Court of Bankruptcy, London, div.—*Geo. H. Green* and *Geo. C. Green*, Barge-yard, Bucklersbury, London, wholesale stationers, Jan. 21 at 2, Court of Bankruptcy, London, div.—*Thomas Carter*, Reading, Berkshire, jeweller, Jan. 21 at 1, Court of Bankruptcy, London, div.—*Henry Forman*, Pulham St. Mary Magdalen, Norfolk, baker, Jan. 21 at 1, Court of Bankruptcy, London, div.—*Jos. Thomas Townsend*, High-street, Islington, Middlesex, carpet dealer, Jan. 13 at 12, Court of Bankruptcy, London, div.—*Robert Johnson* the younger, Pakefield, Suffolk, grocer, Jan. 13 at 12, Court of Bankruptcy, London, div.—*Saml. Yorke*, Cambridge, upholsterer, Jan. 13 at half-past 12, Court of Bankruptcy, London, div.—*Edmund Snowden*, Alton, Southampton, painter, Jan. 13 at half-past 11, Court of Bankruptcy, London, div.—*Timothy Abraham Curtis*, Tokenhouse-yard, London, merchant, Jan. 13 at 1, Court of Bankruptcy, London, div.—*John C. Lucas* and *Thomas Lucas*, Aldergate-st., London, lozenge manufacturers, Jan. 13 at half-past 1, Court of Bankruptcy, London, div.—*Henry Woodhouse* and *Thos. T. Woodhouse*, Aldermanbury, London, warehousemen, Jan. 13 at 2, Court of Bankruptcy, London, div. sep. est. T. T. Woodhouse.—*Jacob B. Cooper*, Harleston, Suffolk, coal merchant, Jan. 13 at 2, Court of Bankruptcy, London, div.

#### CERTIFICATES.

*To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.*

*Thos. Chas. Burgon*, Great St. Helen's, Bishopgate-st., London, drug broker, Jan. 12 at 11, Court of Bankruptcy, London.—*James Gordon* the younger, East India-chambers, Leadenhall-street, London, and Albany-road, Camberwell, Surrey, ship broker, Jan. 11 at 1, Court of Bankruptcy, London.—*Henry Woods*, Liverpool, victualler, Jan. 11 at 11, District Court of Bankruptcy, Liverpool.—*Wm. Hadfield*, *Thos. McTeer*, and *Edmund Thompson*, Liverpool, merchants, Jan. 11 at 11, District Court of Bankruptcy, Liverpool.—*Jonathan Powell*, Lugwardine, Herefordshire, cattle dealer, Jan. 18 at 12, District Court of Bankruptcy, Birmingham.—*Thos. Thompson*, Manchester, calico printer, Jan. 13 at 12, District Court of Bankruptcy, Manchester.—*William Eccles*, Walton-le-Dale, Lancashire, cotton spinner, Jan. 13 at 11, District Court of Bankruptcy, Manchester.—*Andrew Schofield*, Oldham, Lancashire, attorney at law, Jan. 14 at 12, District Court of Bankruptcy, Manchester.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 11.*

*Francis Claridge*, Southampton-row, Bloomsbury, Middlesex, wine merchant.—*Richard Harmer*, Spital-square, Middlesex, silk manufacturer.—*George Duckham*, Newport, Monmouthshire, butcher.—*James Ross*, Great Tower-street, London, grocer.—*Jonathan Wragg*, Melina-place, Westminster-bridge-road, Surrey, iron merchant.—*Stephen Haeken*, Corn-wall-villas, Albion-road, Queen's-road, Dalston, Middlesex, builder.—*Chas. Carpenter*, Basingstoke, Southampton, baker.—*Hansel Baird*, Gloucester, grocer.—*Henry John Bellars*, Whittlesea, Cambridgeshire, money scrivener.—*Geo. Swail*, Coventry, Warwickshire, draper.—*Joseph Featherstonhaugh* and *Wm. Putterill*, Stamford, Northamptonshire, railway contractors.—*Fred. Ricketts* and *T. James*, Moorgate-street, London, merchants.—*Edward Dobbins*, Strand, Middlesex, hotel keeper.—*T. G. Shann*, Leeds, Yorkshire, woollen cloth merchant.—*John Rippon*, Bristol, baker.

#### SCOTCH SEQUESTRATIONS.

*George Brown*, Edinburgh, wine merchant.—*A. MacNeill* and *John Wyper*, Glasgow, wrights.—*John Neilson*, Ratherglen, baker.—*Robert Swan*, Coatbridge, near Airdrie, iron-monger.—*Walter Jollie*, Edinburgh, banker.—*W. Campbell*, Glasgow, spirit merchant.—*Thomas Strong*, Edinburgh, iron-master.—*G. L. Finlay*, Edinburgh, banker.—*George Duncan & Co.*, Edinburgh, merchants.—*Archibald Fife*, Glasgow, victualler.—*John Stevenson*, Edinburgh, commission agent.—*James Allan & Co.*, Glasgow, grain merchants.—*W. Parker & Co.*, Ayr, engineers.—*J. G. Campbell & Co.*, Glasgow, silk spinners.—*James Stirrad*, Saltcoats, Ayrshire, merchant.—*Alex. Alison*, jun., Glasgow, ironmaster.—*John Ferguson* and *Thos. Watson*, Glasgow, silk merchants.—*Wm. Whitehead*, Edinburgh, merchant.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*James Edwards*, Guildford, Surrey, grocer, Jan. 4 at 1, County Court of Surrey, at Guildford.—*George Allen*, Worcester, baker, Jan. 12 at 10, County Court of Worcestershire, at Worcester.—*Wm. E. Ruffy*, Worcester, coach body maker, Jan. 12 at 10, County Court of Worcestershire, at Worcester.—*George Jackson*, Newport Pagnell, Buckinghamshire, carpenter, Jan. 4 at 10, County Court of Buckinghamshire, at Newport Pagnell.—*Edwin Coles*, Bridgwater, Somersetshire, carpenter, Jan. 14 at 10, County Court of Somersetshire, at Bridgwater.—*James Heal*, Bridgwater, Somersetshire, beer house keeper, Jan. 14 at 10, County Court of Somersetshire, at Bridgwater.—*Richard Palmer*, Bawdrip, Somersetshire, baker, Jan. 14 at 10, County Court of Somersetshire, at Bridgwater.—*Wm. Morris*, Bridgwater, Somersetshire, saddler, Jan. 14 at 10, County Court of Somersetshire, at Bridgwater.—*John Higgins*, Liverpool, out of business, Dec. 27 at 10, Liverpool District County Court, at Liverpool.—*John R. Hayward*, Manchester, perfumer, Dec. 27 at 10, Liverpool District County Court, at Liverpool.—*Daniel M'Crum*, Liverpool, lace dealer, Dec. 27 at 10, Liverpool District County Court, at Liverpool.—*Thomas Symes*, Bridgwater, Somersetshire, master mariner, Jan. 14 at 10, County Court of Somersetshire, at Bridgwater.—*Jonathan Moore*, Spridlington, Lincolnshire, shoemaker, Jan. 10 at 10, County Court of Lincolnshire, at Lincoln.—*John Bird*, King's Lynn, Norfolk, general shopkeeper, Jan. 8 at 10, County Court of Norfolk, at King's Lynn.—*James Dennis*, King's Lynn, Norfolk, butcher, Jan. 8 at 10, County Court of Norfolk, at King's Lynn.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

*Jan. 5 at 10, before Mr. Commissioner LAW.*

*Chas. A. Patey*, Blandford-st., Portman-sq., Middlesex, professor of music.—*Wm. Snook*, Provinces-buildings, Old Kent-road, Surrey, out of business.—*Aug. Boyson*, Gould-square, Cooper's-row, Tower-hill, London, ship broker.—*Edw. Burr*, Bridport-place, New North-road, Hoxton, Middlesex, collecting clerk to an upholsterer.

*Jan. 3 at 10, before Mr. Commissioner PHILLIPS.*

*John Potts*, Poland-st., Oxford-st., Middlesex, tailor.—*Nich. Symons*, Gresse-st., Rathbone-pl., St. Pancras, Middlesex, coach body maker.—*Wm. Martinson*, Davies-street, Berkeley-sq., Middlesex, wheelwright.—*Wm. Wise*, Broadway, Camden-town, St. Pancras, Middlesex, basket maker.

*Jan. 6 at 10, before the CHIEF COMMISSIONER.*

*Robt. Marsh*, Lucas-pl., Commercial-road East, Middlesex, ladies shoe manufacturer.—*Wm. Shepherd*, Mint-square, Southwark, Surrey, licensed victualler.—*Thomas B. Payne*, Connaught-terrace, Hyde-park, Middlesex, tin plate worker.—*John Mitchell*, Dulwich, Surrey, boot maker.—*Chas. Jas. Grant*, Cheshunt, Hertfordshire, gentleman.—*Wm. Girdlestone*, Webber-row, Westminster-road, Surrey, out of business.—*Wm. Dain*, Great College-st. North, Camden-town, Middlesex, house painter.—*Jas. R. Freeman*, Great Suffolk-street, Southwark, Surrey, tobacconist.—*Wm. Marks Field*, Neate-st., Coburg-road, Old Kent-road, Surrey, out of business.—*Fred. C. Montagu*, Willow-cottage, South Lambeth, Surrey, clerk in the Office of the Accountant in Bankruptcy, Basinghall-st., London.

*Saturday, Dec. 18.*

*The following Assignees have been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.*

*Edw. Petty*, Drummond-road, Bermondsey-level, Bermondsey, Surrey, hair dresser, No. 59,265 T.; Mich. Spurgeon, assignee.—*Anne Butler*, St. Peter's-sq., Hammersmith, Middlesex, governess, No. 59,283 T.; Wm. Gainer, assignee.—*Hen. Butt*, Southampton-st. Camberwell, Surrey, out of business, No. 59,332 T.; Lewis Lazarus, assignee.—*Abner Brunskill*, Foulridge, near Colne, Lancashire, innkeeper, No. 68,499 C.; John Heaton, assignee.—*Thos. Dewe*, Ossett, near

Dewsbury, Yorkshire, cloth manufacturer, No. 68,641 C.; G. Greaves, assignee.—*John F. Archbold*, York-road, Lambeth, Surrey, barrister at law, No. 68,655 C.; Hen. Shaw, assignee.—*Thos. Warburton*, Outwood, Pilkington, near Bury, Lancashire, timekeeper on a railway, No. 68,664 C.; R. Hall, assignee.—*John Thompson*, Liverpool, cotton manufacturer, No. 68,697 C.; Dav. Skinner and Thos. Bolton, assignees.—*Wm. Wilkinson*, Church, near Accrington, Lancashire, provision shopkeeper, No. 68,710 C.; Edmund Hepple, assignee.—*Steph. R. Bishopp*, Boughton Alup, Kent, farmer, No. 68,762 T.; Wm. Moore, assignee.

*Saturday, Dec. 18.*

*Orders have been made, vesting in the Provisional Assignees the Estates and Effects of the following Persons:—*  
*(On their own Petitions).*

*Sam. Hayward*, Whittlebury-st., Easton-sq., Middlesex, stone mason: in the Debtors Prison for London and Middlesex.—*Benj. Bearby*, St. Martin's-lane, Charing-cross, Middlesex, cab proprietor: in the Debtors Prison for London and Middlesex.—*John Morgan*, West-st., Cambridge-heath, Hackney-road, Middlesex, grocer: in the Debtors Prison for London and Middlesex.—*John Bennett*, Lower Ebury-street, Pimlico, Middlesex, builder: in the Queen's Prison.—*Thos. Peden*, Duke-street, Portland-place, Marylebone, Middlesex, coach maker: in the Queen's Prison.—*William Sherwood*, Golden-lane, Cripplegate, London, tailor: in the Debtors Prison for London and Middlesex.—*Thos. Fawthrop*, Little Alie-st., Whitechapel, Middlesex, surgeon: in the Queen's Prison.—*Woolf Newman*, Swan-street, Minorities, Middlesex, shoe manufacturer: in the Debtors Prison for London and Middlesex.—*Jas. Warren*, Windsor-st., City-road, Middlesex, piano-forte manufacturer: in the Debtors Prison for London and Middlesex.—*Chas. Leverage*, Willow-walk, Curtain-road, Shoreditch, Middlesex, beer-shop keeper: in the Debtors Prison for London and Middlesex.—*Thos. Smith*, Baker's-row, Waiworth-road, Surrey, commission agent: in the Debtors Prison for London and Middlesex.—*Wm. Hall* the elder, River-terrace, Sidney-street, Islington, Middlesex, potatoe salesman: in the Debtors Prison for London and Middlesex.—*Benj. Holdstock*, Fleet-street, London, out of business: in the Debtors Prison for London and Middlesex.—*Jas. Wells*, St. Ann's-lane, London, woollen draper: in the Debtors Prison for London and Middlesex.—*Thomas Woodman*, Leonard-street, Shoreditch, Middlesex, out of business: in the Debtors Prison for London and Middlesex.—*Wm. F. Ellaby*, Liverpool-st., Gray's-inn-road, Middlesex, attorney's clerk: in the Queen's Prison.—*Rich. Hake*, Plymouth, Devonshire, commission agent: in the Gaol of St. Thomas the Apostle.—*Wm. Marston*, Garden-st., Brompton, Kent, farmer: in the Gaol of Maidstone.—*James Bernard*, Sittingbourne, Kent, watch maker: in the Gaol of Maidstone.—*Thos. Clements*, Mereworth, Kent, licensed victualler: in the Gaol of Maidstone.—*James Haigh*, Stainland, Halifax, Yorkshire, woollen manufacturer: in the Gaol of Halifax.—*Henry Fisher*, Strangeways, Manchester, poulterer: in the Gaol of Lancaster.—*Jas. Petty*, Salford, Lancashire, grocer: in the Gaol of Lancaster.—*Wm. Newall*, Manchester, farmer: in the Gaol of Lancaster.—*Jeremiah Thompson*, Great Ancoats, Manchester, retail brewer: in the Gaol of Lancaster.—*Robt. G. Jackson*, Birstall, Yorkshire, out of business: in the Gaol of Halifax.—*Wm. Hill Winnmill*, Hove, Sussex, corn chandler: in the Gaol of Lewes.—*James Smith*, Gloucester, shoemaker: in the Gaol of Gloucester.—*George Allberrey*, Cheltenham, shoeing smith: in the Gaol of Gloucester.—*John Butlerworth*, Manchester, licensed victualler: in the Gaol of Lancaster.—*Wm. Mander*, Cheltenham, livery-stable keeper: in the Gaol of Gloucester.

*(On Creditor's Petition).*

*John Dunn*, Bellbroughton, Worcestershire, carpenter: in the Gaol of Worcester.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

*Jan. 4 at 10, before the CHIEF COMMISSIONER.*

*John Cuisset*, Liverpool-street, Walworth-road, Surrey, jeweller.—*Hen. G. Solomon*, Farringdon-st., London, shopman to a hosier.—*Sam. Solomon*, Aldgate, London, shopman to a clothier.—*Edw. Young*, Margate, Kent, out of business.—*Benj. Randall*, Crown-st., Westminster, Middlesex, assistant to a baker.

Jan. 5 at 10, before Mr. Commissioner LAW.

*Jas. Townsend*, Gloucester-street, Park-st., Camden-town, Middlesex, writing clerk.—*Edw. Rolfe*, Uxbridge, Middlesex, coal dealer.—*Jos. Parker*, Upper Berkeley-street West, Connaught-sq., Edgeware-road, Middlesex, tailor.

At the County Court of Worcestershire, at WORCESTER, Jan. 12.

*Thos. Smith*, Collyhurst, near Manchester, seed merchant. At the County Court of Kent, at MAIDSTONE, Jan. 5 at 10.

*Wm. Marsdon*, Garden-st., Brompton, Kent, out of business.—*James Barnard*, Sittingbourne, Kent, watchmaker.—*Thos. Clements*, Mereworth, Kent, out of business.

## FRIDAY, DEC. 24.

### BANKRUPTS.

**WILLIAM SANDILANDS**, South Lambeth, and Walnut-tree-walk, Lambeth, Surrey, piano-forte key maker, dealer and chapman, Dec. 29 at half-past 1, and Feb. 2 at 11, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Tripp, Adelaide-place, London-bridge.—Fiat dated Dec. 17.

**RICHARD WIX PHILIPS**, Dorking, Surrey, late carrying on the business of the Water Works at Dorking, Jan. 5 at half-past 1, and Feb. 2 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Morphett, Serjeant's-inn, Fleet-street.—Fiat dated Dec. 21.

**JAMES PASLEY**, Cannon-street, St. George's in the East, Middlesex, ship owner, Dec. 30 and Feb. 3 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sol. Hodgson, Gt. Tower-street.—Fiat dated Dec. 15.

**CHARLES ROADS SUTTON**, Whittlesea, Isle of Ely, Cambridge, corn merchant, Dec. 30 at half-past 2, and Feb. 2 at 1, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Pickering & Co., Lincoln's-inn-fields.—Fiat dated Dec. 19.

**THOMAS PRYMAN**, Abingdon, Berkshire, builder, dealer and chapman, Jan. 8 at 2, and Feb. 10 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Messrs. Helder, 38, Gt. James-street, Bedford-row.—Fiat dated Dec. 22.

**THOMAS BAILEY**, Croydon, Surrey, builder, dealer and chapman, Dec. 31 at 1, and Feb. 10 at half-past 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Stevens & Goaling, Gray's-inn-square.—Fiat dated Dec. 16.

**GEORGE BURR**, East Farleigh, Kent, market gardener, dealer and chapman, Jan. 4 at half-past 1, and Feb. 4 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Atkins & Andrews, 5, White Hart-court, Lombard-street.—Fiat dated Dec. 22.

**WILLIAM BURR**, Colham-green, Hillingdon, Middlesex, miller, commission agent, dealer and chapman, Jan. 4 and Feb. 4 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Davis, Blackfriar's-road, Surrey.—Fiat dated Dec. 22.

**ROBERT HOOD**, Haughley, near Stowmarket, Suffolk, brewer, beer-house keeper, and general dealer, Jan. 4 at 1, and Feb. 1 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Goldworthy, Ipswich; Kirk, 10, Symonds-inn.—Fiat dated Dec. 17.

**WILLIAM SHERWOOD**, Belvedere-rd., Lambeth, Surrey, builder and carpenter, dealer and chapman, Jan. 4 at 2, and Feb. 4 at 11, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Bromley & Aldridge, South-square, Gray's-inn.—Dec. 15.

**WILLIAM ROBERT BARTON**, Davies-street, Oxford-st., Middlesex, oil and colour man, dealer and chapman, Jan. 4 and Feb. 4 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Loughborough, 23, Austin-friars.—Fiat dated Dec. 13.

**ALBERT PHILIP OWEN**, Aylesbury, Buckinghamshire, surgeon and apothecary, Jan. 10 at half-past 12, and Feb. 14 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Benson, Aylesbury; Branscomb, Wine Office-court, Fleet-street.—Fiat dated Dec. 20.

**WILLIAM CARR**, Bishopgate-street-without, London, cheese-monger, dealer and chapman, Jan. 3 at half-past 11, and Feb. 7 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Marten & Co., Mincing-lane.—Fiat dated Dec. 16.

**GODFREY MORGAN**, Warminster, Wiltshire, maltster, hair manufacturer, dealer and chapman, Jan. 8 at half-past 12, and Feb. 12 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Berkeley, 52, Lincoln's-inn-fields.—Fiat dated Dec. 7.

**HENRY SEARLE**, Oxford, tailor and draper, Jan. 6 at half-past 1, and Feb. 5 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Wood & Fraser, 78, Dean-street, Soho.—Fiat dated Dec. 18.

**JOHN PHILLIPS**, Cambridge, boot and shoe maker, Jan. 8 at 2, and Feb. 5 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Thorndike, 11, Staple-inn.—Fiat dated Dec. 14.

**ELIZABETH THOMPSON**, Salford, Lancashire, licensed victualler, Jan. 4 and 26 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Cobbett, Manchester; Spinks, 39, Gt. James-street, London.—Fiat dated Dec. 17.

**WILLIAM HENSHALL**, Prestbury, Cheshire, mineral miller, Jan. 7 and 31 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hale, Manchester; Tatham & Proctor, 10, New-square, Lincoln's-inn, London.—Fiat dated Dec. 20.

**WILLIAM CRANKSHAW**, Preston, Lancashire, cotton spinner, dealer and chapman, Jan. 5 and 26 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Winstanley & Charnley, Preston, Lancashire; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 17.

**THOMAS BERRIDGE**, Manchester, dealer in cigars and tobacconist, Jan. 7 and 28 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hadfield, Manchester; Johnson & Co., Temple, London.—Fiat dated Dec. 20.

**WILLIAM BLAIN**, Liverpool, corn merchant and factor, (carrying on business under the firm of Samuel Blain & Son), Jan. 5 and Feb. 2 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Dec. 13.

**RICHARD ABRAM**, Windoor, Liverpool, wholesale and retail wine merchant, Jan. 4 and 25 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Thompson, Liverpool; Skilbeck & Co., 19, Southampton-buildings, London.—Fiat dated Nov. 12.

**RICHARD JOHN SALTREN ROBINS**, Tavistock, Devonshire, attorney, dealer and chapman, Jan. 11 at 12, and Feb. 2 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Herniman; Sols. Stogdon, Southernhay, Exeter; Kedell & Co., 34, Lime-street, London.—Fiat dated Dec. 20.

**FREDERICK PEAKE**, Honiton, Devonshire, draper, mercer, and hosier, dealer and chapman, Jan. 11 at 12, and Feb. 3 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Townsend & Stamp, Honiton; Daw, Exeter; Robinson & Barlow, 26, Essex-street, Strand, London.—Fiat dated Dec. 15.

**ROBERT AMBROSE**, Plymouth, Devonshire, builder, dealer and chapman, Jan. 13 at 1, and Feb. 8 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Edmonds & Son, Plymouth; Stogdon, Exeter; Clowes & Co. King's Bench-walk, Temple, London.—Fiat dated Dec. 21.

**ANTHONY HARRISON**, Friar's Goose Alkali Works, near Gateshead, Durham, alkali manufacturer, Jan. 11 at half-past 11, and Feb. 11 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Ingledew, Newcastle-upon-Tyne; Williamson & Hill, 10, Gt. James-street, Bedford-row, London.—Fiat dated Dec. 20.

**ALEXANDER SPEERS CORRICK**, Bristol, mahogany and timber merchant, dealer and chapman, Jan. 7 and Feb. 4 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Brittan, Bristol; Lammin, 5, John-street, Adelphi, London.—Fiat dated Dec. 21.

**JONATHAN DAVIES**, Brynmawr, Llanelli, Breconshire, victualler, dealer and chapman, Jan. 6 and Feb. 3 at half-past 11, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Leman, Bristol; Blower & Co., Lincoln's-inn-fields.—Fiat dated Dec. 20.

**ANNE EVANS**, Raglan, Monmouthshire, victualler, dealer and chapman, Jan. 7 and Feb. 4 at 11, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. George, Monmouth; Messrs. Bevan, Bristol.—Fiat dated Dec. 13.

**JOSEPH GOMERSALL**, Cleckheaton, Yorkshire, corn miller and starch manufacturer, Jan. 4 and 25 at 1, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Messrs. Carr, Gomersall; Blackburn, Leeds; Flower, Breadstreet, London.—Fiat dated Dec. 17.

**WALTER CARDING**, Liverpool, tavern keeper, victualler, dealer and chapman, Jan. 3 and 28 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Brabner & Haigh, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Dec. 13.

**WILLIAM WALKER**, Birmingham, hosier and tailor, dealer and chapman, Jan. 5 and 27 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Mottram & Knowles, Birmingham; Reed & Co., Friday-st., Cheapside, London.—Fiat dated Dec. 7.

**JOHN COOKE**, Ross, Herefordshire, skinner, leather seller, dealer and chapman, Jan. 11 and Feb. 15 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Valpy; Sols. Hodgson, Birmingham; Brittan & Sons, Bristol.—Fiat dated Dec. 14.

## MEETINGS.

**Samuel Hendley**, Park-hill-cottages, Shepherd's-lane, Brixton, Surrey, builder, Jan. 7 at 1, Court of Bankruptcy, London, last ex.—**Arthur James**, Newcastle-upon-Tyne, oil merchant, Jan. 11, at half-past 10, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Edmund Wallington**, Stockport, Cheshire, carpenter, Jan. 5 at 11, District Court of Bankruptcy, Manchester, last ex.—**Frederick Law**, Manchester, corn dealer, Jan. 3 at 12, District Court of Bankruptcy, Manchester, last ex.—**E. S. Meyer and Thos. G. Brownsmith**, Bedford-st., Covent-garden, Middlesex, fringe manufacturers, Jan. 14 at half-past 12, Court of Bankruptcy, London., aud. ac.; Jan. 17 at half-past 12, div.—**A. H. Chambers** the elder and **A. H. Chambers** the younger, New Bond-street, and South Molton-street, Middlesex, bankers, Jan. 14 at 11, Court of Bankruptcy, London, aud. ac.; Jan. 25 at 11, div. sep. est. of **A. H. Chambers**.—**Edw. Markins**, Upper Holloway, Islington, Middlesex, licensed victualler, Jan. 15 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Thomas Burrell**, Billericay, Essex, licensed victualler, Jan. 15 at 12, Court of Bankruptcy, London, aud. ac.—**Wm. C. Wells**, Claremont-terrace, Pentonville, Middlesex, and Poultry, London, merchant, Jan. 15 at half-past 11, Court of Bankruptcy, London, aud. ac.—**John Rawlins**, Foley-place, Middlesex, coach maker, Jan. 15 at 11, Court of Bankruptcy, London, aud. ac.—**Edward B. Larkman**, Wellington-terrace, Wandsworth-road, and Vauxhall-place, South Lambeth, Surrey, coal merchant, Jan. 15 at 11, Court of Bankruptcy, London, aud. ac.—**John Sayer and Wm. Sayer**, High-street, Portland-town, St. Marylebone, Middlesex, oilmen, Jan. 15 at 12, Court of Bankruptcy, London, aud. ac.—**Geo. Westrip**, St. Peter-street, Newington, Surrey, cab master, Jan. 15 at half-past 12, Court of Bankruptcy, London, aud. ac.—**J. A. Andrews**, Liverpool-terrace, Liverpool-road, Middlesex, out of business, Jan. 15 at half-past 12, Court of Bankruptcy, London, aud. ac.—**E. M. Totterdell and John Gruchy**, Portsea, Hampshire, woollen drapers, Jan. 15 at half-past 11, Court of Bankruptcy, London, aud. ac.—**Stephen Keen**, Hillingdon, Middlesex, brick maker, Jan. 15 at 11, Court of Bankruptcy, London, aud. ac.—**J. W. Welborne**, Albemarle-street, Piccadilly, Middlesex, silk mercer, Jan. 11 at 11, Court of Bankruptcy, London, aud. ac.—**George Holditch**, **John F. Holditch**, and **Edw. D. Holditch**, Bankside, Southwark, Surrey, cyder merchants, Jan. 15 at half-past 2, Court of Bankruptcy, London, aud. ac. and div.—**John Williams**, Abergavenny, Monmouthshire, carpenter, Jan. 24 at 11, District Court of Bankruptcy, Bristol, aud. ac.—**Jas. Andrews**, Llantrissant, Glamorganshire, grocer, Jan. 17 at half-past 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 18 at 12, div.—**Wm. John Ward**, Bermondsey-street, Southwark, Surrey, wine merchant, Jan. 14 at 11, Court of Bankruptcy, London, div.—**Joseph Gass**, Colchester, Essex, draper, Jan. 14 at 12, Court of Bankruptcy, London, div.—**H. Dircks**, Winsley-street, Oxford-street, Middlesex, and Nicholas-lane, London, manufacturer of malt extract, Jan. 14 at half-past 12, Court of Bankruptcy, London, div.—**Edward Lloyd James**, Queen-street, Cheapside, London, stationer, Jan. 14 at 12, Court of Bankruptcy, London, div.—**George Frost**, Leadenhall-street, London, cutler, Jan. 14 at half-past 11, Court of Bankruptcy, London, div.—**Michael J. Stone**, Abingdon, Berkshire, grocer, Jan. 14 at 11, Court of Bank-

ruptcy, London, div.—**Chas. C. Knight**, Landport, Southampton, draper, Jan. 14 at half-past 11, Court of Bankruptcy, London, div.—**Wm. Craft**, Spring-street, Paddington, Middlesex, fishmonger, Jan. 14 at 11, Court of Bankruptcy, London, div.—**John G. Ufford**, Highbury Brewery, Holloway, Middlesex, common brewer, Jan. 14 at half-past 11, Court of Bankruptcy, London, div.—**F. C. Gray**, Melicent-cottages, Forest-row, Dalston, Middlesex, lodging-house keeper, Jan. 14 at 11, Court of Bankruptcy, London, div.—**John Simpson**, Goswell-street, Middlesex, currier, Jan. 25 at 1, Court of Bankruptcy, London, div.—**H. Butcher**, Lamb's Conduit-street, Middlesex, poulterer, Jan. 25 at 1, Court of Bankruptcy, London, div.—**Wm. Bate**, Bridgnorth, Shropshire, millwright, Jan. 15 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—**John Newton**, Stockton, Durham, ship builder, Jan. 18 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

**Geo. Sandeman**, York-st., Southwark, Surrey, ironmonger, Jan. 14 at half-past 11, Court of Bankruptcy, London.—**John Kirkland**, New-st., Covent-garden, Middlesex, grocer, Jan. 14 at half-past 1, Court of Bankruptcy, London.—**Wm. Wright**, Holland-road, Brixton, Surrey, builder, Jan. 14 at 1, Court of Bankruptcy, London.—**John Oakley and Benj. Oakley**, Southampton, builders, Jan. 14 at half-past 12, Court of Bankruptcy, London.—**Thos. Bevan**, Brecon, corn dealer, Jan. 18 at 12, District Court of Bankruptcy, Bristol.—**Thos. Sampson**, Nailsworth, Gloucestershire, grocer, Jan. 25 at 11, District Court of Bankruptcy, Bristol.—**Prince W. Smith**, Bristol, currier, Jan. 14 at 11, District Court of Bankruptcy, Bristol.—**R. Chantler**, Pendleton, Eccles, Lancashire, joiner, Jan. 17 at 12, District Court of Bankruptcy, Manchester.—**Rich. Parry and J. Roberts**, Liverpool, joiners, Jan. 14 at 11, District Court of Bankruptcy, Liverpool.—**T. Ryland and Wm. L. Ryland**, Birmingham, Britannia metal workers, Feb. 1 at 12, District Court of Bankruptcy, Birmingham.—**Benj. Gimson and J. Gimson**, Leicester, engineers, Jan. 21 at half-past 11, District Court of Bankruptcy, Nottingham.—**Chas. Ashford**, Birmingham, packing case maker, Jan. 18 at 11, District Court of Bankruptcy, Birmingham.—**May O. A. Durant**, Burbage, Leicestershire, surgeon, Jan. 20 at 11, District Court of Bankruptcy, Birmingham.—**John Lee**, Coventry, Warwickshire, watch manufacturer, Jan. 15 at 11, District Court of Bankruptcy, Birmingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 14.

**Jas. Bishop**, Little Russell-st., Gilbert-st., and Bury-st., Bloomsbury, Middlesex, wheelwright.—**Sam. Cockings**, Torquay, Devonshire, timber merchant.—**John Gilbert**, Boston-street, Hackney-road, Middlesex, millwright.—**G. C. Bignell**, Leeds, Yorkshire, stock jobber.—**John A. Phillips**, Riches-court, Lime-st., London, merchant.—**Wm. Norris**, Cambridge-villas, Great College-st., Camden New-town, Middlesex, builder.—**James Henson**, Bury-court, St. Mary Axe, London, upholsterer.—**Henry Boven**, Coventry, clothier.—**And. Leighton**, Liverpool, broker.—**John Pells**, Great Yarmouth, Norfolk, grocer.—**James Richardson**, Union-street, Spitalfields, Middlesex, glass dealer.—**Fred. Wiggins**, Union-street, Bridge-st., Blackfriars, London, horse contractor.—**Geo. Hatterley**, Sheffield, Yorkshire, stove manufacturer.—**Bryant Organ**, Westbromwich, Staffordshire, soda water manufacturer.—**Wm. Grill**, Launceston, Cornwall, rope manufacturer.—**Jas. Burt and Jas. Burt** the younger, Manchester, commission agents.—**Wm. T. Watson**, Leeds, commission agent.—**Louis Meunier**, Leicester-pl., Leicester-sq., Middlesex, hotel keeper.—**Wm. Mallet**, Chorlton-upon-Medlock, Manchester, milliner.—**Chas. Phillips**, Baptist-mills, Bristol, engineer.—**Wm. Marsden**, Manchester, commission agent.—**Alf. Inskipp**, Long-lane, Bermondsey, Surrey, leather manufacturer.

## FIATS ANNULLED.

**Alice Johnston**, Liverpool, tailor and draper.—**J. Mabbott**, Milton next Gravesend, Kent, printer and publisher.

## PARTNERSHIPS DISSOLVED.

**N. C. Wright and T. J. Stanbury**, Finsbury-pl. South, London, attorneys and solicitors.—**Sam. Brabner and George Haigh**, Liverpool, attorneys at law.



## SCOTCH SEQUESTRATIONS.

*Jas. Fisher & Son*, Glasgow, drapers.—*Charles Stewart*, Glasgow, dyer.—*Wm. Mackie*, Hamilton, Lanarkshire, innkeeper.—*Chas. Cowan*, dec., Kilmarnock, ale merchant.—*John Davidson* and *B. Munro*, Glasgow, coffee merchants.—*Wm. Riddell* and *John Watson*, Glasgow, druggist manufacturers.—*John Jaap*, Paisley, leather merchant.—*J. Burnet*, Edinburgh, straw hat manufacturer.—*J. Waterston*, Paisley, oil merchant.—*Dav. Macfarlane* and *Alex. Campbell*, Glasgow, dyers.—*D. and J. Caldwell*, Holytown, Lanarkshire, slaters.—*Duncan Robertson*, Edinburgh, spirit dealer.—*John Farquhar & Co.*, Glasgow, iron founders.

## DECLARATION OF INSOLVENCY.

*Edm. John Onion*, Petersburg-terrace, Moscow-road, Baywater, Paddington, Middlesex, artist, Jan. 19 at 11, Court of Bankruptcy, London.

## INSOLVENT DEBTORS

*Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Sam. Kirk*, Bridbury, Cheshire, licensed victualler, Dec. 29 at 1, County Court of Cheshire, at Hyde.—*John Painter*, Market Harborough, Leicestershire, rope maker, Jan. 6 at 11, County Court of Leicestershire, at Market Harborough.—*Sam. Cozens the younger*, High Ham, near Langport, Somersetshire, baker, Jan. 17 at 10, County Court of Somersetshire, at Langport.—*Wm. Smith*, Lavenham, Suffolk, innkeeper, Jan. 15 at 12, County Court of Suffolk, at Sudbury.—*Benjamin John Perry*, Taunton St. James, Somersetshire, accountant, Jan. 10 at 9, County Court of Somersetshire, at Taunton.—*Geo. Nunn the younger*, Steeple, Essex, blacksmith, Jan. 21 at 12, County Court of Essex, at Maldon.—*Geo. Woods*, Long Melford, Suffolk, tea dealer, Jan. 15 at 12, County Court of Suffolk, at Sudbury.—*John Rush*, Earles Colne, Essex, innkeeper, Jan. 14 at 12, County Court of Essex, at Halstead.—*Jas. Golding the younger*, Colchester, Essex, boot maker, Jan. 17 at 12, County Court of Essex, at Colchester.—*Wm. Williams*, Cwmsbaw Matthew, Bedwelty Rhymney Iron Works, Monmouthshire, grocer, Jan. 20 at 10, County Court of Monmouthshire, at Tredegar.—*Wm. Dash*, Egham, Surrey, tailor, Jan. 12 at 9, County Court of Surrey, at Chertsey.—*W. Jones*, West Cowes, Isle of Wight, shoemaker, Dec. 29 at half-past 10, County Court of Hampshire, at Newport.—*Thomas Richards*, Rose-linnets, Newchurch, Isle of Wight, Hampshire, farmer, Dec. 29 at half-past 10, County Court of Hampshire, at Newport.—*Thomas Spencer*, Ryde, Newchurch, Isle of Wight, Hampshire, labourer, Dec. 29 at half-past 10, County Court of Hampshire, at Newport.—*Hen. Baldwin*, St. Edmund, Norwich, baker, Jan. 14 at 10, County Court of Norfolk, at Norwich.

## INSOLVENT DEBTOR'S DIVIDEND.

*James Heaton*, Crowle, Lincolnshire, painter: 12s. 11½d. in the pound: Tenney, Kingston-upon-Hull.

**MASTERS IN CHANCERY.**—The Lord Chancellor has appointed the following gentlemen Masters Extraordinary in the high Court of Chancery:—*Charles John Newbry*, of Newport and Ryde, Isle of Wight; *Richard Arthur Dufty*, of Nottingham; *Henry Grimley*, of Market Drayton, Shropshire; *Edward Turner Payne*, of Bath.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed *Jonathan Rogers Powell*, of Haverfordwest, Gent., to be a Perpetual Commissioner for taking the acknowledgments of deeds to be executed by married women, in and for the town and county of Haverfordwest, also in and for the county of Pembroke.

New Editions of the following Law Books have been lately published.

**SCRIVEN** on the LAW of COPYHOLDS, by **STALMAN**. 2 vols. 2f. 10s. boards.

**CRABB'S CONCISE PRECEDENTS** IN CONVEYANCING. 2 vols. 3f. boards.

**MONTAGU & AYRTON'S BANKRUPT LAW**, by **KOE** and **MILLER**. 2 vols. 2f. 6s. boards.

**SHELFORD'S LAW OF RAILWAYS**. 1 vol. 1f. 1s. boards.  
Henry Butterworth, Law Bookseller and Publisher, 7, Fleet-street.

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LONDON, JANUARY 1, 1848.

RECENT events have directed attention to the provisions of the stat. 25 Hen. 8, c. 20, which relate to the appointment of Bishops. The title of the statute is, "An Act restraining the Payment of Annates;" the object in passing it was to render the King, instead of the Pope, substantially the elector of Archbishops and Bishops. Accordingly, in the 3rd section, after reciting, that, in the act 23 Hen. 8, c. 20, "it is not plainly and certainly expressed in what manner and fashion Archbishops and Bishops shall be elected, presented, invested, and consecrated within this realm, and in all other the King's dominions," it is enacted, that no person shall be presented to the See of Rome for the dignity of an Archbishop or Bishop, nor procure bulls from, nor pay annates or first fruits to, such See.

By the 4th section, "At every avoidance of every Archbishopric or Bishopric within this realm, or in any other the King's dominions, the King may grant to the prior and convent, or the dean and chapter of the cathedral churches or monasteries where the See of such Archbishopric or Bishopric shall happen to be void, a license under the Great Seal, as of old time hath been accustomed, to proceed to election of an Archbishop or Bishop of the See so being void, with a letter missive, containing the name of the person which they shall elect and choose; by virtue of which license, the said dean and chapter, or prior and convent, shall, with all speed and celerity, in due form, elect and choose the same person named in the said letters missive to the dignity and office of the Archbishopric or Bishopric so being void, and none other; and if they do defer or delay their election above twelve days next after such license or letters missive to them delivered, then for every such default the King's Highness, his heirs

and successors, at their liberty and pleasure, shall nominate and present, by their letters-patent under their Great Seal, such a person to the said office and dignity so being void, as they shall think able and convenient for the same; and every such nomination and presentment to be made by the King's Highness, if it be to the office and dignity of a Bishop, shall be made to the Archbishop and Metropolitan of the province where the See of the same bishopric is void," &c.

By the 5th section, "Whosoever such presentment or nomination shall be made by the King's Highness by virtue and authority of this act, and according to the tenor of the same, then every Archbishop and Bishop to whose hands any such presentment and nomination shall be directed, shall with all speed and celerity invest and consecrate the person nominated and presented by the King's Highness. And if the said dean and chapter or prior and convent, after such license and letters-patent missive to them directed, within the said twelve days do elect and choose the said person mentioned in the said letters missive according to the request of the King's Highness, to be made by the said letters missive in that behalf, then their election shall stand good and effectual to all intents, and the person so elected, after certification made of the same election under the common and current seal of the electors to the King's Highness, shall be reputed and taken by the name of lord elected of the said dignity and office that he shall be elected unto, and then making such oath and fealty only to the King's Majesty, his heirs and successors, as shall be appointed for the same, the King's Highness, by his letters-patent, under his Great Seal, shall signify the said election, if it be to the dignity of a Bishop, to the Archbishop and Metropolitan of the province where the see of the said bishopric was made void," &c.

The 7th section enacts, that "If the prior and convent

WSP

of any monastery, or dean and chapter of any cathedral church, where the See of any Archbishop or Bishop is within any of the King's dominions, after such license as is afore rehearsed shall be delivered to them, proceed not to election, and signify the same according to the tenor of this act within the space of twenty days next after such license shall come to their hands, or else, if any Archbishop or Bishop within any of the King's dominions after any such election, nomination, or presentation shall be signified unto them by the King's letters-patents, shall refuse or do not confirm, invest, and consecrate with all due circumstance as is aforesaid, every such person as shall be so elected, nominated, or presented, and to them signified, as is above mentioned, within twenty days next after the King's letters-patents of such signification or presentation shall come to their hands; or else, if any of them, or any other person or persons, admit, maintain, allow, obey, do, or execute any censures, excommunications, interdictions, inhibitions, or any other process or act, of what nature, name, or quality soever it be to the contrary or let of due execution of this act, that then every prior and particular person of his convent, and every dean and particular person of the chapter, and every Archbishop and Bishop, and all other persons so offending and doing contrary to this act, or any part thereof, and their aiders, counsellors, and abettors shall run in the dangers, pains, and penalties of the statute of the provision and præmunire, made in the 25th year of the reign of King Edward III, and in the 16th year of King Richard II."

In ancient times, it appears that Bishops were elected by the clergy and people, with the consent of the prince. As this, however, was found to be inconvenient, the emperors reserved the election of Bishops to themselves; but in some measure conformable to the old way, that is to say, upon a Bishop's death, the chapter sent a ring and pastoral staff to the emperor, which he delivered to the person whom he appointed as Bishop. The Pope afterwards obtained for himself the confirmation and consecration of Bishops, who were then to be freely elected by the Chapter, though such election was to be founded on the King's *congé d'elire*, and afterwards to be assented to by him.\* It was to take away the Papal jurisdiction in this matter that the statute 25 Hen. 8, c. 20, was passed, and thereby the old course of proceeding was in some measure restored. By the statute 1 Edw. 6, c. 2, (afterwards repealed), all bishoprics were made donative; and it recites, that "whereas the elections by dean and chapters be in very deed no elections, but only by a writ of *congé d'elire* have colours, shadows, or pretences of elections, serving nevertheless to no purpose, and seeming also derogatory and prejudicial to the King's prerogative royal, to whom only appertaineth the collation and gift of all bishoprics, &c."

When the time for confirmation of the Bishop by the Archbishop is fixed, a citation against opposers, if any there be, who will object to the election, is published and set up at the church where the confirmation is to be held. Such opposers, not appearing, are pronounced contumacious; but, if they appear, it seems they shall be admitted to make their exceptions in due

form of law. Collier, in his Ecclesiastical History (vol. 2, p. 745) tells us, that in the reign of Charles I, Montague was promoted to the See of Chichester; but before he was consecrated "an unexpected rub was thrown in his way." One Jones, a bookseller, attended with a mob, and, "to be somewhat particular, charges him with popery, Arminianism, and other heterodoxies, for which his books had been censured in the former Parliament." But the opposition failed, because of its deficiency in matter of form.

#### ON THE PRACTICE IN EQUITY AS TO THE RIGHT OF A DEFENDANT TO HAVE SECURITY FOR COSTS, WHERE THE PLAINTIFF IS A FEME COVERTE.

The practice in equity with respect to the question whether, and under what circumstances, the solvency of the next friend of a feme covert plaintiff is of importance, has lately been the subject of considerable discussion; and according to the latest decision by the Lord Chancellor, (*Jones v. Fawcett*, 2 Phil. 278), it would seem that a distinction exists where the defendant seeks to stay proceedings in a suit in progress, on the ground that the next friend is not a person of substance; and where the plaintiff seeks to remove a next friend, with whose capability to meet costs the defendant is satisfied, and to substitute for him one who is not of ability to pay costs, if they should be awarded against him. On the former state of things the Lord Chancellor pronounces no decision in *Jones v. Fawcett*; on the latter he has held, that, as a feme covert plaintiff has no right to remove the existing next friend without bringing the defendant before the Court, the reason of that necessity is, that the defendant has an interest in the solvency of the party proposed as a substitute; and that the Court will see whether the defendant will be prejudiced by the proposed substitution before it will allow it to be made. His Lordship denied that the case of *Dowden v. Hook* (8 Beav. 399) established, or that there was any such general doctrine, as that a married woman had a right to select her next friend, without any regard to his solvency. His Lordship did not, however, deny, nor does it seem possible to deny, that *Dowden v. Hook* went the length of laying down the rule, that, at least, where the application is by the defendant indirectly to compel the plaintiff to change her next friend, the Court will not, on such an application, look at the question whether the next friend is capable of answering the costs or not. Whether that doctrine can be supported consistently with the case of *Jones v. Fawcett* remains to be examined.

It is admitted, that, before *Jones v. Fawcett*, there was conflict of authority on the question whether a defendant sued by a feme covert has a right to object to the next friend, on the ground that he is not of substance to answer costs. In *Pennington v. Alvin* (1 S. & S. 264) and *Drinan v. Mannis*, (3 Dru. & War. 154), both cited in *Dowden v. Hook*, it had been held, that the defendant might stay proceedings in a suit by a feme covert, suing by a next friend unable to answer costs, until the next friend should be changed, or security for costs given. And though Lord Langdale distinguished one of those cases (*Pennington v. Alvin*) from the case before him, he did not attempt to distinguish *Drinan v. Mannis*. There appears, therefore, to be, without doubt, on this particular point, a direct conflict of authority, and the question hereafter will be, which of the two doctrines, that of *Drinan v. Mannis*, or that of *Dowden v. Hook*, can best stand with *Jones v. Fawcett*. Now, if *Dowden v. Hook* and *Jones v. Fawcett* are to stand together, this consequence will follow,

\* See Burn's Ecclesiastical Law, tit. Bishop.

that a feme covert may, in the institution of a suit, impose on the defendant, as a matter of course, an irresponsible prochein ami, and *he* cannot get rid of such prochein ami; but that if once she gives him a responsible prochein ami, then *she* cannot afterwards deprive him of that advantage.

It is impossible, however, not to see, that, although, in *Jones v. Fawcett*, the Lord Chancellor appears to rely on the distinction between the application being by the plaintiff to remove the prochein ami, which is not of course, and on the defendant seeking to alter that which the plaintiff originally did as of course, yet the reason given for the necessity of the defendant appearing on a motion to substitute a prochein ami, shews that the substantial ground of the decision in *Jones v. Fawcett* is the right of the defendant to be protected in the matter of costs against the incapacity of the feme covert.

It is difficult to see any principle on which the right of the defendant to be protected should depend on the particular time when the plaintiff seeks to deprive him of such protection. *Jones v. Fawcett* certainly lays down no such principle. But as it does deny the existence of any general principle, that a feme covert has a general right to select at all times a prochein ami, without reference to his responsibility; and as it does rule, that, at least, where the application is by the plaintiff, the capacity of the prochein ami to answer costs is to be considered, it may be thought that the cases, in which it has been held that his capacity to answer costs, where the application is by the defendant for the protection, is to be looked at, are more consistent with *Jones v. Fawcett* than the decision in *Dowden v. Hook*. And at least, since *Jones v. Fawcett*, the doctrine of *Dowden v. Hook* can scarcely be considered as conclusively established.

### Articles.

*The Rights and Liabilities of Husband and Wife at Law and in Equity, as affected by modern Statutes and Decisions.* By JOHN FRASER MACQUEEN, Esq., of Lincoln's Inn, Barrister at Law, Author of "The Practice of the House of Lords and Privy Council." Part I. containing Cases not affected by Settlement, and the Practice upon Acknowledgments by Married Women. 8vo. pp. 313. [Sweet.]

Mr. Macqueen cannot be accused of having here thrust his sickle into an overwrought harvest. On the contrary, the neglect of the law of husband and wife during the last twenty years by text writers in posse is remarkable. Mr. Jacob's edition of Roper was published in 1826, and Mr. Jarman's volume on Settlements appeared in 1833. (When we may look for the second edition of that volume is a question to be asked with more of indignation than of hope). Very many cases concerning the property of married women have since been decided, and not a few important questions have been settled or unsettled. In particular, we may say that the doctrine as to separate use and the restraint on anticipation has been set at rest, and that as to the disposition and reduction into possession of a wife's equitable interests, present or future, in property, personal or real, has been set afloat, subsequently to the discussion of those subjects by Mr. Jarman.

The impression produced by a cursory inspection of the present work is not favourable. An affected and illogical division of the subject, (or rather programme of it, for when the substance of the chapters is examined the arrangement is found to be better than it professes to be),—a style which is intended to be smart and epigrammatic,—a frequent criticism of decisions in a tone not forensic nor always respectful, and often on grounds of policy rather than of legal principle,—do

not promise well for the completeness or soundness of a text book, though they are in keeping with the Dedication of it to "The Author of the Lives of the Chancellors."—flippancy to the flippant.

A more careful study of the work, however, discloses sterling merits beneath these blemishes. The arrangement, though unusual and defective, is not inconvenient, (and the author, by frequent references to and from the different divisions, does his best to make it intelligible),—the digressions and impertinencies, though too numerous, are very short,—the style is clear and pithy,—and, above all, the author, while endeavouring to shine, has not forgotten to labour: he compiles industriously, expounds learnedly and intelligently, and by the brevity and precision of his language makes amends for many errors in taste. Some of the legal merits of the book may, perhaps, fairly be attributed to Mr. Russell, who, it seems, has assisted the author by revising the sheets, and than whom there is no one more profoundly versed in the equitable doctrines respecting husband and wife. However ungracious the question may appear, we must ask how it is that Mr. Russell can find time for the great labour of revising a treatise, when he has no time for the small labour of revising his Notes of Decisions in Chancery in continuation of 5 Russ. 380?

The part now before us is complete in itself, comprising the whole of the law as to the rights and liabilities of married people, with respect to property and contracts unaffected by settlement. The following extract, in continuation of a statement of the general rule, that marriage entitles the husband to his wife's personal chattels in possession, may be taken as a specimen of our author's better style:—

"The phrase 'chattels personal in possession,' as 'here used, includes all movables of the wife, such as 'jewels, household goods, and the like, and cash in her 'hands.

"Whether it embraces money at her banker's may, 'perhaps, depend on a distinction first taken by Sir W. Grant, in *Carr v. Carr*, (1 Mer. 543, n.). He there 'says, that a balance at a banker's is a debt, and not 'a deposit; and in *Foley v. Hill*, (1 Phill. 399), it was 'held, that a banker, sued by a customer for payment 'of his balance, might plead the Statute of Limitations\*. Such balance, therefore, is a chose in action.

"But Sir W. Grant suggested, that, if the money 'were delivered to the banker in a sealed bag, it 'would then truly be a depositum. It would, to use 'Lord Mansfield's expression, which Sir W. Grant 'adopts, have an  *earmark*: in other words, it would be 'a specific chattel, and as such would, I apprehend, 'vest by the marriage in the husband as his absolute 'property; for it has been long settled, that, where the 'wife's specific chattels or goods are in the hands of a 'third person, the husband may bring in his own name 'alone detinue, or replevin, or trover for them, the 'right of *property* being established in him exclusively 'by the marriage. Therefore, even should he die with- 'out recovering such specific chattels or goods, they 'would belong to his representative, and not to the 'wife by right of survivorship."

In a subsequent page, speaking of the wife's right by survivorship to her choses in action, Mr. Macqueen says:—

"The rule in equity, as we have seen, is that 'nothing short of actual reduction into possession by 'the husband, or his assignee, will bar the widow's

\* "But see *Pott v. Clegg*, (11 Jur. 289), decided by the Court of Exchequer on the 1st February, 1847, where the Chief Baron throws great doubt on the position, that cash at a banker's is merely money lent. See also some remarks on *Hill v. Foley*, in *The Jurist* of the 24th April, 1847."

'right by survivorship. The decisions of courts of equity, however, in this matter proceed not on equitable, but on legal grounds; for the whole of this doctrine respecting choses in action comes from the common law. In *Purdeu v. Jackson*, the ruling case to which we have so often adverted, the reasoning, so far as related to the necessity of reduction into possession, was entirely legal reasoning. There is nothing equitable, or indeed very rational, in saying that the test of property shall depend upon an accident. But such being the test which the law prescribes, courts of equity have thought themselves bound to adhere to it.

"The common-law courts, however, (judging from two late examples to which I am now to direct attention,) do not appear to be so rigid. For in *Gaters v. Madeley*, (6 Mee. & W. 427), the right of survivorship is held by one of the learned judges (the others not dissenting) to be defeated the moment it appears that the husband in his lifetime had made an election to take the chose in action to himself, and had dissented to his wife's having any interest in it." This doctrine of election and dissent is thus unfolded by Mr. Baron Parke:—"When a chose in action, such as a bond or note, is given to a femme couverte, the husband may elect to let his wife having the benefit of it; and, if in this case the husband had in his lifetime brought an action upon this note in his own name, that would have amounted to an election to take it himself, and to an expression of dissent on his part to his wife's having any interest in it. On the other hand, he may, if he pleases, leave it as it is; and in that case the remedy on it survives to the wife; or he may, according to the decision in *Phillips v. Pluckwell*, (2 M. & S. 393), adopt another course, and join her name with his own; and in that case, if he should die after judgment, the wife would be entitled to the benefit of the note, as the judgment would survive to her. In *Richards v. Richards*, (2 B. & Adol. 447) the Court of Queen's Bench held that a promissory note was in the ordinary course of things a chose in action, and that there was nothing to take it out of the common rule that choses in action given to the wife survive to her after the death of her husband, unless he has reduced them into possession."

"Now, if we rightly understand this passage, it furnishes a new test whereby to determine a change of property in the wife's chose in action. For that change is made to depend, not on reduction into possession, but on the husband's election; which election is sufficiently manifested by his having simply brought an action in his own name alone for its recovery; because that fact, it is said, amounts to an expression of 'dissent' to his wife's having any interest in the chose in action.

"But we have seen that the original right of property to her choses in action continues in the wife undivested by the marriage. The right of property must differ from all other rights of property if it can be altered by mere transitory intention, or by inchoate proceedings on the husband's part. The learned judge refers to no authority for his proposition; which I do not find supported by any previous case at law or in equity; and which appears altogether so new and startling that I incline to think there must be some error in the report; for a very slight variation in the language would make a substantial difference in the meaning.

"From the remark at the close of the passage above quoted, it would rather appear that the learned judge meant to distinguish the case of a bill of exchange or promissory note from that of other choses in action. Negotiable securities were at one time regarded as chattels personal in possession; and though they are not now so considered, but, on the contrary, are clearly held to be choses in action, they nevertheless are at the husband's absolute disposal by indorsement as we

'have already seen. And, therefore, the bringing an action by the husband in his own name alone, to recover payment, may in the case of a bill or note have a greater effect than the same step would produce in the case of a bond or other chose in action. But the opening of the above passage is general in its scope; for it says, 'a chose in action, as a bond or note.' And unless we were to suppose that bond was a misprint for bill, there would be no ground for concluding that Mr. Baron Parke contemplated a distinction between a bill or note and any other chose in action. However, it is observable that the remarks of his Lordship were not strictly necessary for the determination of the case before the Court, which was one in which no action had been brought by the husband, and in which the judgment went in favour of the wife's right by survivorship.

"In *Skerrington v. Yates*, (12 Mee. & W. 855), a more recent case than *Gaters v. Madeley*, Chief Justice Tindal said—"There can be no doubt after the case of *Gaters v. Madeley*, in which all the preceding cases were considered, that a promissory note given to the wife before her marriage is a chose in action, which the husband may reduce into possession, if he thinks fit, by bringing an action thereon in the name of himself and his wife; but which, if not so reduced into possession, will survive to the wife. In case, therefore, an action had been brought in that form, if the husband had died before judgment, the right of action would have survived to the wife, who might, by entering a suggestion upon the roll of her husband's death, have prosecuted the suit to judgment for her own sole use. And even if judgment had been signed before the husband's death, but no execution levied, the benefit of the judgment would have survived to the wife."

"This seems to intimate that, if the action had been brought on the note in the name of the husband alone, the wife's survivorship would, in the opinion of the Chief Justice, have been cut off, although the husband were to die before judgment. And this upon the principle of election and dissent established by the simple fact of omitting the wife's name as a co-plaintiff in the action.

"If these dicta should be followed, it might be well to consider and define what they precisely mean. Reduction into possession is not a figure of speech; and the institution of a suit, in the husband's name alone, is not reduction into possession. Since, therefore, it is not the thing itself, it must operate (if it is to operate) as an equivalent. Then is it to be said that it shall be the only equivalent? Why should not other evidences of election and dissent be admitted? What better proof could be required than an assignment executed for valuable consideration by the husband? The evidence of election and dissent was abundant and redundant in *Purdeu v. Jackson*. But the able counsel by whom that case was argued (who were not likely to omit any topic calculated to benefit their client) no where suggested that the husband, by a mere expression of dissent, could put an end to the wife's legal rights of property. In *Purdeu v. Jackson*, however, it may be said that the chose in action was reversionary. But the reasoning on which the Court proceeded in that case, as well as in the subsequent cases already adverted to, of *Ashby v. Ashby*, *Hutchings v. Smith*, *Ellison v. Elwyn*, and *Le Vasseur v. Scrutton*, was expressly applicable to choses capable of reduction into possession at the moment of the assignment. And in *Purdeu v. Jackson* it was stated that nothing turned upon the circumstance of the chose being reversionary.

"On the whole, then, it would seem that the views of the common-law and equity tribunals, on this subject, are not altogether concurrent."

Mr. Macqueen investigates, with some minuteness, the anomalous doctrine which was for a long time, if it is not still, sanctioned by the Courts, that a married woman has no equity to a settlement out of her equitable chattels real. He has hunted *Sir E. Turner's case* to its earth in the Lords' Journals, and shews not only that it was a case of separate estate, and not of equity to a settlement; but that the decision in that case, on which that in *Donne v. Hart* (2 Russ. & M. 360) was professed to be founded, and the decisions in its satellites of earlier date, (*Tudor v. Samyne*, *Pitt v. Hunt*, &c.), are wholly inconsistent with the present doctrines of equity, and have been repeatedly overruled. Whether *Sturges v. Champneys* (5 My. & C. 97) has completely removed the difficulties introduced by *Turner's case*, as our author suggests, may be doubted, while *Donne v. Hart* remains unimpeached.

Mr. Macqueen has treated the law of dower less satisfactorily than any other division of his subject, conceiving, apparently, that the operation of the stat. 3 & 4 Will. 4, c. 105, will, in a few years, entirely put an end to the practical importance of the title to dower. This may be doubted, for though in cases governed by the statute, dower can never be an impediment to alienation, it is a right which, in the adjustment of the claims of creditors, heirs, and devisees, may more frequently give rise to difficult questions than it could have done when the uses to prevent dower were capable of full operation.

The proposition that the dowress "is clearly liable to one-third of the duties attaching to the estate, upon which principle she must contribute her proportion to keep down interest," (p. 171), appears to us to be much too general. Upon principle it is evident, that a dowress, whether under the old or under the new law, ought not to keep down the interest on mortgages and charges to secure the husband's own debts, but is entitled to full exoneration from those charges out of the interest of the heir or devisee, for the husband's debts are primarily payable out of his assets, and the interest of the dowress is not assets, though that of the heir or devisee is. The old cases are too imperfectly reported to throw much light on the question.

We may observe, in conclusion, that the law and practice upon acknowledgments by married women, the law as to the marriage contract, and the law of divorce and the consequences of divorce, are among the subjects included in the present publication.

**MEMBERS RETURNED TO SERVE IN PARLIAMENT.**—James Kershaw, Esq., for the borough of Stockport, in the room of Richard Cobden, Esq.; Samuel Christy, Esq., for the borough of Newcastle-under-Lyme; Capt. John Townsend, R.N., for the borough of Tamworth, in the room of the Right Hon. William Yates Peel, who has accepted the office of Steward of her Majesty's Chiltern Hundreds; Alexander Henry, Esq., for the Southern division of the county of Lancaster, in the room of the Hon. Charles Pelham Villiers; Michael Sullivan, Esq., for the city of Kilkenny, in the room of John O'Connell, Esq.; Herbert Mascall Curteis, Esq., for the borough of Rye, in the room of Herbert Barrett Curteis, Esq., deceased; Sir Hedworth Williamson, Bart., for the borough of Sunderland, in the room of David Barclay, Esq., who has accepted the office of Steward of her Majesty's Chiltern Hundreds; The Right Hon. Henry Petty Fitzmaurice, (commonly called Earl of Shelburne), for the borough of Calne, one of the Lords Commissioners of her Majesty's Treasury.

**MASTER IN CHANCERY.**—The Lord Chancellor has appointed Charles John Newby, Gent., of Newport and Ryde, Isle of Wight, to be a Master Extraordinary in the high Court of Chancery.

**Court Papers.**

**EQUITY SITTINGS, HILARY TERM, 11 VICI. 1848.**

**Rolls Court.**

*Before the Right Hon. the MASTER OF THE ROLLS, at Westminster.*

Tuesday . . . . .	Jan. 11	Motions.
Wednesday . . . . .	12	Petitions in General Paper.
Thursday . . . . .	13	} Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Friday . . . . .	14	
Saturday . . . . .	15	
Monday . . . . .	17	
Tuesday . . . . .	18	
Wednesday . . . . .	19	} Motions.
Thursday . . . . .	20	
Friday . . . . .	21	
Saturday . . . . .	22	} Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Monday . . . . .	24	
Tuesday . . . . .	25	
Wednesday . . . . .	26	} Motions.
Thursday . . . . .	27	
Friday . . . . .	28	} Pleas, Demurrers, Causes, Exceptions, and Further Directions.
Saturday . . . . .	29	
Monday . . . . .	31	Petitions in General Paper.
		Motions.

Short Causes, Consent Causes, and Consent Petitions, every Saturday at the sitting of the Court.

*Notice.*—Consent Petitions must be presented, and Copies left with the Secretary, on or before the Thursday preceding the Saturday on which it is intended they should be heard.

**COMMON-LAW SITTINGS, IN AND AFTER HILARY TERM, 1848.**

**Court of Queen's Bench.**

MIDDLESEX.—*In Term.*

1st sitting . . . . . Wednesd., Jan. 12, and two following days, at 11.  
 2nd sitting . . . . . Saturday . . . . . 15, and subsequent days, at 11.  
 3rd sitting . . . . . Friday, . . . . . 28, at half-past 9 precisely (for undefended causes only).

*After Term.*—Tuesday, Feb. 1, at half-past 9.

A list of such remanets as appear fit to be tried in term will be printed immediately; but on the statement of either side that a cause is too long to be tried in term, it will be withdrawn from such list, provided the other side have two days' notice of the application at the Marshal's to postpone, and do not oppose the application on good grounds.—The usual number of completed and new causes will be put into the list day by day in their usual order.

LONDON.—*In Term.*

Sitting at 10, on Saturday, Jan. 29, for undefended causes, and such as the judge considers fit to be taken.

*After Term.*—Wednesday, Feb. 2, to adjourn.

**Court of Common Pleas.**

*In Term.*

MIDDLESEX.		LONDON.	
Saturday . . . . .	Jan. 15	Wednesday . . . . .	Jan. 19
Friday . . . . .	21	Wednesday . . . . .	26

*After Term.*

Tuesday . . . . . Feb. 1 | Wednesday . . . . . Feb. 2

The Court will sit at ten o'clock in the forenoon on each of the days in term, and at half-past nine precisely on each of the days after term.

The causes in the list for each of the above sitting days in term, if not disposed of on those days, will be tried by adjournment on the days following each of such sitting days.

On Wednesday, the 2nd February, in London, no causes will be tried, but the Court will adjourn to a future day.

## Sprecher of Pleas.

In Term.

MIDDLESEX.	LONDON.
1st sitting, Wednesd., Jan. 12	1st sitting, Tuesday .. Jan. 18
2nd sitting, Wednesday .. 19	2nd sitting, Monday .... 24
3rd sitting, Tuesday .... 25	

After Term.

Tuesday .....	Feb. 1	Wednesday .....	Feb. 2
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(To adjourn only).

The Court will sit in Middlesex, at Nisi Prius, in term, by adjournment, from day to day, until the causes entered for the respective Middlesex Sittings are disposed of.

The Court will sit, during and after term, at ten o'clock.

## London Gazettes.

TUESDAY, DECEMBER 23.

## BANKRUPTS.

**SUSANNAH MILTON**, High-st., Hounslow, Middlesex, clothier, draper, dealer and chapwoman, Jan. 6 at 11, and Feb. 10 at 12, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Jenkinson & Co., Lombard-street.—Fiat dated Dec. 24.

**RICHARD MILLER SHORTER**, Camomile-st., London, corn dealer and carman, dealer and chapman, Jan. 6 at 12, and Feb. 10 at 1, Court of Bankruptcy, London: Off. Ass. Whitmore; Sol. Randall, Tokenhouse-yard.—Fiat dated Dec. 24.

**WILLIAM LEE**, Woburn-green, Buckinghamshire, fruiter, dealer and chapman, Jan. 7 at 12, and Feb. 11 at 11, Court of Bankruptcy, London: Off. Ass. Cannan; Sol. Smith, Golden-sq.—Fiat dated Dec. 18.

**ROBERT HAYWARD**, Landport, Portsea, Southampton, brewer, licensed dealer in beer, dealer and chapman, Jan. 7 at half-past 1, and Feb. 8 at 12, Court of Bankruptcy, London: Off. Ass. Pennell; Sols. Paffard, Portsea; Low, 65, Chancery-lane, London.—Fiat dated Dec. 24.

**WILLIAM JAMES TOWNSHEND**, Wellclose-sq., Middlesex, cork manufacturer, dealer and chapman, Jan. 3 at half-past 2, and Feb. 14 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sols. Laurence & Plews, 14, Old Jewry-chambers.—Fiat dated Dec. 24.

**THOMAS JOSHUA FENTON**, Falcon-sq., London, wine merchant, dealer and chapman, Jan. 7 at 1, and Feb. 10 at 11, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Drake, Bouverie-st., Fleet-st.—Fiat dated Dec. 27.

**JOHN SMITH MALING**, Scarborough, Yorkshire, joiner and builder, dealer and chapman, Jan. 6 and Feb. 10 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Cronhelm, Leeds; Wigglesworth & Co., Gray's-inn, London.—Fiat dated Dec. 20.

**THOMAS CHATTO**, Morpeth, Northumberland, linen and woollen draper, Jan. 13 at 11, and Feb. 10 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Baker; Sols. Woodman, Morpeth; Crosby & Compton, 3, Church-court, Old Jewry, London.—Fiat dated Dec. 22.

**EDWARD NORRIS**, Manchester, commission agent, Jan. 8 and 28 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Catterall, Preston; Gregory & Co., 1, Bedford-row, London.—Fiat dated Dec. 18.

**EDWARD SNOW**, Nottingham, draper, dealer and chapman, Jan. 7 and Feb. 11 at 11, District Court of Bankruptcy, Nottingham: Off. Ass. Bittleston; Sol. Bowley, Nottingham.—Fiat dated Dec. 22.

**CHARLES NORTON**, Ellesmere, Shropshire, miller, Jan. 11 at 11, and Feb. 22 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Tyrer, Liverpool; Hodgson, Birmingham.—Fiat dated Dec. 20.

**EDWARD EVANS**, Wrexham, Denbighshire, shopkeeper, dealer and chapman, Jan. 14 and Feb. 4 at 12, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Hughes, Wrexham; Evans & Sons, Liverpool; Philpot, Montague-st., London.—Fiat dated Dec. 23.

## MEETINGS.

**Lyon Samuel**, Bury-st., St. Mary Axe, London, silversmith, Jan. 7 at half-past 1, Court of Bankruptcy, London, pr. d.—**John Green**, Pall-mall and Sloane-st., Middlesex, wine merchant, Jan. 7 at 2, Court of Bankruptcy, London, last ex.—**Wm. C. Banks, Lee**, Kent, builder, Jan. 8 at half-past 2, Court of Bankruptcy, London, last ex.—**Theo. Lew**, Manchester and Salford, Lancashire, corn dealer, Jan. 10 at 12, District Court of Bankruptcy, Manchester, last ex.—**John Newton**, Stockton, Durham, ship builder, Jan. 13 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne, last ex.—**Jas. Hansor**, Hanley, Staffordshire, hop merchant, Feb. 21 at 11, District Court of Bankruptcy, Birmingham, last ex.—**John Gray**, West Smithfield, London, saddler, Jan. 19 at 12, Court of Bankruptcy, London, and ac.—**Anne B. Graham**, Park-st., Grosvenor-sq., Middlesex, milliner, Jan. 20 at half-past 1, Court of Bankruptcy, London, and ac.—**Thomas Martin**, Nicholas-sq., Hackney-road, Middlesex, licensed victualler, Jan. 20 at 12, Court of Bankruptcy, London, and ac.—**Richard Dutton**, Sambrook-court, Basinghall-st., London, wool broker, Jan. 20 at 2, Court of Bankruptcy, London, and ac.—**Isaac Hicks**, Brislington, Somersetshire, tailor, Jan. 18 at 11, District Court of Bankruptcy, Bristol, and ac.—**Wm. Kay, Wm. Mortimer**, and **Edw. Flecker**, Bury, Lancashire, brass founders, Jan. 20 at 11, District Court of Bankruptcy, Manchester, and ac.—**Jas. G. Dewis**, Manchester, glass dealer, Jan. 20 at 12, District Court of Bankruptcy, Manchester, and ac.—**Richard Watkins** and **Samuel Watkins**, Manchester, tailors, Jan. 20 at 12, District Court of Bankruptcy, Manchester, and ac.—**Wm. E. Holmes** and **Wm. Butcher**, Litchfield, coach builders, Jan. 19 at 11, District Court of Bankruptcy, Birmingham, and ac.; Jan. 26 at 11, div.—**W. Ashmore**, Birmingham, carrier, Jan. 29 at 11, District Court of Bankruptcy, Birmingham, and ac.—**J. Gardner**, Birmingham, provision merchant, Jan. 29 at 11, District Court of Bankruptcy, Birmingham, and ac.—**M. Gray**, Walsall, Staffordshire, widow, grocer, Feb. 1 at 12, District Court of Bankruptcy, Birmingham, and ac.—**David Hayes**, Horsforth, Guiseley, Yorkshire, paper manufacturer, Jan. 18 at 11, District Court of Bankruptcy, Leeds, and ac. and fa. div.—**John Storey**, Monkwearmouth, Sunderland, Durham, rope manufacturer, Jan. 20 at half-past 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—**J. Worley**, Hartlepool, Durham, builder, Jan. 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne, and ac.—**George Sharp** and **Samuel Sharp**, Commercial-road, Lambeth, Surrey, stone masons, Jan. 18 at 2, Court of Bankruptcy, London, fin. div.—**E. M. Demaisse** and **H. T. Wooler**, Bucklebury, London, merchants, Jan. 18 at half-past 1, Court of Bankruptcy, London, fin. div.—**H. D. Walker**, Eaton Socon, Bedfordshire, innkeeper, Jan. 18 at 1, Court of Bankruptcy, London, div.—**Charles Elstone**, Guildford, Surrey, linen draper, Jan. 18 at 11, Court of Bankruptcy, London, div.—**Chas. J. Hamilton**, High-street, Islington, Middlesex, bookseller, Jan. 19 at half-past 12, Court of Bankruptcy, London, div.—**Wm. Henry Lewis**, Ludgate-street, London, straw bonnet maker, Jan. 20 at 11, Court of Bankruptcy, London, div.—**J. W. Wellmore**, Albemarle street, Piccadilly, Middlesex, silk mercer, Jan. 20 at 12, Court of Bankruptcy, London, div.—**Geo. S. Curwell** and **Wm. Croser**, Newcastle-upon-Tyne, merchants, Jan. 25 at 12, District Court of Bankruptcy, Newcastle-upon-Tyne, fin. div.—**John Morris**, Walsall, Staffordshire, saddler/ironmonger, Jan. 19 at 11, District Court of Bankruptcy, Birmingham, div.

## CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

**Henry Knight**, Reading, Berkshire, brewer, Jan. 20 at 1, Court of Bankruptcy, London.—**Charles Smith**, Burwood-house, Avenue-road, St. John's-wood, Middlesex, builder, Jan. 20 at half-past 11, Court of Bankruptcy, London.—**T. S. Jackson, R. J. Jackson**, and **Jas. Hanches**, Milk-street, and Lawrance-lane, London, warehousemen, Jan. 19 at 1, Court of Bankruptcy, London.—**Thomas Bousser**, Morpeth, Northumberland, linen draper, Jan. 25 at half-past 12, District Court of Bankruptcy, Newcastle-upon-Tyne.—**J. Worley**, Hartlepool, Durham, builder, Jan. 20 at 11, District Court of Bankruptcy, Newcastle-upon-Tyne.—**William Alexander**, Bath, Somersetshire, shirt maker, Jan. 18 at 12, District Court of Bankruptcy, Bristol.—**Thomas Sherlock**, Lower Rowman-

street, Clerkenwell, Middlesex, brush maker, Jan. 21 at 11, Court of Bankruptcy, London.—*Joseph W. Waldorne*, Albemarle-street, Piccadilly, Middlesex, silk mercer, Jan. 20 at 12, Court of Bankruptcy, London.—*Samuel Duly*, Brighton, Sussex, toyman, Jan. 19 at 11, Court of Bankruptcy, London.—*James Venables* the younger, Tottenham-court-road, Middlesex, butcher, Jan. 18 at 1, Court of Bankruptcy, London.—*Anne B. Graham*, Park-street, Grosvenor-square, Middlesex, milliner, Jan. 20 at half-past 1, Court of Bankruptcy, London.—*Wm. Edwin Jefferies*, St. Michael's-alley, Cornhill, London, tavern keeper, Jan. 20 at 1, Court of Bankruptcy, London.—*Edward May*, Oxford-street, Middlesex, ironmonger, Jan. 20 at 12, Court of Bankruptcy, London.—*E. Cowcher*, Bath, apothecary, Jan. 20 at 11, District Court of Bankruptcy, Bristol.—*Isaac Williams*, Merthyr Tydvil, Glamorganshire, grocer, Jan. 27 at 11, District Court of Bankruptcy, Bristol.—*John Davies*, Manchester, plumber, Jan. 18 at 12, District Court of Bankruptcy, Manchester.—*Solomon Riley*, Chapel-field in Pilkington, and Manchester, cotton manufacturer, Jan. 24 at 11, District Court of Bankruptcy, Manchester.—*Robert Kippax*, Colne, Lancashire, cotton spinner, Jan. 20 at 11, District Court of Bankruptcy, Manchester.—*James L. Norris*, Birmingham, stationer, Jan. 19 at 11, District Court of Bankruptcy, Birmingham.—*Rich. Thomas*, Bridgewater, Somersetshire, coal merchant, Jan. 25 at 1, District Court of Bankruptcy, Exeter.—*Henry Witt Frampton*, Bideford, Devonshire, grocer, Jan. 25 at 1, District Court of Bankruptcy, Exeter.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 18.

*Thos. Wilson*, Sheffield, Yorkshire, grocer.—*James Spence*, Liverpool, merchant.—*Francis Shotton*, Portsea, Hampshire, grocer.

#### PARTNERSHIP DISSOLVED.

*N. C. Wright* and *T. J. Hanbury*, Finsbury-place South, London, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*Maediaraid & Co.*, Glasgow, brick makers.—*Tob & Hill*, Edinburgh, writers to the signet.—*John Anderson*, Edinburgh, tailor.—*George Forrest*, Lanark, brewer.—*Samuel Leing*, Esq., Papdale, Orkney, manufacturer of kelp.—*W. H. Rowan & Co.*, Glasgow, ship builders.—*Alex. Porteous*, Edinburgh, spirit dealer.—*Andrew Mercer & Son*, Glasgow, merchants.—*Sloan, Simpson, & Co.*, Glasgow, merchants.—*John Mackenzie*, Shieldaig, sheriff substitute of the Lewes.—*Thomas Martin*, Killyth, manufacturer.—*Daniel Mackenzie*, jun., Glasgow, merchant.—*Donald Robertson*, Perth, vintner.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*William Butcher*, Great Yarmouth, Norfolk, travelling agent, Jan. 10 at 12, County Court of Norfolk, at Great Yarmouth.—*John Turner*, Great Yarmouth, Norfolk, cooper, Jan. 10 at 12, County Court of Norfolk, at Great Yarmouth.—*John Row Baxter*, Redisham, Suffolk, publican, Jan. 10 at 12, County Court of Norfolk, at Great Yarmouth.—*Rob. Tuffs*, Great Yarmouth, Norfolk, baker, Jan. 10 at 12, County Court of Norfolk, at Great Yarmouth.—*Charles Sanders*, Hemton, Devonshire, victualler, Jan. 12 at 10, County Court of Devonshire, at Honiton.—*James Mears*, Bath, Somersetshire, dealer in cutlery, Jan. 15 at 1, County Court of Somersetshire at Bath.—*R. Tiley*, Stoney Littleton, Wellow, Somersetshire, fuller, Jan. 8 at 1, County Court of Somersetshire, at Bath.—*D. Roberts*, St. Albans, Hertfordshire, victualler, Jan. 14 at half-past 10, County Court of Hertfordshire, at St. Albans.—*John Barnes*, Guival, Cornwall, innkeeper, Jan. 12 at 10, County Court of Cornwall, at Penzance.—*Cecilia Frances Chadwick*, Redruth, Cornwall, widow, Jan. 14 at 10, County Court of Cornwall, at Redruth.—*Francis Parrott*, Radford, Nottinghamshire, machine smith, Jan. 13 at 9, County Court of Nottinghamshire, at Nottingham.—*Daniel Hampton*, Darlington, Durham, baker, Jan. 19 at 10, County Court of Durham, at Darlington.—*Edwin Deesby*, Hockley, Birmingham, jeweller, Jan. 17 at 11, County Court of Warwickshire, at Birmingham.—*Francis Benoni Smith*, Birmingham, accountant, Jan. 17 at 11, County Court of Warwickshire, at Bir-

mingham.—*Edwin Thompson*, Birmingham, press tool maker, Jan. 17 at 11, County Court of Warwickshire, at Birmingham.—*Stephen Grigobey*, Maidstone, Kent, tin plate worker, Jan. 5 at 10, County Court of Kent, at Maidstone.—*Wm. Hyde*, Bath, Somersetshire, licensed retailer of beer, Jan. 8 at 1, County Court of Somersetshire, at Bath.—*John Clare*, Walcot, Bath, lodging-house keeper, Jan. 22 at 1, County Court of Somersetshire, at Bath.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 3 at 10, before Mr. Commissioner PHILLIPS.

*Benj. R. Hickman*, Pakenham-street, Bagnigge-wells, St. Pancras, Middlesex, waiter at a tavern.

Jan. 7 at 10, before Mr. Commissioner LAW.

*Wm. Carpenter*, Half Moon-st., Bishopsgate-st., London, dealer in straw plait.—*Nath. Lowe*, Peckham-fields, Peckham, Surrey, out of business.—*Geo. R. Ramsey*, Richmond, Surrey, wheelwright.

Jan. 8 at 11, before Mr. Commissioner HARRIS.

*John Apperley Dudbridge*, Hunter-street, Kent-street-road, Surrey, tea dealer.—*Henry Ollard*, Earl-st., Cooper's-road, Old Kent-road, Surrey, merchant's clerk.—*Henry Jackson*, Little Compton-street, Soho, Middlesex, machinist.—*William Alexander Smith*, Lower Whitecross-st., Cripple-gate, London, glover.—*Raoul Armand Joseph Jean de la Châtre, Comte de la Châtre*, Gambia-cottage, Park-village East, Regent's-park, Middlesex.—*James Gray*, Gordon-street, Gordon-sq., Middlesex, clerk to the General Maritime Assurance Company, Cornhill, London.—*Sarah Eliza Morgan*, widow, Craven-st., Strand, Middlesex, lodging-house keeper.—*James Keyworth*, Leather-lane, Holborn, Middlesex, working cutler.—*William Boon*, Bridge-street, Southwark Bridge-road, Surrey, licensed victualler.—*Joseph Elwell*, Caledonian-ter., Caledonian-road, King's-cross, Middlesex, grocer.

Jan. 10 at 10, before Mr. Commissioner PHILLIPS.

*Joseph Morris*, Victoria-road, Peckham, Surrey, in no employ.—*Joseph Freeman*, Bath-st., Ratcliff, Middlesex, out of business.—*William Beiton*, Museum-st., Bloomsbury, Middlesex, book-keeper at the Gloucester coach-office, Oxford-st., Middlesex.

Jan. 13 at 10, before the CHIEF COMMISSIONERS.

*Richard Browne*, High-street, Poplar, Middlesex, hair dresser.—*Joe Harrison*, Lamb-place, Kingsland-road, Middlesex, tailor.—*Henry John M. Cobhill*, Southampton-street, Strand, Middlesex, copper plate engraver.—*Charles Howard*, Maria-street, Pearson-street, Kingsland-road, Middlesex, out of business.—*John Brown*, Kingsland-road, Middlesex, ivory turner.—*William Aberdein*, Ashley-terrace, Shepherdess-walk, City-road, Middlesex, dealer in ready made linen.—*Ch. Payne East*, Myddleton-street, St. John-street, and Upper Gloucester-street, Clerkenwell, Middlesex, carpenter.—*Daniel Allen*, Waltham-cross, Chesham, Hertfordshire, shoe maker.—*Mary Robertson*, widow, St. James-place, St. James, Middlesex, lodging-house keeper.—*John Clements*, Heary-street, Old Kent-road, Deptford, Surrey, carman.

The following Assignees has been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

Saturday, Dec. 24.

*John Heaton*, Pudsey, Calverley, near Leeds, Yorkshire, cloth manufacturer, No. 68,568 C.; Scholefield, assignee.

Wednesday, Dec. 22.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*Daniel Livingston*, Lower Sydenham, Kent, bricklayer: in the Queen's Prison.—*Henry William Jackson*, White Lion-st., Pentonville, Middlesex, fancy stationer: in the Debtors Prison for London and Middlesex.—*George Richard Brown*, Stockwell-ter., Clapham-rd., Middlesex, baker: in the Queen's Prison.—*William Elston* the younger, Wormwood-street, Bishopsgate-street, and Old Bailey, London, builder: in the



Queen's Prison.—*Elisa Muller*, Charlotte-st., Portland-pl., Middlesex, teacher of languages: in the Queen's Prison.—*William Elston* the elder, Wormwood-street, Bishopsgate-st., and Old Bailey, London, builder: in the Queen's Prison.—*James Parsons*, Globe-road, Mile-end, Middlesex, licensed victualler: in the Debtors Prison for London and Middlesex.—*Robert Lewis Steel*, William-street, Lisson-grove, Middlesex, carpenter: in the Debtors Prison for London and Middlesex.—*Silas Southon*, Great Suffolk-st., Southwark, Surrey, out of business: in the Queen's Prison.—*William Henry Butterfield*, Belinda-cottages, Canonbury, Islington, Middlesex, registrar of births, deaths, and marriages for the district of Islington, East: in the Debtors Prison for London and Middlesex.—*Henry Withers*, Camberwell-green, Surrey, foreman to a brewer: in the Gaol of Surrey.—*John White*, Gerrard-street, Soho, Middlesex, tailor: in the Queen's Prison.

(On Creditors' Petitions).

*William Capel Clayton*, Esq., Castle-st., Holborn, London: in the Queen's Prison.—*David Stead*, George-street, Adelphi, Middlesex, contractor for and layer down of wooden pavement: in the Queen's Prison.

(On their own Petitions).

*Ann Robinson*, Durham, draper: in the Gaol of Durham.—*Matthew Atkinson*, Edmonsey, Durham, grocer: in the Gaol of Durham.—*Joseph Roberts*, Gloucester, baker: in the Gaol of Gloucester.—*James Arthur Holcroft*, Redbank, Cheetham, Manchester, warehouseman: in the Gaol of Lancaster.—*Henry Ussin*, Whitwell, near Chesterfield, Derbyshire, out of business: in the Gaol of Derby.—*Jonathan Whittlemore*, Rushden, near Higham Ferrers, Northamptonshire, Baptist minister: in the Gaol of Nottingham.—*John Buckett*, Middleton Cheyney, near Banbury, Northamptonshire, sheep dealer: in the Gaol of Northampton.—*William Ambler*, Manchester, attorney at law: in the Gaol of Lancaster.—*Richard Boulton*, Stonefield, near Stone, Staffordshire, timekeeper on a railroad: in the Gaol of Stafford.—*George Partridge*, Mangotsfield, Gloucestershire, quarryman: in the Gaol of Gloucester.—*Cristopher Kirkup*, Evenwood, Durham, butcher: in the Gaol of Durham.—*Samuel Smith*, Miles Platting, near Manchester, joiner: in the Gaol of Lancaster.—*Thomas Wood*, Calverton, Nottinghamshire, baker: in the Gaol of Radford Peverel.

Friday, Dec. 24.

(On their own Petitions).

*Henry Jenner*, Gregory-street, Fimlico, Middlesex, clerk to an inventor of a chymical railway whistle: in the Debtors Prison for London and Middlesex.—*Patrick Thomson*, Chiswell-street, Finsbury, Middlesex, licensed victualler: in the Queen's Prison.—*William Palmer*, Broad-way, Deptford, Kent, licensed victualler: in the Queen's Prison.—*George Grimley*, Church-way, New-road, St. Pancras, Middlesex, potatoe dealer: in the Debtors Prison for London and Middlesex.—*Ann Whitlam*, Union-street, Hill-street, Berkeley-square, Middlesex, lodging-house keeper: in the Debtors Prison for London and Middlesex.—*Thomas M. Beecham*, Hanover-cottages, St. John's Wood, Regent's-park, Middlesex, herald painter: in the Debtors Prison for London and Middlesex.—*Richard Steele* the younger, Cavendish-square, Middlesex, wine merchant: in the Queen's Prison.

The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 7 at 11, before Mr. Commissioner HARRIS.

*Charles Robert Harris*, Percy-st., Tottenham-court-road, Middlesex, carver.—*Sarah Meacher*, Green-street, Grosvenor-square, Middlesex, lodging-house keeper.—*Thomas Walker*, York-road, Lambeth, Surrey, cabriolet proprietor.—*Clement Poole* the elder, Heston, Middlesex, in no employment.—*Thomas Edgeller*, Newland-st., Coleahill-st., Fimlico, Middlesex, carpenter.—*James Grant*, Iriah-lane, Hounslow, Middlesex, labourer.—*Thomas Cockerill Small*, Belvoir-terrace, Vauxhall Bridge-road, Middlesex, out of business.—*Henry William Alphonsus Farley*, Fleet-street, London, repository for English and foreign toys.—*Henry Webb*, Luton, Bedfordshire, and Wood-street, Cheap-side, London, plumber.—*Wm. Gooch*, Gresse-street, Rathbone-place, Oxford-street, Middlesex, carpenter.

Jan. 7 at 10, before Mr. Commissioner LAW.

*James Wing*, East-st., Spitalfields, Middlesex, fruiterer.—*John Morgan*, West-street, Cambridge-heath, Hackney-road, near Bethnal-green, Middlesex, grocer.—*William Smith*, Margaret-street, Cavendish-square, Middlesex, paper hanger.—*John Sewell*, Desborough-terrace, Harrow-road, Middlesex, baker.—*John Wilkins*, Henstridge-place, Ordnance-road, St. John's-wood, Middlesex, carpenter.

Jan. 7 at 10, before Mr. Commissioner PHILLIPS.

*William Osman* the younger, Waterloo-street, Camberwell, Surrey, out of business.—*Joseph Symes*, Middle Queen's-buildings, Knightsbridge, Middlesex, poultryman.—*Thomas Smith*, Charterhouse-lane, Charterhouse-square, Middlesex, boot manufacturer.—*Oliver Byrne*, Grove-place, Brompton, Middlesex, mathematician.

Jan. 11 at 10, before the CHIEF COMMISSIONER.

*James Williams*, Grosvenor-row, Fimlico, Middlesex, out of business.—*George Wheaton*, Suffolk-street, Cambridge-road, Mile-end, Middlesex, baker.—*Thomas Ahern*, Pancras-street, Tottenham-court-road, Middlesex, beer-shop keeper.—*James Parsons*, Globe-road, Mile-end, Middlesex, in no business.—*George Basan*, Nichols-square, Hackney-road, Middlesex, general merchant.—*Samuel Hayward*, Whitebury-street, Euston-square, Middlesex, stone mason.—*Jas. Hart* the younger, Westmoreland-place, Southampton-street, Camberwell, Surrey, accountant.

At the County Court of Lancashire, at LANCASTER, Jan. 8 at 10.

*James Hacking*, Salford, Lancashire, plumber.—*James Archer Holcroft*, Cheetham, Manchester, warehouseman.—*John Butterworth*, Manchester, out of business.—*Benjamin Knibb*, Hulme, warehouseman.—*James Forster*, Worsley, near Manchester, police sergeant.—*James Petty*, Salford, baker.—*Samuel Smith*, Miles-platting, Manchester, joiner.—*Jermiah Thompson*, Great Ancoats, Manchester, dealer in ale.

At the County Court of Yorkshire, at HALIFAX, Jan. 10 at 10.

*Robert Gray Jackson*, Hightown, Birstal, Yorkshire, out of business.—*James Haigh*, Stainland, Halifax, Yorkshire, woollen manufacturer.

At the County Court of Somersetshire, at TAUNTON, Jan. 10 at 10.

*George Cox*, Pensford St. Thomas, Somersetshire, dealer in fish.—*George Bull*, Weston-super-Mare, Somersetshire, builder.—*John Webb* the younger, Chew Magna, Somersetshire, out of business.—*John Baker* the younger, Bath, Somersetshire, attorney at law.

At the County Court of Warwickshire, at COVENTRY, Jan. 13.

*James Barrow*, Bordeley, Birmingham, stone mason.

At the County Court of Devonshire, at EXETER, Jan. 14.

*John Tarr*, Torquay, Tormoham, Devonshire, baker.—*Richard Hake*, Plymouth, out of business.

At the County Court of Gloucestershire, at GLOUCESTER, Jan. 14 at 10.

*George Allberry*, Cheltenham, smith.—*James Smith*, Gloucester, shoe maker.—*William Mander*, Cheltenham, livery stable keeper.—*Maria Fielden*, Coleford, of no trade or business.—*John Hooper* Cirencester, grocer's assistant.

At the County Court of Nottinghamshire, at NOTTINGHAM, Jan. 13.

*Robert Branson Tebbutt*, Sneinton, tailor.—*John Barnes*, Beeston, plumber.—*Thomas Wood*, Calverton, baker.

FRIDAY, DEC. 31.

BANKRUPTS.

JOSEPH WINDLE COLE, Gt. Winchester-street, London, merchant, (carrying on business at No. 6, Gt. Winchester-street aforesaid, in copartnership with John Johnson, of the same place, merchant, under the name, style, or firm of Johnson, Cole, & Co.), Jan. 11 at half-past 11, and Feb. 11 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Digby, 1, Circus-place, Finsbury-circus.—Fiat dated Dec. 30.

- EZRA JENKS COATES** and **JOHN HILLARD**, Bread-street, Cheap-side, London, Manchester, Liverpool, Leicester, and New York, America, merchants, dealers and chapmen, Jan. 13 at 11, and Feb. 10 at half-past 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Reed & Co., Friday-street, Cheap-side; Ashurst & Son, 137, Cheap-side.—Fiat dated Dec. 27.
- RICHARD POPE** and **JOHN BUCKINGHAM POPE**, Adelaide-place, London-bridge, London, and Criggleston, Yorkshire, brick and tile manufacturers, and coalowners, Jan. 13 at 2, and Feb. 17 at 12, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Dickson & Overbury, Frederick's-place, Old Jewry.—Fiat dated Dec. 30.
- JANETTE HARRIETTE TWEEDIE**, Wandsworth, Surrey, bookseller, boarding-house keeper, schoolmistress, dealer and chapwoman, Jan. 10 at 2, and Feb. 14 at 12, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Luty & Batt, Dyers'-hall.—Fiat dated Dec. 13.
- WILLIAM HOOLE** and **JOHN LOCKYER**, St. James's-walk, Clerkenwell, Middlesex, metal-tool, steel, and wire merchants, dealers and chapmen, Jan. 14 at half-past 1, and Feb. 17 at 12, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Rickards & Walker, Lincoln's-inn-fields.—Fiat dated Dec. 21.
- CHARLES WILSON MACBRYDE**, Watling-st., London, wine merchant, dealer and chapman, Jan. 12 and Feb. 8 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Shearman & Slater, 23, Gt. Tower-street.—Fiat dated Dec. 23.
- JOHN GATES**, **JOSEPH COATES**, **ROBERT THOMAS BARTLETT**, and **GEORGE BECK**, Watling-st., London, warehousemen, dealers and chapmen, Jan. 15 at half-past 11, and Feb. 19 at 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Reed & Co., Friday-street, Cheap-side.—Fiat dated Dec. 17.
- JAMES CLARK** and **EDWARD GOSLIN**, North-end, Fulham, Middlesex, maltsters, dealers and chapmen, Jan. 12 and Feb. 8 at 2, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Young & Son, 29, Mark-lane, Fenchurch-street.—Fiat dated Nov. 30.
- CHARLES STUART**, Herbert-street, New North-road, Middlesex, wholesale milliner, dealer and chapman, Jan. 12 at 11, and Feb. 8 at half-past 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Cox, 16, Pinner's-hall, Broad-street.—Fiat dated Dec. 29.
- WILLIAM SUTTON**, Stockport, Cheshire, cotton waste dealer, dealer and chapman, Jan. 11 and 31 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Hardman, Manchester; Chester & Co., Staple-inn, London.—Fiat dated Dec. 27.
- BENJAMIN RICHARDS**, Chard, Somersetshire, twine and sacking manufacturer, dealer and chapman, Jan. 13 and Feb. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Nicholets, Bridport; Stogdon, Exeter; Brace, 24, Surrey-street, Strand, London.—Fiat dated Dec. 23.
- THOMAS STOCKS**, Tor, Tormoham, Devonshire, baker, Jan. 12 at 1, and Feb. 9 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Dec. 24.
- GEORGE EDWARDS**, Drayton in Hales, Shropshire, inn-keeper, victualler, dealer and chapman, Jan. 11 and Feb. 22 at half-past 12, District Court of Bankruptcy, Birmingham: Off. Ass. Whitmore; Sols. Grantham, Nantwich; Motteram & Knowles, Birmingham.—Fiat dated Dec. 22.
- WALTER BLUCK**, Leominster, Herefordshire, grocer, tea dealer, dealer and chapman, Jan. 8 and 29 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Lloyd, Ludlow; Gem & Docker, Birmingham.—Fiat dated Dec. 9.
- JOHN HALL**, Coventry, ribbon manufacturer, dealer and chapman, Jan. 12 and Feb. 2 at 11, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Troughton & Lea, Coventry; Austen & Co., Gray's-inn, London.—Fiat dated Dec. 22.
- ROBERT KILMINSTER SCRIVEN**, Brookthorp, Gloucestershire, baker, dealer and chapman, Jan. 20 at half-past 12, and Feb. 11 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Miller; Sols. Poole, Gloucester; Phipps, 5, Montpelier, Lambeth.—Fiat dated Dec. 13.
- THOMAS DENNIS**, Woolwich, Kent, builder, Jan. 12 and Feb. 8 at 12, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Nokes, Woolwich; Young, 30, Parliament-street, Westminster.—Fiat dated Dec. 29.
- JAMES LAW**, Birkenhead, Cheshire, bookseller, dealer and chapman, Jan. 14 and Feb. 4 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Mallaby & Towns- end, Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Dec. 24.
- JOHN GEORGE WHITE**, Egremont, Cheshire, (carrying on business of a ship broker at Liverpool), Jan. 12 and Feb. 2 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Greatley, Liverpool; Smith & Witham, Bedford-row, London.—Fiat dated Dec. 24.
- ROBERT NIGHTINGALE**, Bury, Lancashire, common brewer, Jan. 13 and Feb. 3 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Sale & Co., Manchester; Neville & Ainsworth, Blackburn; Milne & Co., Temple, London.—Fiat dated Dec. 23.
- JOHN SMITH MALING**, Scarborough, Yorkshire, joiner and builder, dealer and chapman, Jan. 13 and Feb. 10 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Cronhelm, Leeds; Wiglesworth & Co., 5, Gray's-inn-sq., London.—Fiat dated Dec. 20.

## MEETINGS.

- Henry Turner*, Wolverhampton, Staffordshire, scrivener, Jan. 13 at 11, District Court of Bankruptcy, Birmingham, pr. d.—*Thos. Humble*, Ardwick, Manchester, grocer, Jan. 19 at 12, District Court of Bankruptcy, Manchester, pr. d.—*Wm. B. Brodie* and *Chas. G. Brodie*, Salisbury, Wiltshire, bankers, Jan. 21 and 22 at 10, White Hart Inn, Salisbury, pr. d.—*Jonas M<sup>r</sup> George*, Wardour-street, Soho, Middlesex, ironmonger, Jan. 13 at 1, Court of Bankruptcy, London, last ex.—*John Hook*, Southampton-st., Camberwell, Surrey, builder, Jan. 11 at 2, Court of Bankruptcy, London, last ex.—*Thos. Phillips*, Shrewsbury, Shropshire, hop merchant, Feb. 1 at half-past 10, District Court of Bankruptcy, Birmingham, last ex.—*Thos. Burley* the elder, Wolverhampton, Staffordshire, grocer, Jan. 13 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Rich. Scholes*, Bury, Lancashire, grocer, Jan. 11 at 12, District Court of Bankruptcy, Manchester, last ex.—*John Wright*, Pendleton, Lancashire, dyer, Jan. 10 at 12, District Court of Bankruptcy, Manchester, last ex.—*Geo. Prockter*, *Joseph Prockter*, and *Thos. Prockter*, Rochdale, Lancashire, cotton spinners, Jan. 11 at 12, District Court of Bankruptcy, Manchester, last ex.—*Wm. Thomas*, Catherine-street, Strand, Middlesex, publisher, Jan. 21 at 1, Court of Bankruptcy, London, aud. ac.—*Wm. Chappelow* the younger, Jernyn-st., St. James's, Middlesex, wholesale saddler, Jan. 21 at 12, Court of Bankruptcy, London, aud. ac.—*Th. Brown*, Nottingham-mews, High-street, St. Marylebone, Middlesex, coach smith, Jan. 26 at 11, Court of Bankruptcy, London, aud. ac.—*Wm. Wilkins* and *John E. Evans*, Trowbridge, Wiltshire, woollen drapers, Jan. 26 at 1, Court of Bankruptcy, London, aud. ac.—*Edw. Coucher*, Bath, apothecary, Jan. 20 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 21 at 11, div.—*Thos. Croxford* the elder, Kirkham, Lancashire, linen draper, Jan. 10 at 12, District Court of Bankruptcy, Manchester, aud. ac.; Jan. 12 at 12, div.—*John Fawcett*, Richmond, Yorkshire, linen draper, Jan. 22 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Jan. 25 at 11, div.—*Thos. Wilson*, Sheffield, Yorkshire, grocer, Jan. 21 at 10, District Court of Bankruptcy, Sheffield, aud. ac.—*Geo. Morton*, Leeds, Yorkshire, paper stainer, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Smith*, Bramham, Yorkshire, brick maker, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*K. Kettlewell*, Leeds, Yorkshire, silversmith, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*James Wiess*, Bramham, Yorkshire, joiner, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Samuel Smith* and *Wm. Smith*, Warley, Halifax, Yorkshire, worsted spinners, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.; Jan. 27 at 11, div.—*Thomas Robinson*, Birkby, Huddersfield, Yorkshire, woolstapler, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Wm. Thompson*, Rawdon, Yorkshire, merchant, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*W. Hirst*, Leeds, Yorkshire, merchant, Jan. 24 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Spray*, Carlton, Gedling, Nottinghamshire, framesmith, Jan. 21 at 12, District Court

of Bankruptcy, Nottingham, aud. ac.—*Sam. Slater*, Albe-marle-st., Piccadilly, Middlesex, tailor, Jan. 21 at 1, Court of Bankruptcy, London, div.—*John Rawlins*, Foley-place, Middlesex, coach maker, Jan. 21 at 12, Court of Bankruptcy, London, div.—*J. Inray*, Old Fish-street-hill, Upper Thames-street, London, stationer, Jan. 21 at half-past 12, Court of Bankruptcy, London, div.—*Edw. M. Titterdell* and *John Gruchy*, Portsea, Hampshire, woollen drapers, Jan. 21 at 11, Court of Bankruptcy, London, div. sep. est. of *Edward M. Titterdell*.—*John Oliver* and *John York*, Stoney Stratford, and *Rich. Harrison*, Wolverton, Buckinghamshire, iron masters, Jan. 21 at 2, Court of Bankruptcy, London, div.—*John Dailey* and *Alfred Inskipp*, Long-lane, Bermondsey, Surrey, leather manufacturers, Jan. 21 at 11, Court of Bankruptcy, London, div.—*Adolphus F. Lloyd*, Brighton, Sussex, confectioner, Jan. 21 at half-past 1, Court of Bankruptcy, London, div.—*Jas. Morgan*, Southampton-row, Russell-sq., Middlesex, tailor, Jan. 21 at 2, Court of Bankruptcy, London, div.—*Mary E. Bell*, widow, and *Jas. Bell*, Finch-lane, Cornhill, London, news-venders, Jan. 25 at 2, Court of Bankruptcy, London, div. sep. est. of *Jas. Bell*.—*Rich. C. Kingsford* and *Henry L. Barnwell*, Seaton, Ickham, Kent, and Catherine-court, Tower-hill, London, millers, Jan. 20 at 11, Court of Bankruptcy, London, div.—*Wm. Bedells*, Leicester, paper dealer, Feb. 11 at 12, District Court of Bankruptcy, Nottingham, aud. ac. and div.—*Wm. Kay*, *Wm. Mortimer*, and *Edw. Fletcher*, Bury, Lancashire, brass founders, Jan. 21 at 11, District Court of Bankruptcy, Manchester, div.—*Jas. G. Davies*, Manchester, glass dealer, Jan. 21 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

To be allowed, unless Cause be shown to the contrary on or before the Day of Meeting.

*Wm. Humphryes*, Bow-street, Covent-garden, Middlesex, tavern keeper, Jan. 24 at half-past 11, Court of Bankruptcy, London.—*Geo. A. Sear*, Great Marylebone-st., Middlesex, glass cutter, Jan. 24 at half-past 11, Court of Bankruptcy, London.—*Wm. Chappelow* the younger, Jermyn-street, St. James's, Middlesex, wholesale saddler, Jan. 21 at 12, Court of Bankruptcy, London.—*Robert J. Day*, Halstead, Essex, wine merchant, Jan. 20 at 11, Court of Bankruptcy, London.—*Chas. Davies*, Liverpool, bookseller, Jan. 24 at 11, District Court of Bankruptcy, Liverpool.—*Thos. Williams*, Coventry, Warwickshire, ribbon manufacturer, Feb. 12 at 11, District Court of Bankruptcy, Birmingham.—*Hen. Ash*, *G. Heerlein*, and *Hen. C. Ash*, Birmingham, ironmongers, Jan. 22 at 11, District Court of Bankruptcy, Birmingham.—*Henry Hunt*, Derby, maltster, Jan. 21 at half-past 10, District Court of Bankruptcy, Nottingham.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shown to the contrary on or before Jan. 21.

*Patrick Keam*, Liverpool, flour dealer.—*Thomas Capps*, Lynn, Norfolk, dealer in toys.—*Henry Johnson*, Sheffield, Yorkshire, merchant.—*Henry Thompson*, Manchester, and *Nafferton*, near Driffeld, Yorkshire, corn merchant.—*Wm. Lambert*, Great Titchfield-st., St. Marylebone, Middlesex, grocer.—*R. Linell*, Shrewsbury, Shropshire, grocer.—*Steph. S. Hargill*, Newlay, near Leeds, Yorkshire, dyer.—*William Buckland*, Chippenham, Wiltshire, innkeeper.—*Wm. Henry Lewis*, Ludgate-st., London, straw bonnet maker.—*Thos. J. M. Bartlett*, Fall-mall East, Middlesex, bill broker.

#### FIAT ANNULLED.

*Edmund H. Abbott* and *Hen. Nottingham*, Aldermanbury, London, shawl warehousemen.

#### PARTNERSHIPS DISSOLVED.

*Thos. Drew* and *Chas. T. Woosnam*, Newtown and Llandilo, Montgomeryshire, attorneys and solicitors.—*John B. Towse* and *Robt. B. Towse*, Lawrence Pountney-lane, London, solicitors.

#### SCOTCH SEQUESTRATIONS.

*Ross, Mitchell, & Co.*, Glasgow, and Toronto, Upper Canada, merchants.—*John Watt*, Glassford, Lanarkshire, cattle dealer.—*John E. Hunter*, Glasgow, merchant.—*Alexander Henderson* and *John Ross*, Aberdeen, hinge manufacturer.—*Chas. Caird*, Parknook of Arbutnot, Kincairdineshire, mason.—*Jan. Alison*, Glasgow, iron master.—*Robt. Hunter*, Edinburgh, candle manufacturer.

#### INSOLVENT DEBTORS

Who have filed their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Jos. Parker*, Heckmondwike-green, near Dewsbury, Yorkshire, out of business, Jan. 21 at 10, County Court of Yorkshire, at Dewsbury.—*George Oakes*, Dewsbury, Yorkshire, out of business, Jan. 21 at 10, County Court of Yorkshire, at Dewsbury.—*George Milne*, Newcastle-upon-Tyne, attorney's clerk, Jan. 28 at 11, County Court of Northumberland, at Newcastle.—*Charles Walker*, Bingley, Yorkshire, labourer, Jan. 26 at 11, County Court of Yorkshire, at Keighley.—*Richard Smith*, Keighley, Yorkshire, grocer, Jan. 26 at 11, County Court of Yorkshire, at Keighley.—*J. Potter*, Stoke Prior, Worcestershire, blacksmith, Jan. 15 at 10, County Court of Worcestershire, at Bromsgrove.—*Rev. J. Parry*, Amlwch, Anglesey, clerk, Jan. 21 at 10, County Court of Anglesey, at Llangefni.—*John Nettleship* the younger, Kidderminster, Worcestershire, architect, Jan. 19 at 1, County Court of Worcestershire, at Kidderminster.—*Frederick Blakesley*, Milton next Gravesend, Kent, tobacconist, Jan. 13 at 10, County Court of Kent, at Gravesend.—*Alfred Peel*, Little Horton, near Bradford, Yorkshire, labourer, Jan. 14 at 11, County Court of Yorkshire, at Bradford.—*J. Banting*, Rochdale, Lancashire, mechanic, Jan. 20 at 12, County Court of Lancashire, at Rochdale.—*John Kershaw*, Rochdale, Lancashire, fulling miller, Jan. 20 at 12, County Court of Lancashire, at Rochdale.—*Wm. Dowding*, Henstridge, Somersetshire, yeoman, Jan. 21 at 10, County Court of Somersetshire, at Wincanton.—*Chas. Bullin*, Ravensthorpe, Northamptonshire, butcher, Jan. 11 at 10, County Court of Northamptonshire, at Northampton.—*Thos. Sheppard*, Northampton, engineer, Jan. 11 at 10, County Court of Northamptonshire, at Northampton.—*John Barker*, Moulton, Northamptonshire, saddler, Jan. 11 at 10, County Court of Northamptonshire, at Northampton.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 15 at 11, before Mr. Commissioner HARRIS.

*John Swaisland* the younger, Swan-lane, Rotherhithe, Surrey, barge owner.—*R. W. Loader*, Royal Arsenal, Woolwich, Kent, overseer of the convicts there on board the Justice built.—*Wm. Woodger*, Bridgewater-place, Fan-street, Aldersgate-street, London, farrier.—*R. D. Brown*, Kennington-green, Surrey, clerk in the Admiralty Office, Somerset-place, Strand, Middlesex.—*Joseph Wayre*, Oxford-street, Middlesex, farrier's shopman.—*James Hanscomb*, Croydon, Surrey, umbrella manufacturer.—*Thomas Nash* the younger, Thornhill-bridge-place, Caledonian-road, Middlesex, commercial traveller.—*James Naylor*, Marygold-street, Bermondsey, Surrey, coal merchant.—*Robt. Barltrop*, Long-lane, Bermondsey, grocer.—*F. W. N. Crouch*, Upper Charlotte-st., Fitzroy-square, Middlesex, professor of music.

Jan. 17 at 10, before Mr. Commissioner PHILLIPS.

*James F. Ross*, East Ham, Essex, general agent.—*M. O. Williams*, widow, Oxford-terrace, Fentiman's-road, Clapham-road, Surrey, in no employment.

Friday, Dec. 24.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—

(On their own Petitions).

*George White*, Chichester, Sussex, out of business: in the Gaol of Petworth.—*Robert Wallis* the elder, Exeter, out of business: in the Gaol of Exeter.—*Parker Unsworth*, Liverpool, butcher: in the Gaol of Liverpool.—*Wm. Brownbill*, Liverpool, grocer: in the Gaol of Liverpool.—*Joe Rogers*, Wing, Buckinghamshire, seller of beer by retail: in the Gaol of Aylesbury.—*Edw. Wilcock*, Lancaster, rag dealer: in the Gaol of Lancaster.

Wednesday, Dec. 29.

(On their own Petitions).

*Thomas P. Jones*, Tothill-street, Westminster, Middlesex, pawnbroker: in the Queen's Prison.—*Henry Louder*, Chel-

tenham-place, Westminster-road, Surrey, assistant to a carpenter: in the Debtors Prison for London and Middlesex.—*Wm. Stephen*, Wilmot-square, Bethnal-green-road, Middlesex, stationer: in the Debtors Prison for London and Middlesex.—*Z. Smith*, Margaret-street, Cavendish-square, Middlesex, assistant to a publican: in the Queen's Prison.—*Louis Asser*, Regent-street, Oxford-street, Middlesex, china dealer: in the Queen's Prison.—*John Henshaw*, Shad Thames, Southwark, Surrey, licensed victualler: in the Debtors Prison for London and Middlesex.—*Thomas Wenham*, Webber-row, Westminster-road, Surrey, gentleman: in the Queen's Prison.—*Charles Elvaston*, Tooley-street, Southwark, Surrey, linen draper: in the Queen's Prison.—*George W. Pople*, Amelia-street, Walworth, Surrey, out of employment: in the Queen's Prison.—*John Ayles*, Canterbury-cottages, New Kent-road, Surrey, wine agent: in the Queen's Prison.—*Ishmael Wm. Ashby*, Goswell-street, and Lower Brunswick-terrace, Barnsbury-road, Islington, Middlesex, baker: in the Debtors Prison for London and Middlesex.—*Wm. Cookayne*, New Radford, Nottinghamshire, butcher: in the Gaol of Radford Peter.—*Joseph Robins*, Milton next Gravesend, Kent, carpenter: in the Gaol of Maidstone.—*Edward Wisner*, Moulsoe, Buckinghamshire, butcher: in the Gaol of Aylesbury.—*Jas. Lott*, Bradfield, Essex, shopkeeper: in the Gaol of Chelmsford.—*John Pratt*, Banbury, Oxfordshire, carpenter: in Oxford Castle.—*John Roberts*, Manchester, blacksmith: in the Gaol of Lancaster.—*Wm. Topham* the elder, Manchester, packer and maker-up: in the Gaol of Lancaster.

The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 14 at 11, before Mr. Commissioner HARRIS.

*John Pike*, Shakespeare-wharf, Lower Shadwell, Middlesex, licensed victualler.—*Benjamin Bearsby*, St. Martin's-lane, Charing-cross, Middlesex, out of business.

Jan. 14 at 10, before Mr. Commissioner PHILLIPS.

*Samuel Lazarus*, Henry-street, Sidney-square, Commercial-road East, Middlesex, accountant to a paper stainer.—*George Wingfield*, Southampton-street, Pentonville, Middlesex, out of employ.—*Joseph John Hearn*, Brick-lane, Spitalfields, Middlesex, out of employ.

Jan. 17 at 10, before Mr. Commissioner LAW.

*Stephen Winder*, Greenwich, Kent, grocer.—*T. Woodman*, Leonard-street, Shoreditch, Middlesex, out of business.—*H. W. Jackson*, White Lion-st., Pentonville, Middlesex, whit-smith.—*George Bartlett*, South-row, New-road, St. Pancras, Middlesex, cement ornament manufacturer.—*John White*, Gt. St. Andrew-street, Seven-dials, leather seller.—*Thos. Pawthrop*, Little Alie-street, Whitechapel, Middlesex, surgeon.—*Thos. M. Beecham*, Hanover-cottages, St. John's-wood, Middlesex, herald painter.—*James Charles Johns*, Panzer-alley, Paternoster-row, London, in no occupation.

At the County Court of Gloucestershire, at GLOUCESTER, Jan. 14.

*Job Eynon*, Dymock, Bricklayer.

#### INSOLVENT DEBTORS' DIVIDENDS.

*Richard Masson*, Garden-place, Lincoln's-inn-fields, Middlesex, clerk to a warehouseman: 3s. 1½d. in the pound.—*J. Allen*, Downing-street, Westminster, Middlesex, captain in the royal navy: 2s. 6d. in the pound.—*Samuel Martin*, Hen-hull, Acton, near Nantwich, Cheshire, farmer: 4s. 8½d. in the pound.—*Joseph Kendall*, Three Colt-street, Limehouse, Middlesex, baker: 2s. 2d. in the pound.—*Daniel Jones*, Gloucester, bricklayer: 1s. 0½d. in the pound.—*Georgie Ede*, Great Suffolk-street, Southwark, Surrey, retailer of beer: 4d. and 1-8th of a penny in the pound.—*George Baker*, Southwell, Nottinghamshire, professor of music: 3s. 2½d. in the pound.—*Saml. Davis*, Jamaica-place, Limehouse, Middlesex, coach maker: 1s. 6d. in the pound.—*Isaac Hearnden*, Greenwich, Kent, clerk in the Customs: 3s. 5d. in the pound.—*W. Henry Dobson*, Brompton, Middlesex, late clerk in the East India House: 5s. 8½d. in the pound (making 20s.).—*James Varley*, Clitheroe, Lancashire, publican: 20s. in the pound.—*Thos. Hale*, Long-lane, Bermondsey, Surrey, leather seller: 4½d. in the pound.

Apply at the Provisional Assignee's Office, Portugal-street, Lincoln's-inn-fields, London, between the hours of 10 and 1.

#### MEETING.

*Edward Gooding*, Morebath, Devonshire, gentleman, Jan. 19 at 11, Court-house, Portugal-street, Lincoln's-inn-fields, London, pr. d.

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LONDON, JANUARY 8, 1848.

THE circumstances that have transpired with reference to the recent trial of the persons accused of the murders at Mirfield, have given rise to a fresh outburst of that public hostility to the supposed exorbitant claim of privilege on the part of the Bar, which had slept since the memorable Courvoisier trial.

It is a difficult thing to say, having regard to the functions of counsel, and the state of society which renders such a profession as that of advocate necessary at all, what ought to be the limits of their privilege; nor is it, perhaps, an easy thing to say what is the precise rule or principle adopted by the Profession on this subject; and it is much to be regretted, that, on the question of the duty, or privilege or license of counsel, whichever it may be called, in defence of a client, the Bar do not lay down and publicly state what is the rule of professional conduct. Until that is done, so that there is a known rule to which advocates can look as a guide in respect to the length to which the duty and privilege of counsel do really extend, there will continue to be from time to time some such case as that of Courvoisier, or Reid and M'Cabe, in which counsel, either from incapacity to judge where moral principle must intervene to check the eagerness of advocacy, or from mere contempt of the dictates of such principle, will adopt a course which may expose themselves and their Profession to the animadversion, and sometimes to the well-founded animadversion, of the public.

We have ourselves no manner of doubt, nor have we ever entertained any from the time when we were first led to consider the question, as to the true rule of professional conduct. And we believe it to be this; that counsel is at liberty to reason as much as he will upon the law and facts, and to influence, as far as he can, the reason of the tribunal that he addresses; but he is not

at liberty to mislead it, whether it be judge or jury, upon facts. No matter how the facts come to his knowledge, whether upon the evidence, or whether by private communication;—assuming that the real facts are in his knowledge, he is, we say, not at liberty to mislead the tribunal that he addresses, upon the facts.

If he is aware of facts prejudicial to his client, he is not, indeed, bound to communicate them to the tribunal; for it is the proper business of his opponent to find out and communicate all such facts as are necessary to make out his own case. Counsel is not, therefore, bound to call witnesses, whose evidence would be against his client; nor to ask of witnesses already before the Court, questions which would bring out facts prejudicial to his client's case. In fine, he is not bound to do, for the enlightenment of the tribunal upon matters of fact, that which due diligence in his opponent would enable him to do. Nor is he bound, so far to play the part of assistant to justice, as to take the case out of the evidence that is before the tribunal, and to bring forward matter which he knows only from the communications confidentially made to him by his client. But here his privilege stops; it is not, as we have said, understood by the Bar to extend to misleading the tribunal on matters of fact. Therefore, if counsel, defending a prisoner, knows from the confidential communication made to him by his client, that he is guilty, we conceive, that though by the rule of the Profession he is not called upon in any the remotest degree to divulge such knowledge; on the other hand, he ought not to endeavour to induce the Court to receive as true any evidence, which, being inconsistent with the evidence of which he has private knowledge, he must know to be untrue. Assuming that he acts up to the rule in this, then, on the facts that are placed before the tribunal, fairly and without

any attempt on his part to mislead, he may comment, for the purpose of persuading the tribunal to collect from those facts inferences that may be beneficial to his client.

It may happen that the result of persuading the tribunal to adopt those inferences, will be to cast suspicion upon others who are before it. If such a state of circumstances arises, it brings with it a difficulty; but the difficulty is quite capable of solution, by adhering to the equity of the rule which we have stated as being the true rule of professional conduct. If the evidence so brought before the Court is such as to shake the belief of the prisoner's counsel in the veracity of any part of his client's confession, then, to the extent to which he disbelieves the client and believes the evidence, he may, of course, press the inference resulting from the evidence. But if his belief in his client's confession remains entire, then to press an inference arising from facts which he knows cannot be true, is, in reality, not reasoning, but indirectly misleading on matters of fact, and counsel ought to abstain, under those circumstances, from pursuing that course.

We believe we have here stated the principle and limits of the privilege of counsel, as it is understood and used by the most eminent men at the Bar. We believe there is no such rule as that a barrister is bound to do, as it is sometimes expressed, "the best he can for his client," irrespectively of all considerations, except that of winning the cause; and we are satisfied, from some not inattentive personal observation of the mode in which the leading counsel in the highest departments of business transact their business, that they act upon no such rule.

The rule, as we have stated it, is, perhaps, far from satisfactory, if viewed with the eye of the divine or the moralist; but it must be recollected, that litigation is not the offspring of the perfection, but of the imperfection of human nature. It is war, civilised war, it is true, but still war, and as war it must be conducted. Being civilised war, it may, and, according to the true practice of the Bar, ought to be conducted subject to certain honourable regulations. But while we defend the Bar against the imputations sometimes cast upon it, of utterly unscrupulous struggling for the success of one's client without regard to truth or honour; on the other hand, we must equally protest against that sentimental and mock morality, which would call upon men professedly standing up as champions of their respective clients, in a professed conflict sanctioned by the law, and necessary only because society is still semibarbarous, to convert themselves from champions into judges.

But it may be said, that all that we have been laying down is very pretty theory, but that it still remains to be shewn what should be done in practice in such cases as those of Courvoisier, and of Reid and M'Cabe. Our answer is, that the practice will flow naturally from the theory. In such a case as that of Courvoisier, we conceive that the proper practice would be, for the prisoner's counsel to watch rather than to act. To take care that no evidence was admitted against his client but under the strictest scrutiny; to use every tech-

nical defence in his power; to take care, in fact, that his client should not be convicted, except strictly according to law. It certainly would not be, in such a case, the duty of counsel to suggest any facts inconsistent with what in his heart he knew, from the communication made by his client, to be the only true fact. And our advice to any young counsel engaged in such a case, under such circumstances, would be, to suggest nothing; to cross-examine; to sift; to reject all evidence not strictly admissible; to take care, in fact, that the prisoner should not be found guilty unless legally he could be proved to be so, but religiously to abstain from attempting any substantive proof of his innocence.

If it be objected to this, that the effect may be to lead the jury to suspect the truth, the answer is, it cannot be helped. There is and can be no professional rule which calls upon counsel to disgrace himself by making downright misrepresentations, in order to save a miscreant from being hung. The Courvoisier case may be dismissed without more—the course in it was clear. In the recent case it was not so clear. As we understand the facts of that case, as they have been publicly stated by the counsel for the prisoner Reid, it does not appear that counsel was in possession of evidence that M'Cabe was innocent, but only of evidence that Reid was guilty. If so, it would be difficult to say that he was not justified in reasoning, from the evidence before the Court, that M'Cabe was guilty, though, according to the rule, as we have stated it, he would not be justified in pressing as a fact the exclusive guilt of M'Cabe, as that would be misleading the jury upon matters of fact. However, we are not the tribunal to sit in judgment on the course pursued by an individual, nor is it the object of this paper to do anything more than state what we believe to be the professional rule on the subject. With the conduct, therefore, of Reid's counsel we have nothing to do. But with his arguments publicly put forth we have; and as they are stated by himself in his letter, published on the 30th ult., they stretch the professional rule, in our opinion, very far beyond its true limits\*.

\* We insert Mr. Seymour's argument on the question of privilege, as some of our readers may not have an opportunity of referring to it.

"Assuming that to be true, which I deny, and admitting for a moment that a 'full confession' was made to me previous to the trial, which wholly exculpated M'Cabe; I am yet to learn that I would be deserving of blame for endeavouring to throw the whole guilt upon M'Cabe, if the evidence by which the jury were bound to decide, warranted such a course. I am yet to learn that this would be either morally or professionally wrong. When a counsel accepts a brief for a prisoner, he becomes, in my opinion, bound by a two-fold obligation. I esteem it, in the first place, to be his strict and solemn duty to keep faithful to his client during the trial, or pending it, and to hold his secrets as a religious trust. They are *commissa fidei*—they must not be violated—they must not be exposed.

"In the next place, it is equally his bounden duty to frame the best defence in his power from the evidence given at the trial. If a prisoner confesses his guilt, or makes admissions which tend to criminate him while they acquit his fellow prisoner, is his counsel to hurry into the witness-box to ruin and betray him? If not, then his confession is not in evidence; and does a counsel overstep his duty, who adopts a line of defence wholly irrespectively of that confession, but which is founded on the evidence before the jury, borne out, and justified by it? When a veto is put upon this exercise of a counsel's discretion,—when, instead of his argument being weighed

It is certainly time, however, that the general question should be set at rest, and that the Bar at large and the public should understand what are the limits of the privilege of counsel. If it be really, as the public supposes it to be claimed by the Bar, to do and say any thing and every thing to carry a client through, let it be so stated by a resolution of the Bar generally, and then men who are something above mere gladiators, will know what to do in respect to remaining in the Profession. If the rule be as we have stated and believe it to be, let us put the public in possession of that fact, that we may cease to be continually taunted and sneered at whenever a member of our body, whether from inadvertence, from eagerness, or from want of principle, oversteps the boundary of his duty.

**CALLS TO THE BAR.**—From a recent investigation it appears, that, during the year 1847, there were no less than 191 gentlemen called to the bar by the societies of the Middle Temple, Inner Temple, Lincoln's Inn, and Gray's Inn. Of that number, 84 were called by the Society of the Middle Temple, 53 by the Society of the Inner Temple, 40 by the Society of Lincoln's Inn, and 14 by the Society of Gray's Inn. In the year 1846 there were 174 gentlemen called to the bar by the same societies. Of that number, 78 were called by the Society of the Middle Temple, 48 by the Society of the Inner Temple, 43 by the Society of Lincoln's Inn, and 5 by the Society of Gray's Inn. From the above statement, it appears that the number of gentlemen called to the bar during the past year exceeded by 17 the number called in 1846.—*The Times*, Jan. 5, 1848.

**LINCOLN'S INN.**—At a special council there held, the 8th day of November, 1847,

**RESOLVED,**—That students of this Inn, having attained the age of twenty-three years, may be called to the bar after the expiration of five years from admission, twelve terms having been kept, nine exercises performed, and certificate produced of attendance on two courses of lectures. Masters of arts and bachelors of law of the Universities of Oxford, Cambridge, or Dublin, and students of this Inn, not being such graduates, but who, on their own application, are examined in law, and pass a sufficient examination, having complied with the requisitions in respect of terms, exercises, and certificate, may be called after the expiration of three years.

**RESOLVED,**—That the present rule do come into operation on the last day of this term, and that students admitted before that day have the option of being called to the bar, according to the regulation now in force.

**RESOLVED,**—That this Order be communicated to the other Inns of Court.

A copy,—M'DOYLE, Steward.

**Note.**—At a special council held on the 10th day of November, 1847, George Spence, Esq., Q. C., was elected Professor of Equitable Jurisprudence as administered in the Court of Chancery. M'D.

and measured by the nature of the evidence, his motives and private opinions are publicly submitted to a rigid moral test,—the relation of client and counsel will be deranged, and their mutual confidence interrupted; the independence of the Bar will be violated, and the principle of advocacy will be abolished altogether."

**Court Papers.**

**EQUITY SITTINGS, HILARY TERM, 11 VICT. 1848.**

**Court of Chancery.**

*Before the LORD CHANCELLOR, at Westminster.*

Tuesday....	Jan. 11	Appeal Motions and Appeals.
Wednesday .....	12	Petition-day.
Thursday .....	13	} Appeals.
Friday .....	14	
Saturday .....	15	
Monday .....	17	
Tuesday .....	18	
Wednesday .....	19	} Appeal Motions and Appeals. (Petition-day).—Unopposed Petitions and Appeals.
Thursday .....	20	
Friday .....	21	
Saturday .....	22	} Appeals.
Monday .....	24	
Tuesday .....	25	
Wednesday .....	26	
Thursday .....	27	Appeal Motions and Appeals.
Friday .....	28	(Petition-day).—Unopposed Petitions and Appeals.
Saturday .....	29	Appeals.
Monday .....	31	Appeal Motions and Appeals.

**Vice-Chancellors' Courts.**

*Before the VICE-CHANCELLOR OF ENGLAND, at Westminster.*

Tuesday....	Jan. 11	Motions.
Wednesday .....	12	Petition-day.
Thursday .....	13	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	14	
Saturday .....	15	Short Causes and Causes.
Monday .....	17	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	18	
Wednesday .....	19	
Thursday .....	20	Motions.
Friday .....	21	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	22	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	24	
Tuesday .....	25	
Wednesday .....	26	
Thursday .....	27	Motions.
Friday .....	28	(Petition-day).—Petitions, (unopposed first), Short Causes, and Causes.
Saturday .....	29	Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday .....	31	Motions.

*Before VICE-CHANCELLOR KNIGHT BRUCE, at Westminster.*

Tuesday....	Jan. 11	Motions and Bankrupt Petitions.
Wednesday .....	12	(Ptn.-day).—Cause Petitions, Bankrupt Petitions and Causes.
Thursday .....	13	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Friday .....	14	
Saturday .....	15	Short Causes and Ditto.
Monday .....	17	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	18	
Wednesday .....	19	Bankrupt Petitions.
Thursday .....	20	Motions.
Friday .....	21	(Petition-day).—Petitions and Causes.
Saturday .....	22	Short Causes and Causes.
Monday .....	24	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday .....	25	
Wednesday .....	26	Bankrupt Petitions.
Thursday .....	27	Motions.
Friday .....	28	(Petition-day).—Petitions and Causes.
Saturday .....	29	Short Causes and Causes.
Monday .....	31	Motions.



Before VICE-CHANCELLOR WIGRAM, at Westminster.

Tuesday . . . . .	Jan. 11	Motions and Causes.
Wednesday . . . . .	12	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Thursday . . . . .	13	
Friday . . . . .	14	
Saturday . . . . .	15	Short Causes, Petitions, (unopposed first), and Causes.
Monday . . . . .	17	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Tuesday . . . . .	18	
Wednesday . . . . .	19	
Thursday . . . . .	20	Motions and Ditto.
Friday . . . . .	21	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Saturday . . . . .	22	
Monday . . . . .	24	
Tuesday . . . . .	25	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Wednesday . . . . .	26	
Thursday . . . . .	27	
Friday . . . . .	28	Motions and Ditto.
Saturday . . . . .	29	} Pleas, Demurrers, Exceptions, Causes, and Further Directions.
Monday . . . . .	31	

COMMON-LAW CASE LISTS, HILARY TERM.

Court of Queen's Bench.

NEW TRIALS

REMAINING UNDETERMINED AT THE END OF THE SITTINGS AFTER MICHAELMAS TERM, 1847.

STANDING FOR JUDGMENT.

Doe d. Earl of Egremont v. Langdon  
 Same v. Courtenay  
 Same v. Williams & an.  
 Lockwood v. Wood  
 Linford v. Fitzroy  
 Stevens v. Jeacocke  
 Reg. v. Chorley  
 Normansel v. Cress  
 Blundell v. Drummond  
 Jones v. Blunt  
 Thame v. Boast  
 Sims v. Henderson

FOR ARGUMENT.

HILARY TERM, 1846.  
 Lond.—Reg. v. Kensington (part heard Feb. 4, 1847).  
 EASTER TERM, 1846.  
 York—Worth v. Gresham (stands over for argument of, and judgment in, a similar case in court of error)  
 Liverpool—Doe d. Hayward v. Tinslay (stands for arrangement)  
 HILARY TERM, 1847.  
 Midd.—Reg. v. Button  
 Lond.—Pennill v. Harbone  
 Midd.—Henderson v. Henderson  
 Lond.—Mitchell v. Moore  
 Tried during Hilary Term, 1847.  
 Midd.—Flower v. Roper  
 EASTER TERM, 1847.  
 Midd.—Reg. v. Nixon  
 Lond.—Curling v. Young  
 „ Newton v. Belcher  
 „ Burrows v. Gabriel  
 Kent—Lilley v. Elwin  
 Surrey—Parratt v. Newts  
 Bedford—Doe d. Crawley v. Gutteridge  
 Suffolk—Pye v. Mumford  
 Lincoln—Huntley v. Russell  
 Warwick—Bower v. Wood

Lancaster—Turner v. Hartley  
 Durham—Wren v. Healop  
 „ Wright v. Gibson  
 York—Nichol v. Alison  
 „ Pollock v. Stables  
 „ Kilner v. Preston  
 „ Lee v. Dawson  
 Liv'pool—Walker v. Mellor  
 „ Yates v. Fenton  
 Flint—McKilloch v. Cooke  
 Chester—Sutton v. Swanwick  
 Worcester—Cheshire v. Hair  
 Hereford—Doe d. Huck v. Rimall  
 Gloucester—Parratt v. Lambert  
 Somerset—Robertson v. Norris  
 „ Reg. v. Inhabs. of Tything of East Mark  
 „ Reg. v. Inhabs. of Tything of Moore  
 Tried during Easter Term, 1847.  
 Midd.—Levi v. Irwin  
 TRINITY TERM, 1847.  
 Midd.—Clayards v. Dethick  
 Lond.—Wallington v. Lambert  
 „ Crampton v. Green  
 „ Russel v. Smith  
 MICH. TERM, 1847.  
 Midd.—Hilton v. Granville  
 „ Same v. Same  
 „ Reg. v. Moreau  
 „ Boosey v. Davidson  
 Lond.—Steele v. Hoe  
 „ Fisher v. Royal Exchange Ass. Co.  
 „ Archibald v. Tatham  
 „ Newton v. Liddiard  
 Suffolk—Ringham v. Clements  
 Gloucester—Pike v. Stevens  
 York—Anderson v. Boynton  
 „ Charter v. Greame

Durham—Hadrick v. Healop  
 „ Humble v. Hunter  
 Liverpool—Bell v. Ingestrie  
 „ Norris v. Fresh  
 Devon—Dingle v. Baker  
 „ Ford v. Widdecombe  
 „ Same v. Same

Devon.—Ford v. Widdecombe  
 Bristol—Dyer v. Cowley  
 Kent—Wray v. Tooke  
 „ Giles v. Groves  
 Flint—Edwards v. Williams  
 „ Roberts v. Campbell

SPECIAL CASES AND DEMURRERS

FOR HILARY TERM, 1848.

Those marked thus \* are Special cases—the rest are demurrers.

STANDING FOR JUDGMENT.

Flanders v. Bunbury  
 \*Doe d. Biddulph v. Poole  
 Lewis v. Harris  
 Connop & an. v. Levy  
 \*Hilton v. Whitehead  
 Vigers v. Dean and Chapter of St. Paul's & ors.  
 \*Hall v. Bambridge  
 \*The Right Hon. H. Hobhouse v. James

Jones v. Grestley  
 Clegg & ors. v. Dearden, Sp. verdict  
 Berkeley & an. v. Ingram  
 Spence & an. v. Haggiadr  
 \*Doe d. Patrick v. Royle  
 \*Doe d. Smith v. Birkin  
 \*Dails v. Lloyd & an.  
 \*Freeman v. Batley  
 Abney v. Dewberry  
 Same v. Hucknall  
 Same v. Worrall  
 Coakes v. Sherrington (Award)  
 Christopherson v. Bar  
 \*Doe d. Millet v. Millet  
 \*Ostler v. Cooke & ors.  
 Pittway v. Chilcote  
 Cutler v. Bower  
 Doe d. Pennington v. Tumier (Award)  
 Penson v. Harston  
 Meacock v. Harston  
 Glushin v. Gregory & an.  
 Davison v. Wilson & ors.  
 Griffiths v. Lewis  
 Collett v. Curling  
 Same v. Curling, jun.  
 \*Trinity House v. Beadle  
 Hopkins v. Geary  
 Same v. Pepper

FOR ARGUMENT.

Morris v. Duke of Beaufort (Stands over by consent)  
 \*Morrell v. Biddle  
 \*Jones v. Meares  
 \*Doe d. Lord v. Kingsbury  
 Newbatt v. Salmond & ors. (Stands for arrangement)  
 \*Doe d. Snape v. Nevill  
 Baley v. Harris  
 \*Attwood v. Jolliffe & an.  
 Bunn v. Lind  
 The Surrey Iron Railway Co. v. Chaplin  
 Hall v. Taylor  
 Williamson v. Davies  
 Bowers v. Nixon  
 Cochrane v. Young

Notice.—The Special Paper will not be taken during Hilary Term, 1848, but on the days usually devoted to it, viz. Tuesdays and Fridays; the New Trial Paper will be taken after the Bar has been once gone through for Motions.

The New Trial Paper will be also taken on the usual days, viz. Mondays and Thursdays, and the first and four last days of Term, in the event of Motions not occupying the Court on the last-mentioned days.

ENLARGED RULES

FOR HILARY TERM, 1848.

Those marked thus \* are to be heard in the Bail Court.

First Day.

Exp. Williams, in re Vaughan, and in 5 other causes  
 In re The Midland Railway Co. & ors.  
 Gee v. Fearnley  
 \*Stindt v. Roberts & an.  
 \*Gill & ors. v. Payne  
 \*Sleeman v. The Governor & Co. of the Copper Miners of England  
 Jacobs v. Tarleton  
 Reg. v. The Justices of Ely  
 Same v. Same  
 Same v. Council of Warwick  
 Same v. The Council of Congleton  
 Same v. Governor of Poor of Bristol  
 Same v. Governor of Poor of Hull  
 Same v. The Lancaster and Carlisle Railway Co.  
 \*Same v. Trustees of Newport Inclosure Act

Second Day.

\*Torr v. Taylor  
 \*Edwards v. Cook  
 \*In re Halsall  
 \*Elliott v. Ede  
 \*In re Wilson  
 \*In re Lord  
 In re Batty v. Thompson  
 \*Reg. v. Bishop of Rochester  
 Reg. v. Tithe Commissioners  
 Same v. Vickery  
 Same v. Justices of Bucks  
 Same v. Corporation of Sunderland

Third Day.

\*Cooke v. Wright  
 In re the East and West India Docks & Birmingham Junction Railway Co. v. Lew  
 Same v. Bradshaw  
 Eschequer.  
 Butler v. Masters  
 Queen's Bench.  
 Masters v. Butler

In re Butler & ors.  
 In re Wellesley  
 \*In re Frost  
 Reg. v. Parham  
 \*Same v. Justices of Cheshire  
 Same v. Brightman & ors.

\*In re Jeffries  
 Hodgkinson and wife v. Co-  
 ningsby  
 Hodgkinson v. Same  
 In re Acworth v. Dowsett  
 \*In re Beart  
 \*Garner v. Groombridge  
 Reg. v. Lake & an.  
 \*Same v. Justices of Suffolk

Fourth Day.

Scadding v. Lorant

CROWN PAPER, HILARY TERM, 1848.

Buckinghamsh. Reg. v. Great Western Railway Company.  
 Same ..... Same.  
 Warwickshire.. Collins (part heard).  
 Middlesex .... Belton.  
 Same ..... Saffrey.  
 Same ..... Myers.  
 Buckinghamsh. Churchwardens of Ashe, Hants.  
 Middlesex .... Inhabitants of Hammersmith.  
 Cheshire ..... Inhabitants of Macclesfield.  
 Staffordshire.. Keen.  
 Carnarvonshire Inhabitants of Holywell.  
 Cornwall ..... Nicholls.  
 Worcesterhire Commissioners of Dudley Improve-  
 ments.  
 Lancashire.... Lord.  
 Wiltshire .... Inhab. of St. Thomas, New Sarum.  
 Lincolnshire .. Inhabitants of Coningsby.  
 Yorkshire .... Inhabitants of Carlton.  
 Same ..... Inhabitants of Addington.  
 Wiltshire .... Inhabitants of Colerne.  
 Devonshire ... Inhabitants of East Stonehouse.  
 Yorkshire .... Inhabitants of Gomersal.  
 Leicestershire Shaw.  
 England..... Commissioners of Stamps and Taxes.  
 Westmoreland Irving.  
 Same ..... Same.  
 Middlesex .... Inhab. of St. Pancras (with Hackney).  
 Same ..... Same (with St. Luke's).  
 Surrey ..... London and South-western Railway  
 Company.  
 Yorkshire .... Inhabitants of Monk Breton.  
 Lancashire.... Armitage.  
 Essex ..... Inhabitants of Witham.  
 Surrey ..... Inhabitants of Whitechapel.  
 Cornwall ..... Riley.  
 Yorkshire .... Churchwardens of Longwood.  
 Devonshire ... Warren.  
 Cambridge ... Inhabitants of Ashwell, Herts.  
 Surrey ..... Chasemore.  
 Yorkshire .... Inhabitants of Ovenden.  
 Same ..... Inhabitants of Aldborough.  
 Cheshire ..... Inhabitants of Pott Shrigley.  
 Same ..... Macclesfield (with Ashby-de-la-  
 Zouch).  
 Durham..... Mayor of Sunderland.  
 Yorkshire .... Preston.  
 Same ..... Longbottom.  
 Lancashire.... Inhabitants of Sheffield.  
 Same ..... Same.  
 Colchester ... Inhabitants of St. Giles.  
 Lancashire.... Overseers of Salford.  
 Eng. & Wales .. Tithe Commissioners.  
 Yorkshire .... Inhabitants of Halifax (with Aln-  
 wick).  
 Middlesex ... Inhabitants of Harrow on the Hill.  
 Kent ..... Inhabitants of Chatham.  
 Worcesterhire Cheek & an.  
 Wiltshire .... Inhabitants of Shepton Mallet.  
 Cheshire ..... Inhabitants of Glossop.  
 Warwickshire.. Inhabitants of St. Michael, Coventry.  
 Yorkshire .... Inhabitants of Halifax (with Rish-  
 worth).  
 Leicestershire.. Inhabitants of St. Margaret.  
 Surrey..... Inhabitants of Christchurch.  
 Kingst.-on-Hill Moxon.  
 Surrey ..... Inhabitants of Rotherhithe.  
 Plymouth' .... Inhabitants of St. Andrew.  
 Middlesex .... Inhabitants of Hammersmith Bridge  
 Company.

Surrey ..... Reg. v. Inhabitants of Croydon.  
 Wiltshire .... Inhabitants of Seend.  
 Cambridgeshire Inhabitants of Melton, Suffolk.  
 Lancashire .... Whittles.  
 Yorkshire .... Inhabitants of Mirfield.  
 Cambridgeshire Inhabitants of Ebbe, Oxford.  
 Gloucestershire Read.  
 Yorkshire .... Grant.  
 Derbyshire ... Arkwright.  
 Great Yarmouth Preston.  
 Essex ..... Churchwardens of Hatfield Peverel.  
 Kent ..... Inhabitants of Maidstone.  
 Northamptonsh. Lord and Steward of Weedon Beck.  
 Lancashire.... Hulton.  
 Monmouthshire Inhabitants of Bedwelty.  
 Devonshire.... Inhab. of Cheriton and Fitzpaine.

Court of Common Pleas.

NEW TRIALS.

MICH. TERM, 1846.  
 Corn.—Doe d. Lord v. Crago  
 Coode v. Cayzer  
 Derby.—Cox v. Glere  
 " Same v. Saint  
 " Same v. Mousley  
 Batho v. Bathany  
 Warw.—Valpy v. Sanders  
 " Tunnicliff v. Tedd

HILARY TERM, 1847.  
 Midd.—Streeter v. Boutlett  
 Lond.—Hitchin v. Groome  
 " Smith v. Watson  
 " Brown v. Chapman

EASTER TERM, 1847.  
 Midd.—Morgan v. Earl of  
 Abergavenny  
 " Thompson v. Stocken  
 " Hume v. Davis  
 " Goddard v. Dobson  
 " Finney v. Tootell  
 " Murray v. Hall  
 " Lindus v. Bradwell  
 Lond.—Nichels v. Ross  
 " Same v. Same  
 " Humphreys v. Shut-  
 tleworth  
 " Goodlake v. King  
 " Green v. Morson  
 " Hopwood v. Thorn  
 " Ingram v. Symons  
 " Barker v. Griffiths  
 " Perry v. Parr  
 " Blackie v. Pidding

Surrey—Eyre v. Scovel  
 Denbigh—Beech v. Jones  
 Chester—Chaddock v. Wil-  
 braham  
 " Worthington v. War-  
 rington  
 Salop—Doe d. Bather v.  
 Brayne & an.  
 Hants—Ansell v. Richards  
 Somerset—Card v. Case  
 Norfolk—Garrard v. Tuck  
 Suffolk—Thorp v. Barber  
 " Vipan v. Gay  
 " Same v. Same  
 Brecon—Griffiths v. Powell

Liverpool—Howden v. Stan-  
 dish

TRINITY TERM, 1847.  
 Midd.—Barnes v. Ward  
 " Young v. Geiger  
 " Same v. Same  
 Lond.—Belcher v. Patten  
 " Doe d. Royle v. Allis-  
 son  
 " Same v. Same

MICHAELMAS TERM, 1847.  
 Midd.—Hopwood v. Whaley  
 " Collins v. Bennett  
 " Jenkinson v. Raphael  
 " Toll v. Downes  
 " Doe d. Cotesworth v.  
 Skinner

" Edmunds v. Challis  
 " King v. Jones  
 " Nind v. Arthur  
 Lond.—Hopwood v. Burgh  
 " Powell v. Bradbury  
 " Beard v. Egerton  
 " Croll v. Edge  
 " Manger v. Brightman  
 " Same v. Same  
 " Smith v. Roberts  
 " Daw v. Butler  
 " Leader v. Purday  
 " Garrold v. Smith  
 " Same v. Same  
 Hants—Harvey v. Johnston  
 Somerset—Gregory v. Corner  
 Wilts—Townshend v. Sergrove  
 Surrey—Armstrong v. Chris-  
 tiani

" Brown v. Tabernacle  
 " Fitzgerald v. Fitz-  
 gerald  
 Kent—Lawes v. Brown  
 Warwick—Tarleton v. King  
 Leicester—Edwards v. Lawless  
 Norfolk—Huggins v. Bailey  
 Suffolk—Young v. Raincock  
 Worcester—Braston v. Frances  
 Stafford—Humphres v. Long-  
 more  
 Monmouth—Crosfield v. Mor-  
 rison

ENLARGED RULES.

To 1st Day.  
 In the Matter of Pyne  
 Elderton v. Emmens  
 Bath (an infant) v. Marriott

Boosey v. Tolkien  
 To 5th Day.  
 Smith v. Charleville

DEMURRER PAPER.

*Saturday, Jan. 15.*  
 Cocks v. Purday  
 Pilbrow v. Pilbrow's Atmospheric Railway and Canal Propulsion Railway Company  
 Harris v. Martin  
 Smith v. Kenrick  
 Hayward v. Bennett  
 Engstrom v. Brightman  
 Smith v. Marsack  
 Peter v. Daniel  
 Tripp v. Shrapnell  
 Mortimer v. Hartley  
 Doe d. Duntze v. Duntze  
 White v. Woodward  
 Finlayson v. Lawrence

Penrice v. Penrice  
 Same v. Same  
 Newborough v. Schroder  
 Bickford v. Parsons  
 Hoppe v. Gordon  
 Humfrey v. Gery  
 Kepp v. Wiggett  
 Morrison v. Chadwick  
 Frazer v. Hemsworth  
 Sanderson v. Dobson  
 Astley v. Fisher  
 Reynolds v. Read  
 Holland v. King

*Wednesday, Jan. 19.*

Lomax v. Landells  
 Dean of Ely v. Cash

CUR. ADV. VULT.

Patteson v. Holland (to stand over till the sci. fa. in Q. B. is disposed of)  
 Brown v. Mallett  
 Smart v. Sanders  
 Owen v. Challis

Dicker v. Jackson  
 Couling v. Coxe  
 Brown v. Winton  
 Gay v. Launder  
 Doe d. Mullere v. Claridge

APPEALS FROM REVISING BARRISTERS.

No.	County.	Appellant.	Respondent.
2...	Northamptonshire (South. Div.).	Burton	Langham.
7...	Worcestershire.....	Palmer	Allen.
9...	Same.....	Watson	Pitt.
14...	Abingdon (Borough of).....	Aldworth	Dore.

Court of Exchequer.

SITTINGS—HILARY TERM, 1848.

	Banc.	Nisi Prius.
Tuesday .. Jan. 11	Peremptory Paper after Motions	.....
Wednesday .. 12	Do. before Motions	Midd. 1st Sitting
Thursday .. 13	.....	.....
Friday .. 14	.....	.....
Saturday .. 15	.....	.....
Monday .. 17	Special Cases	.....
Tuesday .. 18	Errors.	London 1st Sitting
Wednesday .. 19	Demurrers	Midd. 2nd Sitting
Thursday .. 20	.....	.....
Friday .. 21	Special Cases	.....
Saturday .. 22	Crown Cases	.....
Monday .. 24	Demurrers	London 2nd Sitting
Tuesday .. 25	.....	Midd. 3rd Sitting.
Wednesday .. 26	Special Cases	.....
Thursday .. 27	.....	.....
Friday .. 28	.....	.....
Saturday .. 29	.....	.....
Monday .. 31	.....	.....

NEW TRIAL PAPER FOR HILARY TERM, 1848.

FOR JUDGMENT.

*Moved Easter Term, 1847.*  
 Lond.—Entwistle v. Dent  
 " Heseltine v. Siggers

FOR ARGUMENT.

Midd.—Hitchcock v. Beavan  
 Lond.—Mason v. Owen  
 " Ralli v. Dennistoun  
 Liv'pool.—Whitwell v. Harrison  
 Glo'ster—Christy v. Powell  
 Lewes—Biddle v. Biddle  
 Kingston—Hooper v. Williams  
 " Boileau v. Rudlin  
 " Robinson v. Harman  
 " Newry & Enniskillen Railway Co. v. Edmonds

Chester—Bates v. Townley  
 " Same v. Same  
 Cardigan—Doe d. Lewis v. Lewis  
 Winchester—Newlyn v. Shadwell  
 Dorset—Saint v. Cox  
 Taunton—Wait v. Baker  
 " Same v. Same  
 Midd.—Wilkins v. Grant  
 Lond.—Chapman v. Geiger

*Moved Trinity Term, 1847.*  
 Midd.—Manning v. Bailey  
 " Jacobs v. Hyde  
 Lond.—Chilton v. The London and Croydon Railway Co.  
*Moved Mich. Term, 1847.*  
 Midd.—Potez v. Glossop

Midd.—Blackett v. Wood  
 " Morley v. Attenborough  
 Lond.—Burnside v. Dayrell  
 " Same v. Same  
 " Waller v. Bishop  
 " Fraser v. Lochner  
 Lond.—Hannah v. Clark  
 " Percy v. Hopkins  
 York.—Young v. Hope  
 " Grayburn v. Horberry  
 " Charlesworth v. Walker  
 Liv'pool.—North and South Shields Ferry Co. v. Barker  
 " Bromilow v. Saul  
 " Syers v. Jonas  
 Hertford—Weall v. King  
 Chelmsford—Salmon v. Cutts  
 Croydon—Learmouth v. Haslam  
 " Brown v. Pearson  
 Ipswich—Lockett v. Nicklin  
 Lincoln.—Hobson v. Marshall  
 Warwick—Morgan v. Heath  
 Winch.—Williams v. Abraham  
 " Oakley v. Pritchard

Winch.—Powell v. Lankester  
 Exeter—Doe d. Drake v. Drake  
 " Same v. Same  
 " Morley v. Pincombe  
 Bodmin.—Hitchins v. Macnamara  
 Bridgewater—Hibberd v. Knight  
 Bristol—Jones v. Simonds  
 " Challis v. Waiters  
 " Same v. Same  
 " Erlam v. Hume  
 " Johnson v. Foley  
 Stafford—Stagg v. Miltown  
 Glo'ster—Hullis v. MacGachan  
 " Riley v. Warden  
 Ruthin—Jones v. Harrison  
 Mold—Ball v. Ingram  
 Cardigan—Lloyd v. Davies  
 Brecon—Powell v. Williams

*Moved after the fourth day of Michaelmas Term, 1847.*  
 Midd.—Bellinger v. Sheppard  
 " Maile v. Mann  
 " Middleditch v. Ellis

PEREMPTORY PAPER.

To be called on the first Day of Term after the Motions, and to be proceeded with the next Day, if necessary, before Motions.

Graham v. Ingleby  
 Henry v. Nash  
 Doe d. Poole v. Vaughan  
 In re Thomson  
 Belfast and County Down Railway Co. v. Strange  
 Harcourt v. Wyman  
 Same v. Same

Harcourt v. Wyman  
 Doe d. Same v. Same  
 Hill v. Silcock  
 Hallett v. Vigne  
 Thomas v. Davies  
 Harrison v. Thompson  
 Shorthose v. Lees  
 Badham v. Badham

SPECIAL PAPER.

SPECIAL CASES.

FOR JUDGMENT.  
 Wilson v. Eden (heard 4th June, 1847)  
 Doe d. Knight v. Spencer (heard 15th Nov., 1847)  
 Lee v. Stone (heard 15th Nov., 1847)  
 Taylor v. Dawson (heard 19th Nov., 1847)

FOR ARGUMENT.  
 Salkeld v. Johnston  
 Marsh v. Davies  
 South-eastern Railway Co. v. Pickford  
 Tobin v. Simpson

Morgan v. Jeffreys  
 Molton v. Camroux  
 Belcher v. Bellamy  
 Hamilton v. Spottiswoode  
 Graham v. Allsop  
 Shiell v. Ward  
 Doe d. Knight v. Samson  
 Furness v. Law  
 Royal Mail Steam Packet Co. v. Acraman  
 Regina on the prosecution of Chaffers v. Good  
 Allen v. Sharpe  
 Williams v. Griffith  
 Fenn v. Gould  
 Lamprell v. The Guardians of the Bellericay Union

DEMURRERS.

FOR JUDGMENT.  
 Chamberlaine v. The Chester and Birkenhead Railway Co. (heard 8th May, 1847)  
 Higgs v. Mortimer (heard 17th November, 1847)  
 Ramsden v. The Manchester South Junction and Altrincham Railway Co. (heard 17th November, 1847)  
 Earle v. Oliver (heard 1st December, 1847)  
 Moon v. Durden (heard 8th December)

Davis v. Same (heard 8th December)  
 Coupland v. Challis (heard 7th December)  
 Ryals v. Bramall (heard 8th December)

FOR ARGUMENT.  
 Boret v. Lewis  
 Lattimore v. Garrard  
 Hedley v. Baker  
 Venables v. The East India Co. (part heard 8th December, 1847)

## London Gazettes.

TUESDAY, JANUARY 4.

## BANKRUPTS.

- FREDERICK ASHFORD**, Ipswich, Suffolk, grocer and tea dealer, Jan. 15 at 12, and Feb. 17 at 1, Court of Bankruptcy, London: Off. Ass. Cannan; Sols. Pownall, Ipswich; Taylor, 71, Mark-lane.—Fiat dated Jan. 3.
- JOSEPH HARPER**, Burr-street, East Smithfield, Middlesex, shipwright, trader, dealer and chapman, Jan. 13 at half-past 1, and Feb. 17 at 11, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Linklater & Co., Leadenhall-street.—Fiat dated Dec. 31.
- WILLIAM BAXTER**, Northumberland-street, Strand, Middlesex, hotel keeper, dealer and chapman, Jan. 10 at half-past 2, and Feb. 15 at half-past 11, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Wontner, Skinner-st., Snow-hill.—Fiat dated Dec. 22.
- JOHN ELLIOT**, East Ham, Essex, cattle dealer and salesman, dealer and chapman, Jan. 15 at half-past 1, and Feb. 12 at half-past 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. May, 2, Princes-street, Spitalfields.—Fiat dated Dec. 31.
- GEORGE GRAVES**, Norton Folgate, Middlesex, cheesemonger, dealer and chapman, Jan. 19 at 11, and Feb. 19 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Dod & Co., 102, St. Martin's-lane.—Fiat dated Dec. 28.
- RICHARD NELSON REEVE**, Clerkenwell-green, Middlesex, licensed victualler, dealer and chapman, Jan. 21 at 11, and Feb. 19 at 1, Court of Bankruptcy, London: Off. Ass. Green; Sols. J. & J. H. Linklater, Leadenhall-street, London.—Fiat dated Jan. 3.
- JOHN GEALE**, New Burlington-mews, Regent-street, Middlesex, job master and livery stables keeper, dealer and chapman, Jan. 14 and Feb. 11 at half-past 1, Court of Bankruptcy, London: Off. Ass. Groom; Sols. Willoughby & Co., 13, Clifford's-inn, Fleet-street.—Fiat dated Dec. 24.
- GEORGE WEBB** and **ARCHIBALD TUNNO WEBB**, Gt. St. Helens, London, wine merchants, (trading under the style or firm of G. & A. T. Webb), Jan. 14 and Feb. 11 at 12, Court of Bankruptcy, London: Off. Ass. Groom; Sol. Gale, No. 70, Basinghall-street.—Fiat dated Dec. 31.
- OWEN KELLY**, Cannon-street, and Dowgate-dock, Upper Thames-street, London, coal and provision merchant, dealer and chapman, (trading under the firm of Owen Kelly & Co.), Jan. 14 and Feb. 11 at 1, Court of Bankruptcy, London: Off. Ass. Edwards; Sols. Van Sandau & Cumming, 27, King-street, Cheapside.—Fiat dated Dec. 29.
- ROBERT ARTHUR**, Wilson-street, Finsbury, Middlesex, leather seller and dealer in shoes, dealer and chapman, Jan. 12 at 12, and Feb. 17 at 1, Court of Bankruptcy, London: Off. Ass. Bell; Sol. Hindmarsh, Crescent, Jewin-street, Cripplegate.—Fiat dated Dec. 29.
- THOMAS MAWSON INCHBOLD**, Ludgate-hill, London, bookseller, stationer, printer, dealer and chapman, Jan. 12 at 11, and Feb. 17 at 2, Court of Bankruptcy, London: Off. Ass. Johnson; Sols. Lawrance & Plews, 14, Old Jewry-chambers.—Fiat dated Dec. 29.
- JAMES EDWARDS**, Allington, Dorsetshire, sack twine and shoe thread manufacturer, Jan. 14 at 1, and Feb. 15 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Templer & Son, Bridport; Terrell, Exeter; Clowes & Co., King's-bench-walk, Temple, London.—Fiat dated Dec. 20.
- THOMAS PRATT**, Newton Abbott, Devonshire, druggist, Jan. 12 at 12, and Feb. 9 at 11, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Turner, Exeter; Cowlard, 14, Lincoln's-inn-fields, London.—Fiat dated Dec. 29.
- JOHN LEA**, Cheltenham, Gloucestershire, brick and tile maker, dealer and chapman, Jan. 14 and Feb. 15 at 1, District Court of Bankruptcy, Bristol: Off. Ass. Acraman; Sols. Winterbotham & Co., Cheltenham; Baylis & Co., Basinghall-street, London.—Fiat dated Dec. 31.
- RICHARD HARRIS PUGH**, Aldermanbury, London, warehouseman, dealer and chapman, Jan. 11 at 1, and Feb. 8 at 11, Court of Bankruptcy, London: Off. Ass. Belcher; Sol. Hensman, Basing-lane.—Fiat dated Dec. 27.
- ROBERT CARLYLE BRAND**, Wigan, Lancashire, linen draper, dealer and chapman, Jan. 17 and Feb. 7 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Pott; Sols. Mayhew, Wigan; Sharpe & Co., 41, Bedford-row, London.—Fiat dated Dec. 30.
- GEORGE BLAKE** and **JAMES BLAKE**, Liverpool, and Dublin, soap manufacturers, (carrying on business under the firm of G. & J. Blake), Jan. 21 and Feb. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Lowndes & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Dec. 31.
- EDWARD BROOKFIELD**, Woodcote, Cheshire, farmer and cattle dealer, dealer and chapman, Jan. 18 and Feb. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Bird; Sols. Edleaton & Co., Nantwich; Curry & Statham, Liverpool; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 14.
- FRANCIS KIRKBY**, Leeds, Yorkshire, grocer, dealer and chapman, Jan. 24 and Feb. 17 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Upton & Clapham, Leeds; Dingwall, Tokenhouse-yard, London.—Fiat dated Dec. 23.
- BRIDGER RONTREE**, Hylton Ferry, Durham, grocer, Jan. 13 at half-past 1, and Feb. 22 at 1, District Court of Bankruptcy, Newcastle-upon-Tyne: Off. Ass. Wakley; Sols. Fell, Sunderland; Rolfe & Edmunds, 12, South-sq., Gray's-inn, London.—Fiat dated Dec. 21.
- HUGH WILLIAMS**, Birkenhead, Cheshire, builder, Jan. 17 and Feb. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Kelsall, Chester; Lowndes & Co., Liverpool; Milne & Co., Temple, London.—Fiat dated Dec. 24.
- OWEN PARRY ROBERTS**, Llanddantant, Anglesey, grocer, draper, and cattle dealer, Jan. 17 and Feb. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Evans & Son, Liverpool; Oliver, Old Jewry, London.—Fiat dated Dec. 29.
- THOMAS WESTALL**, Liverpool, auctioneer, furniture dealer, dealer and chapman, Jan. 14 and Feb. 4 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Wilson, Manchester; Chester & Co., Staple-inn, London.—Fiat dated Dec. 29.

## MEETINGS.

- Wm. Geo. Barley*, Northampton, draper, Jan. 28 at 11, Court of Bankruptcy, London, last ex.—*Thomas Higginson*, Liverpool, pawnbroker, Jan. 27 at 11, District Court of Bankruptcy, Liverpool, aud. ac.; Jan. 28 at 11, div.—*Henry Foss*, Yeovil, Somersetshire, glove manufacturer, Feb. 8 at 11, District Court of Bankruptcy, Exeter, aud. ac.; Feb. 9 at 11, div.—*Smith Hastings*, Lime-st., London, wine merchant, Jan. 26 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Edw. Thornton*, Coleman-st., London, plumber, Jan. 25 at 12, Court of Bankruptcy, London, aud. ac.—*John Laxton*, Rickmansworth, Hertfordshire, coal merchant, Jan. 22 at 1, Court of Bankruptcy, London, aud. ac.—*Samuel Williams*, Sloane-square, Chelsea, Middlesex, brush maker, Jan. 26 at half-past 11, Court of Bankruptcy, London, aud. ac.—*Henry Smith*, East Malling, Kent, paper manufacturer, Jan. 27 at half-past 2, Court of Bankruptcy, London, aud. ac.—*James Gilbert*, Paternoster-row, London, bookseller, Jan. 27 at 2, Court of Bankruptcy, London, aud. ac.—*George Bennett*, Southampton, wine merchant, Jan. 27 at 12, Court of Bankruptcy, London, aud. ac.—*Jos. Newman*, Frampton Cotterell, Gloucestershire, carpenter, Jan. 25 at 11, District Court of Bankruptcy, Bristol, aud. ac.—*Thos. O'Rooke* and *W. Birks*, Manchester, commission agents, Jan. 26 at 12, District Court of Bankruptcy, Manchester, aud. ac.—*Arthur Bentley*, Bury, Lancashire, iron founder, Jan. 27 at 12, District Court of Bankruptcy, aud. ac.; Jan. 28 at 12, fin. div.—*S. Phillips*, Kingston-upon-Hull, batter, Jan. 26 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and fin. div.—*W. Jerrens* the younger, Gainsborough, Lincolnshire, grocer, Jan. 26 at 10, District Court of Bankruptcy, Kingston-upon-Hull, aud. ac. and fin. div.—*Robt. Glover* and *Fred. Glover*, Leeds, Yorkshire, dyers, Jan. 25 at 11, District Court of Bankruptcy, Leeds, aud. ac. and fin. div.—*Henry Turner*,

Wolverhampton, Staffordshire, scrivener, Jan. 26 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Thomas Bishton*, Kilsale, and Langley-field Iron-works, Dawley, Shropshire, iron master, Feb. 15 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*John Davis*, Broadway, Worcestershire, miller, and Heaton Norris, Lancashire, provision dealer, Feb. 15 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Wm. Cleversley*, Cumberland-place, Old Kent-road, Surrey, floor cloth manufacturer, Jan. 25 at 1, Court of Bankruptcy, London, div.—*Rich. Abbey and Jas. Smith*, Park-road Brewery, Acre-lane, Clapham, Surrey, brewers, Jan. 28 at 11, Court of Bankruptcy, London, div.—*Harriet Drew*, spinster, Bury St. Edmunds, Suffolk, milliner, Jan. 25 at 1, Court of Bankruptcy, London, div.—*Philip F. Page and Philip N. Page*, King's-road, Gray's-inn, Middlesex, builders, Jan. 25 at half-past 1, Court of Bankruptcy, London, div.—*James Plumley*, Reading, Berkshire, stone mason, Jan. 25 at 2, Court of Bankruptcy, London, div.—*Anne B. Graham*, Park-st., Grosvenor-sq., Middlesex, milliner, Jan. 27 at 1, Court of Bankruptcy, London, div.—*J. Hyams*, Jewry-street, Aldgate, London, watch manufacturer, Jan. 27 at 1, Court of Bankruptcy, London, div.—*William Quincey*, Old-st., St. Luke's, Middlesex, tin plate worker, Jan. 25 at half-past 2, Court of Bankruptcy, London, div.—*Rich. Watkins and Sam. Watkins*, Manchester, tailors, Jan. 28 at 12, District Court of Bankruptcy, Manchester, div.

#### CERTIFICATES.

To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.

*Smith Hastings*, Lime-street, London, wine merchant, Jan. 26 at half-past 11, Court of Bankruptcy, London.—*Edw. Thornton*, Coleman-st., London, plumber, Jan. 26 at 12, Court of Bankruptcy, London.—*John Pink*, Westbourne-park-villas, Paddington, Middlesex, architect, Jan. 27 at 11, Court of Bankruptcy, London.—*Chas. G. Lacon*, New-st., Dorset-sq., Middlesex, grocer, Jan. 27 at 12, Court of Bankruptcy, London.—*Geo. Heath*, Canterbury, draper, Jan. 28 at half-past 12, Court of Bankruptcy, London.—*Richard Abbey and Jas. Smith*, Park-road Brewery, Acre-lane, Clapham, Surrey, brewers, Jan. 28 at 11, Court of Bankruptcy, London.—*John Nicholls*, Bristol, mason, Jan. 31 at half-past 11, District Court of Bankruptcy, Bristol.—*John Knee*, Trowbridge, Wiltshire, grocer, Jan. 25 at 11, District Court of Bankruptcy, Bristol.—*John Baker*, Redcliff, Bristol, grocer, Jan. 31 at 11, District Court of Bankruptcy, Bristol.—*Hen. Hord*, Leeds, Yorkshire, plumber, Jan. 25 at 12, District Court of Bankruptcy, Leeds.—*Sam. Stocks*, Manchester and Heaton Mersey, Lancashire, bleacher, Jan. 27 at 12, District Court of Bankruptcy, Manchester.—*M. L. Tait*, Manchester and Heaton Mersey, Lancashire, bleacher, Jan. 27 at 12, District Court of Bankruptcy, Manchester.—*Jas. Lawton*, Heywood, within Heap, Lancashire, grocer, Jan. 26 at 12, District Court of Bankruptcy, Manchester.

To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 25.

*Hen. Cocker*, Hathersage, Derbyshire, needle manufacturer.—*Harriet Drew*, Bury St. Edmunds, Suffolk, milliner.—*Jos. Carter and Jas. Baines*, Liverpool, merchants.—*Isaac Hicks*, Brislington, Somersetshire, tailor.—*Jos. Fearnley*, Windsor-terrace, City-road, Middlesex, worsted stuff manufacturer.—*Thos. Bewley*, Moulsham, Chelmsford, Essex, iron manufacturer.—*Martin Richardson*, Harrogate and Knaresborough, Yorkshire, attorney at law.—*John Jones*, Manchester, coal dealer.—*Jas. Featherstone*, Manchester, iron founder.—*Jas. Waddell*, Liverpool, wine merchant.—*John Deakin*, Liverpool, wine merchant.

#### FIAT ANNULLED.

*Thomas Lands*, Edgeware-road, Middlesex, shoemaker.

#### PARTNERSHIPS DISSOLVED.

*Clement Ingleby, George P. Wragge, and Wm. R. Cope*, Birmingham, attorneys and solicitors.—*Chas. Firth and John Batty*, Birstal, Yorkshire, (practising under the firm of Batty & Firth), attorneys at law and solicitors.—*Wm. O. Jackson and Jas. Jenkyn*, John-st., Adelphi, Middlesex, solicitors and attorneys.—*Geo. Ogle and T. W. Youngusband*, Great Winchester-st., London, attorneys and solicitors.—*Jas. W. Walsh*

and *John D. Thomson*, Lincoln's-inn-fields, London, attorneys and solicitors.—*Rich. A. Westbrook and Geo. Gibby*, Ware, Hertfordshire, attorneys and solicitors.

#### SCOTCH SEQUESTRATIONS.

*John M. Bell*, Maybole, Ayrshire, merchant.—*W. and P. Morrison*, Devonside, near Tillicoultry, Clackmannanshire, manufacturers.—*J. and B. Cockburn & Co.*, Leith, West India merchants.—*Wm. Pride*, Glasgow, coach manufacturer.—*John Connell*, dec., Portobello.—*Patrick Ewing*, Glasgow, merchant.

#### INSOLVENT DEBTORS

Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.

*Edward Ackers*, Liverpool, broker for the sale of corn, Jan. 10 at 10, Liverpool District County Court, at Liverpool.—*J. Halliday*, Liverpool, publican, Jan. 10 at 10, Liverpool District County Court, at Liverpool.—*Wm. Whitehead*, Hollins, Oldham, Lancashire, mining agent, Jan. 21 at 10, County Court of Lancashire, at Oldham.—*John Given*, Oldham, Lancashire, cabinet maker, Jan. 21 at 10, County Court of Lancashire, at Oldham.—*Thomas Williamson*, Oldham, Lancashire, innkeeper, Jan. 21 at 10, County Court of Lancashire, at Oldham.—*John Bayford*, Fenstanton, Huntingdonshire, labourer, Jan. 27 at 10, County Court of Huntingdonshire, at Huntingdon.—*Richard Aloop*, Manchester, out of business, Jan. 14 at 1, County Court of Lancashire, at Manchester.—*George Wood*, Manchester, drysalter, Jan. 14 at 1, County Court of Lancashire, at Manchester.—*Thomas Parkinson* the younger, Manchester, assistant to horse dealers, Jan. 14 at 1, County Court of Lancashire, at Manchester.—*George Kersey*, Falkenham, Suffolk, yeoman, Jan. 20 at 10, County Court of Suffolk, at Woodbridge.—*H. F. T. Clarence*, Moreton, near Ongar, Essex, farmer, Jan. 25 at 12, County Court of Essex, at Brentwood.—*Thomas Vickers*, Barton-upon-Irwell, Eccles, Lancashire, baker, Jan. 14 at 1, County Court of Lancashire, at Manchester.—*Lyon Lazarus*, Plymouth, Devonshire, general dealer, Feb. 2 at 11, County Court of Devonshire, at Plymouth.—*Jas. Boreham*, Thurston, Suffolk, farming bailiff, Jan. 22 at 1, County Court of Suffolk, at Stowmarket.—*L. Tricker*, Botesdale, Suffolk, saddler, Jan. 17 at 10, County Court of Suffolk, at Eye.—*John Frost*, Bury St. Edmund's, Suffolk, riding master, Jan. 24 at half-past 9, County Court of Suffolk, at Bury St. Edmund's.—*John Elson*, Stoke-upon-Trent, Staffordshire, carpenter, Jan. 27 at 9, County Court of Staffordshire, at Hanley.—*John Hawke*, Jan. 15 at 12, County Court of Cornwall, at St. Colomb Major.

The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as hereinafter mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—

Jan. 18 at 11, before Mr. Commissioner HARRIS.

*Alexander Robert Davidson*, Gt. St. Andrew-street, Scarsdials, Middlesex, coppersmith.—*John Evans*, Heminford-terrace, Islington, and Southampton-street, Strand, Middlesex, attorney at law.—*Edward Capon*, Little Vine-street, Piccadilly, Middlesex, grocer.

Jan. 18 at 10, before Mr. Commissioner LAW.

*Thomas Parker*, Bryan-street, Caledonian-road, Middlesex, carver.—*James Wilden*, Upper Chapman-street, St. George's East, Middlesex, grocer.—*Wm. Connor*, Orchard-st., Woolwich, Kent, general shopkeeper.—*Charles Booth Hills*, Bunhill-row, St. Luke's, Middlesex, cheesemonger.—*John Wm. Ide Cozens*, Charlton, Kent, not in any business.—*Edward Woodgate*, Great Dover-road, Surrey, out of business.

Jan. 19 at 10, before Mr. Commissioner PHILLIPS.

*William Attwater*, Devonshire-street, Queen-square, Middlesex.—*Wm. Cooper Norton*, Devonshire-terrace, Globe-rd., Mile-end, Middlesex, out of business.—*Geo. Barfield*, Ashford-street, Hoxton, Middlesex, grocer.

Jan. 20 at 10, before the CHIEF COMMISSIONER.

*J. W. Collier*, Judd-st., New-road, Middlesex, comedian.

—George Dodsworth, George-street, Foley-place, Middlesex, piano-forte maker.—Wm. Lanham, St. George's-row, Pimlico, Middlesex, baker.—Benj. Francis Evans, Weston-hill, Norwood, Surrey, and Mitre-court, Milk-st., London, commission agent.—W. Glover, Victoria-terrace, Lark-hall-lane, Stockwell, Surrey, out of employment.

Saturday, Jan. 1.

The following Assignees has been appointed. Further particulars may be learned at the Office, in Portugal-st., Lincoln's-inn-fields, on giving the Number of the Case.

James Barrett, High-street, Hoxton Old-town, Middlesex, builder, No. 59,144 T.; Thomas Martin Wilkin, assignee.—Henry Slim, North-street, Sloane-st., Knightsbridge, Middlesex, milkman, No. 59,294 T.; John Coton, assignee.—Joseph Pugh, Tredegar Iron Works, Monmouthshire, grocer, No. 68,486 C.; Henry Gregory, assignee.

Saturday, Jan. 1.

Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—  
(On their own Petitions).

Michael Goodall, Turnmill-street, Clerkenwell, Middlesex, ivory manufacturer: in the Debtors Prison for London and Middlesex.—Adino Boughton, Nun-green, Peckham-rye, Surrey, share dealer: in the Debtors Prison for London and Middlesex.—Christopher Bennetts, Basinghall-street, London, warehouseman: in the Debtors Prison for London and Middlesex.—Wm. Renou, Lower Belgrave-street, Eaton-square, Pimlico, Middlesex, land surveyor: in the Queen's Prison.—George Bohn, Burnes-place, Mile-end-road, Middlesex, baker: in the Debtors Prison for London and Middlesex.

The following Prisoners are ordered to be brought up before the Court in Portugal-street, to be examined and dealt with according to the Statute:—

Jan. 18 at 10, before the CHIEF COMMISSIONER.

Thomas Peden, Duke-street, Portland-place, Marylebone, Middlesex, carriage builder.—Sarah Brooks, William-street, Hampstead-road, Middlesex, out of business.—Thos. Harper, Cleveland-street, Mile-end-road, Middlesex, out of business.

At the County Court of Pembrokeshire, at HAVERFORDWEST, Jan. 20 at 1.

James Miles, Wemgoy, Clydan, farmer.—Thomas Hughes, Milford, Steynton, innkeeper.—James Truscott, Pembroke, licensed victualler.—Mary Lloyd, spinster, Newport, innkeeper.

At the County Court of Huntingdonshire, at HUNTINGDON, Jan. 27 at 10.

Daniel Mann, Backden, beerseller.

[At the County Court of Essex, at CHELMSFORD, Jan. 20.

James Lott, Bradfield, near Manningtree, labourer.—Hen. Salmon, Newport, corn dealer.

At the County Court of Hampshire, at WINCHESTER, Jan. 22.  
Henry Smith, Southsea, Portsea, carpenter.

At the County Court of Glamorganshire, at CARDIFF, Jan. 19.

Ephraim Harris, Merthyr Tydvil, licensed hawker.—Thos. Price, Nantgarw, Eglwysillian, labourer.

FRIDAY, JAN. 7.

BANKRUPTS.

WILLIAM SHAW SMITH, Reading, Berkshire, scrivener, dealer and chapman, Jan. 20 at 11, and Feb. 17 at 2, Court of Bankruptcy, London: Off. Ass. Whitmore; Sols. Selby & Mackeson, 59, Lincoln's-inn-fields.—Fiat dated Jan. 5.

HENRY TURNER, Coventry-st., Haymarket, Middlesex, fishmonger, dealer and chapman, Jan. 13 at half-past 1, and Feb. 15 at 12, Court of Bankruptcy, London: Off. Ass. Graham; Sol. Yates, Bury-st., St. Mary Axe.—Fiat dated Dec. 31.

RICHARD FOXLEY, Herne, Kent, brick and tile maker, dealer and chapman, Jan. 19 at 12, and Feb. 26 at 11, Court of Bankruptcy, London: Off. Ass. Green; Sol. Pemberton, 43, Lincoln's-inn-fields.—Fiat dated Dec. 21.

THOMAS CHARLES MEDWIN, Holland-st., Clapham-road, Surrey, (carrying on business at the Borough-rd., near Stones-end, Borough, Surrey), engineer, dealer in machinery, dealer and chapman, Jan. 14 at half-past 11, and Feb. 18 at 11, Court of Bankruptcy, London: Off. Ass. Pennell; Sol. Wheatley, Walbrook.—Fiat dated Jan. 5.

GEORGE GRAVES, Norton Folgate, Middlesex, cheese-monger, dealer and chapman, Jan. 19 at 11, and Feb. 19 at half-past 12, Court of Bankruptcy, London: Off. Ass. Follett; Sol. Dods, 102, St. Martin's-lane.—Fiat dated Dec. 28.

JOHN HUDSON THEOBALD, Colchester, Essex, coal merchant and coke manufacturer, and JABEZ CHURCH, Deptford, Kent, coke manufacturer, Jan. 14 at 2, and Feb. 18 at 12, Court of Bankruptcy, London: Off. Ass. Belcher; Sols. Wire & Child, Swithin's-lane; Barnes, Colchester; Mason & Howard, Colchester.—Fiat dated Dec. 27.

HENRY HILL, Gray's-inn-lane, Middlesex, brewer, dealer and chapman, (trading in copartnership with William Lake Woodman and Henry Woodman, under the firm of Hill & Woodmans), Jan. 19 at half-past 11, and Feb. 19 at half-past 1, Court of Bankruptcy, London: Off. Ass. Follett; Sols. Lawrence & Plews, Old Jewry-chambers.—Fiat dated Jan. 3.

MORRIS LUMLEY, Gibson-square, Islington, Middlesex, and Great Trinity-lane, London, commission agent, dealer and chapman, Jan. 20 at 2, and Feb. 15 at 11, Court of Bankruptcy, London: Off. Ass. Edwards; Sol. Towsey, 4, Coleman-street, City.—Fiat dated Jan. 5.

JOHN ISAIAH GRYLLS, Pontardulais, Carmarthenshire, WILLIAM STUBBS, Llanelly, Carmarthenshire, and RICHARD BOOY COUSENS, York-square, Stepney, Middlesex, (carrying on business under the style or firm of Grylls, Stubbs, & Cousens), engineers, iron founders, dealers and chapmen, Jan. 20 at 2, and Feb. 21 at 11, Court of Bankruptcy, London: Off. Ass. Turquand; Sols. Grove, Llanelly, Carmarthenshire; Williams, 1, Verulam-buildings, Gray's-inn.—Fiat dated Dec. 27.

MARIA HAM, Wells, Somersetshire, milliner and dress maker, dealer and chapwoman, Jan. 25 and Feb. 22 at 12, District Court of Bankruptcy, Bristol: Off. Ass. Hutton; Sols. Hobbs, Wells; Whitaker, Lincoln's-inn-fields.—Fiat dated Jan. 5.

MARK SETON SYNNOT, Liverpool, merchant, Jan. 20 at 12, and Feb. 10 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Morgan; Sols. Lowndea & Co., Liverpool; Sharpe & Co., Bedford-row, London.—Fiat dated Jan. 5.

WILLIAM GREGORY, Liverpool, hosier and glover, dealer and chapman, Jan. 21 and Feb. 11 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Turner; Sols. Keightley & Co., Chancery-lane, London; Holden, Liverpool.—Fiat dated Dec. 7.

THOMAS MATTHEWS, Shrewsbury, Salop, millwright and provision dealer, dealer and chapman, Jan. 18 and Feb. 22 at 12, District Court of Bankruptcy, Birmingham: Off. Ass. Christie; Sols. Hughes, Shrewsbury; Motteram & Knowles, Birmingham.—Fiat dated Jan. 3.

RICHARD PORRITT, Huddersfield, Yorkshire, banker and cloth manufacturer, dealer and chapman, Jan. 18 and Feb. 8 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Bond & Barwick, Leeds; Williamson & Co., Great James-street, Bedford-row, London.—Fiat dated Dec. 21.

WILLIAM BARNS, Milnrow, Lancashire, flannel manufacturer, dealer and chapman, Jan. 19 and Feb. 10 at 12, District Court of Bankruptcy, Manchester: Off. Ass. Hobson; Sols. Woods & Jackson, Rochdale; Norris & Co., 20, Bedford-row, London.—Fiat dated Dec. 28.

WILLIAM SHIERS, Manchester, paper hanger, dealer and chapman, (carrying on business under the style or firm of William Shiers & Co.), Jan. 17 and Feb. 9 at 11, District Court of Bankruptcy, Manchester: Off. Ass. Fraser; Sols. Hampson & Son, Manchester; Gregory & Co., Bedford-row, London.—Fiat dated Dec. 28.

CATHARINE BARCLAY, Birkenhead, Cheshire, confectioner, dealer and chapwoman, Jan. 17 and Feb. 14 at 11, District Court of Bankruptcy, Liverpool: Off. Ass. Cazenove; Sols. Mallaby & Co., Liverpool; Chester & Co., Staple-inn, London.—Fiat dated Dec. 31.

**WILLIAM NICHOLSON**, Leeds, Yorkshire, innkeeper and licensed victualler, dealer and chapman, Jan. 22 and Feb. 12 at 12, District Court of Bankruptcy, Leeds: Off. Ass. Stansfeld; Sols. Sanderson, Leeds; Rushworth, Staple-inn, London.—Fiat dated Jan. 3.

**WILLIAM WAYCOTT**, Buckfastleigh, Devonshire, innkeeper, brewer, dealer and chapman, Jan. 17 at 11, and Feb. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hernaman; Sols. Kelly, Plymouth; Stogdon, Southernhay, Exeter; Harris, 5, Stone-buildings, Lincoln's-inn, London.—Fiat dated Dec. 21.

**SAMUEL PAUL**, Bodmin, Cornwall, grocer, Jan. 17 at 11, and Feb. 10 at 1, District Court of Bankruptcy, Exeter: Off. Ass. Hirtzel; Sols. Pearce, Bodmin; Stogdon, Southernhay, Exeter; Atkinson & Co., Church-court, Lothbury, London.—Fiat dated Dec. 31.

**JAMES NAPIER** the younger, Sheffield, Yorkshire, oil, salt, and tillage merchant, dealer and chapman, Jan. 21 and Feb. 18 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Freeman; Sols. Fretson, Sheffield; Fidgey, Temple, London.—Fiat dated Dec. 28.

**THOMAS CARTER**, Leeds, Yorkshire, currier and leather seller, Jan. 18 and Feb. 8 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Hope; Sols. Myers, Leeds; Wiglesworth & Co., Gray's-inn, London.—Fiat dated Dec. 31.

**HENRY BARTON**, Bradford, Yorkshire, tobacconist and tea dealer, dealer and chapman, Jan. 24 and Feb. 17 at 11, District Court of Bankruptcy, Leeds: Off. Ass. Young; Sols. Foster, Bradford; Harle & Clark, Leeds; Nethersole, New-inn, London.—Fiat dated Dec. 31.

#### MEETINGS.

*Alexander Frederick Cope*, East-street, Walworth, Surrey, sugar refiners, Jan. 20 at 1, Court of Bankruptcy, London, ch. ass.—*John Laxton*, Rickmansworth, Hertfordshire, coal merchant, Jan. 22 at 1, Court of Bankruptcy, London, last ex.—*Charles Marsh Adams* and *Charles Warren*, Shrewsbury and Market Drayton, Salop, bankers, March 2 at 11, District Court of Bankruptcy, Birmingham, last ex.—*Jonathan Thompson*, Tamworth, Warwickshire and Staffordshire, bookseller, Jan. 27 at 12, District Court of Bankruptcy, Birmingham, last ex.—*Edward Beck*, Ipswich, Suffolk, doctor of medicine, Jan. 28 at 1, Court of Bankruptcy, London, aud. ac.—*John Craske*, Lowestoffe, Suffolk, linen draper, Jan. 28 at 12, Court of Bankruptcy, London, aud. ac.—*James Henry Mackey*, St. Helen's-place, Bishopsgate-street, London, merchant, Jan. 28 at 1, Court of Bankruptcy, London, aud. ac.—*Thomas Ingham Keyner*, Birstal, Yorkshire, apothecary, Jan. 29 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*William Reynolds* and *John Tertius Fairbank*, Sheffield, Yorkshire, builders, Feb. 4 at 10, District Court of Bankruptcy, Sheffield, aud. ac. and fin. div.—*Joseph Ward*, Clayton-heights, Bradford, Yorkshire, Jan. 31 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*John Dodswoorth Abrams*, Yorkshire, tailor, Jan. 31 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*William Smith*, Idle, near Bradford, Yorkshire, cloth manufacturer, Jan. 31 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*Robert Dawson Newman*, Leeds, Yorkshire, corn factor, Jan. 31 at 11, District Court of Bankruptcy, Leeds, aud. ac.—*James Harwood*, Birmingham, sharebroker, Feb. 1 at 11, District Court of Bankruptcy, Birmingham, aud. ac.—*Isaac Robinson*, Kendal, Westmoreland, out of business, Jan. 27 at 11, District Court of Bankruptcy, Bristol, aud. ac.; Jan. 28 at 11, div.—*John Newburn*, Oxtou, Woodchurch, Cheshire, joiner, Jan. 28 at 11, District Court of Bankruptcy, Liverpool, aud. ac.—*Wm. Chappelou* the younger, Jermyn-st., Middlesex, wholesale saddler, Jan. 28 at 12, Court of Bankruptcy, London, div.—*Joseph White*, East Cowes, Isle of Wight, Southampton, ship builder, Jan. 28 at half-past 12, Court of Bankruptcy, London, div.—*G. Pile* and *W. J. B. Stanton*, Bishopsgate-street-without, Middlesex, wine merchants, Jan. 28 at 12, Court of Bankruptcy, London, div.—*J. Cann*, Woolwich, Kent, bricklayer, Jan. 31 at 1, Court of Bankruptcy, London, div.—*T. Bennett*, New City-chambers, Bishopsgate-street-within, London, timber merchant, Jan. 28 at 12, Court of Bankruptcy, London, fin. div.—*John Goulty*, Stangate, Lambeth, and Bankside, Southwark, mast maker, and Fair-street, Horslydown, Surrey, licensed victualler, Jan. 28 at 1, Court of Bankruptcy, London, div.—*Henry Drysdale*, Lamb's Conduit-street, Middlesex, auctioneer, Jan. 28

at 12, Court of Bankruptcy, London, div.—*G. Baker*, Ludgate-hill, London, grocer, Jan. 28 at 12, Court of Bankruptcy, London, div.—*R. Wills*, Tottenham-court, New-road, Middlesex, mason, Jan. 28 at 12, Court of Bankruptcy, London, div.—*John Vaughan Barber*, Walsall, Staffordshire, banker, Feb. 1 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*John Wainwright*, Digbeth, Birmingham, draper, Jan. 29 at 11, District Court of Bankruptcy, Birmingham, aud. ac. and div.—*Thos. Robinson*, Birkby, Huddersfield, Yorkshire, woolstapler, Jan. 31 at 11, District Court of Bankruptcy, Leeds, div.—*Wm. Thompson*, Rawden, Yorkshire, merchant, Jan. 31 at 11, District Court of Bankruptcy, Leeds, div.—*George Morton*, Leeds, Yorkshire, paper stainer, Feb. 3 at 11, District Court of Bankruptcy, Leeds, div.—*William Hirst*, Leeds, Yorkshire, merchant, Jan. 31 at 11, District Court of Bankruptcy, Leeds, div.—*George Henry Layton*, Leeds, Yorkshire, flax spinner, Jan. 31 at 11, District Court of Bankruptcy, Leeds, fin. div.

#### CERTIFICATES.

*To be allowed, unless Cause be shewn to the contrary on or before the Day of Meeting.*

*John Parrish*, High-street, Newington, Surrey, dealer and chapman, Jan. 29 at 11, Court of Bankruptcy, London.—*Wm. Newson*, St. Mary-axe, London, commission agent, Jan. 28 at 12, Court of Bankruptcy, London.—*Wm. F. Merrett*, Greenwich, Kent, draper, Jan. 31 at 2, Court of Bankruptcy, London.—*Wm. Astill*, Lenton, Nottinghamshire, ironmonger, Jan. 28 at 10, District Court of Bankruptcy, Sheffield.—*Wm. Wayte*, Besford, Nottinghamshire, iron founder, Jan. 28 at 10, District Court of Bankruptcy, Sheffield.—*F. Rippingale*, Thrumpton, Ordsall, Nottinghamshire, auctioneer, Jan. 28 at 10, District Court of Bankruptcy, Sheffield.—*S. Sherratt* and *Geo. Sherratt*, Hilton, Marston-upon-Dove, Derbyshire, blacksmiths, Feb. 11 at 11, District Court of Bankruptcy, Nottingham.

*To be allowed by the Court of Review in Bankruptcy, unless Cause be shewn to the contrary on or before Jan. 28.*

*James H. Southam* and *George Southam*, Ashton-under-Lyne, Lancashire, cottin spinners.—*Charles Bone*, Millbank-street, Westminster, Middlesex, licensed victualler.—*Thomas Ridehough* and *John Ridehough*, Mytholm Royd, Halifax, Yorkshire, worsted spinners.—*John Sharples* the younger, Daisy-field, near Blackburn, Lancashire, cotton spinner.—*G. Gusterson*, Paradise-walk, Queen's-road West, Chelsea, Middlesex, builder.

#### FIAT ANNULLED.

*William Carr*, Bishopsgate-street-without, London, cheesemonger.

#### PARTNERSHIP DISSOLVED.

*William Welch Lea*, *Edward Lawrence Gibbs*, and *Thos. Barnes Couchman*, Henley in Arden, Warwickshire, attorneys at law and solicitors.

#### SCOTCH SEQUESTRATIONS.

*John Cumming*, Glasgow, stair railer.—*Robert Mitchell*, Glasgow, iron merchant.—*John Virtue*, Glasgow, fruit merchant.—*James Peter Mitchell*, Edinburgh, brewer.—*John Tolleth*, Edinburgh, spirit dealer.—*John Allison*, Glasgow, glass manufacturer.—*Alexander Coupar*, junior, Forfar, shoemaker.—*Agnes Turnbull*, Airdrie, grocer.—*Samuel Cochran*, Glasgow, sewed muslin manufacturer.—*Peter Sinclair*, Argyle, farmer.—*Alexander Landels*, Lanark, grocer.

#### INSOLVENT DEBTORS

*Who have fled their Petitions in the Court of Bankruptcy, and have obtained an Interim Order for Protection from Process.*

*Joseph Green*, Fonthill Bishop, near Hindon, Wiltshire, labourer, Jan. 28 at 10, County Court of Dorsetshire, at Shaftesbury.—*John Ralph*, Wootton Bassett, Wiltshire, gauger, Jan. 21 at 1, County Court of Wiltshire, at Swindon.—*Thos. Flude*, St. Alkmund, Derbyshire, labourer, Jan. 22 at 11, County Court of Derbyshire, at Derby.—*T. Canaway*, Lewes, Sussex, assistant to a watch maker, Feb. 1 at 2, County Court of Sussex, at Lewes.—*Th. Clark*, Sidney Rodd, Westminster, Bristol, out of business, Feb. 25 at 11, County Court of Glou-

cestershire, at Bristol.—*Charles Taylor*, St. James, Bristol, grocer, Feb. 25 at 11, County Court of Gloucestershire, at Bristol.—*Henry Woolton*, Cheltenham, Gloucestershire, out of business, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*Osmond Charles R. Maillard*, Cheltenham, Gloucestershire, keeper of a register office for servants, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*George Lander*, Cheltenham, Gloucestershire, French corset maker, Jan. 19 at 10, County Court of Gloucestershire, at Cheltenham.—*George J. Russell*, Winchester, Southampton, bricklayer, Jan. 22 at 11, County Court of Hampshire, at the Castle of Winchester.—*Richard Fox*, Rockbear, Devonshire, innkeeper, Jan. 14 at 9, County Court of Devonshire, at Exeter.—*James C. Mumford*, Sawbridgeworth, Hertfordshire, surveyor, Jan. 25 at 1, County Court of Hertfordshire, at Bishops Stortford.—*Chas. Heaton*, Halifax, Yorkshire, frame work knitter, Jan. 20 at 11, County Court of Yorkshire, at Halifax.—*James Dunn* the younger, St. Alphage, Canterbury, Kent, leather seller, Jan. 24 at 10, County Court of Kent, at Canterbury.—*Thos. Sutton*, Canterbury, shoemaker, Jan. 24 at 10, County Court of Kent, at Canterbury.—*John Grigg*, Canterbury, carpenter, Jan. 24 at 10, County Court of Kent, at Canterbury.—*Wm. Ewell*, Chisleth, Kent, labourer, Jan. 24 at 10, County Court of Kent, at Canterbury.—*E. Shenton* the younger, Derby, slater, Jan. 22 at 11, County Court of Derbyshire, at Derby.—*Edward Russell Williams*, St. Peter, Derbyshire, printer, Jan. 22 at 11, County Court of Derbyshire, at Derby.—*Samuel Tvozman*, Mangotfield, Gloucestershire, grocer, Feb. 25 at 11, County Court of Gloucestershire, at Bristol.—*George Fawcett*, Kirkheaton, Yorkshire, farmer, Jan. 13 at 10, County Court of Yorkshire, at Huddersfield.—*Wm. Stutely*, Birmingham, tailor, Jan. 17 at 11, County Court of Warwickshire, at Birmingham.—*Andrew Huggins*, Weston-super-Mare, Somersetshire, baker, Jan. 15 at 9, County Court of Somersetshire, at Weston-super-Mare.—*Wm. Sanders*, Moorfields, Gloucestershire, tailor, Feb. 25 at 11, County Court of Gloucestershire, at Bristol.

*The following Persons, who, on their several Petitions filed in the Court, have obtained Interim Orders for Protection from Process, are required to appear in Court as herein-after mentioned, at the Court-house, in Portugal-street, Lincoln's Inn, as follows, to be examined and dealt with according to the Statute:—*

Jan. 21 at 10, before Mr. Commissioner LAW.

*Hen. F. Jadis*, Upper Cheyne-row, Chelsea, Middlesex' deputy comptroller of corn returns.—*Sam. Sidders*, Deverell-street, Dover-road, Southwark, Surrey, grocer.

Jan. 24 at 10, before Mr. Commissioner LAW.

*W. H. Bradfield*, Royal-street, Lambeth, Surrey, optician.

Jan. 24 at 10, before Mr. Commissioner PHILLIPS.

*Ann Levi*, widow, Bermondsey New-road, Surrey, china dealer.

Saturday, Jan. 1.

*Orders have been made, vesting in the Provisional Assignee the Estates and Effects of the following Persons:—*

(On their own Petitions).

*Thos. Price*, Nantgarw, Eglwysillan, Glamorganshire, labourer: in the Gaol of Cardiff.—*Ephraim Harris*, Methyr Tydre, Glamorganshire, licensed hawk: in the Gaol of Cardiff.—*Edwin H. Thwaites*, Farnworth, near Bolton-le-Moors, Lancashire, out of business: in the Gaol of Lancaster.—*Geo. Pearson*, Wrengate, Wakefield, Yorkshire, out of business: in the Gaol of York.—*Evan Gay*, Aberaman, Aberdare, Glamorganshire, keeper of a beer house: in the Gaol of Cardiff.—*Jos. Body*, Callington, Cornwall, draper: in the Gaol of Bodmin.—*Henry Salmon*, Newport, Essex, corn dealer: in the Gaol of Chelmsford.—*Thos. Roe*, Swansea, Glamorganshire, beer-house keeper: in the Gaol of Cardiff.—*James Rainford*, Liverpool, out of business: in the Gaol of Lancaster.—*Wm. Preston*, Salford, Lancashire, out of business: in the Gaol of Lancaster.—*Eliz. J. Morten*, Chorlton-upon-Medlock, Manchester, out of business: in the Gaol of Lancaster.—*John Howard*, Birtles, near Macclesfield, Cheshire, miller: in Chester Castle.—*J. Anderson*, South Shields, Dur-

ham, publican: in the Gaol of Durham.—*Matthew Clough*, South Shields, Durham, coal miner: in the Gaol of Durham.

Wednesday, Jan. 5.

(On their own Petitions).

*Patrick Hay*, Canterbury-st., Lambeth, Surrey, not in any trade: in the Queen's Prison.—*Wm. Barnes*, Park-street, Camden-town, Middlesex, oilman: in the Debtors Prison for London and Middlesex.—*George Beland*, Widigate-street, Bishopsgate-st., London, baker: in the Debtors Prison for London and Middlesex.—*Edw. T. Cullen*, Woodford, Essex, out of business: in the Debtors Prison for London and Middlesex.—*John Andrew Stirlon*, Shuter's-terrace, North-end, Fulham, out of business: in the Debtors Prison for London and Middlesex.—*Wm. Astins*, Manchester, engraver: in the Gaol of Lancaster.— *Jas. C. Bibby*, Manchester, land surveyor: in the Gaol of Lancaster.—*Thos. Langley* the younger, Upton cum Chalvey, Buckinghamshire, baker: in the Gaol of Aylesbury.—*William Knowles*, Dudley, Worcestershire, cast iron moulder: in the Gaol of Worcester.—*John Biddall*, Lakenheath, Suffolk, farmer: in the Gaol of Cambridge.—*William Gawnlett*, Copnor, near Portsmouth, Southampton, gardener: in the Gaol of Winchester.—*Wm. Pasford*, Stonesfield, Oxfordshire, farmer: in Oxford Castle.—*John Whewell*, Bolton Hall, near Bradford, and Bradford, Yorkshire, ironmonger: in the Gaol of York.—*John Webster*, Horsforth, near Leeds, Yorkshire, shopkeeper: in the Gaol of York.—*Jos. Walker*, Horton, near Bradford, Yorkshire, no trade: in the Gaol of York.—*John Forston*, Nunnington, near Helmsley, Yorkshire, farmer: in the Gaol of York.—*Edw. Masser*, Leeds, Yorkshire, confectioner: in the Gaol of York.—*Edw. H. Hughes*, Shelton, Staffordshire, china guilder: in the Gaol of Stafford.—*Edw. Christopher*, Sedgefield, Durham, out of business: in the Gaol of Durham.—*Anthony Harris*, Lockhampton, near Cheltenham, Gloucestershire, gardener: in the Gaol of Gloucester.

*The following Prisoners are ordered to be brought up before the Court, in Portugal-street, to be examined and dealt with according to the Statute:—*

Jan. 21 at 11, before Mr. Commissioner HARRIS.

*William Hall* the elder, Lambeth-walk, Lambeth, Surrey, baker.

Jan. 21 at 10, before Mr. Commissioner LAW.

*Wm. Reynolds*, Hampstead, Middlesex, builder.

Jan. 21 at 10, before Mr. Commissioner PHILLIPS.

*Wm. Fras. Bilaby*, Liverpool-street, Gray's-inn-road, Middlesex, attorney's clerk.—*Henry Withers*, Camberwell-green, Camberwell, Surrey, retailer of beer.—*W. Newman*, Swan-street, Minorities, Middlesex, out of business.—*Rich. Wilson*, Paddington, Middlesex, baker.—*Joseph Rice*, New-st., Dorset-square, Regent's-park, St. Marylebone, Middlesex, baker.

Jan. 24 at 10, before Mr. Commissioner LAW.

*John Henshaw*, Shad Thames, St. John's, Southwark, Surrey, licensed victualler.—*Ishmael Wm. Ashby*, Goswell-street, Middlesex, baker.

At the County Court of Essex, at CHELMSFORD, Jan 20.

*James Lott*, Bradfield, near Manningtree, labourer.

At the County Court of Lancashire, at LANCASTER, Jan. 22 at 10.

*John Roberts*, Manchester, general smith.—*Henry Fisher*, Manchester, poulterer.—*Norman M. Leod*, Liverpool, merchant.—*John Osburn*, Pendleton, Salford, boot maker.—*E. Townley*, Manchester, provision shopkeeper.—*Geo. Twigg*, Chorlton-upon-Medlock, Manchester, out of business.—*Edward Wilcock*, Lancaster, rag dealer.—*E. J. Morten*, Chorlton-upon-Medlock, Manchester, out of business.—*W. Astins*, Manchester, engraver.—*E. H. Thwaites*, Farnworth, near Bolton-le-Moors, baker.—*Henry D. Cormack*, Davy Hulms, near Manchester, seedsman.—*Wm. Topham* the elder, Chestham, Manchester, calenderer.

At the County Court of Hampshire, at the CASTLE of WINCHESTER, Jan. 22.

*Wm. Gawnlett*, Copnor, near Portsmouth, gardener.



*At the County Court of Staffordshire, at STAFFORD,  
Jan. 24 at 10.*

*Richard Boulton*, Stone, timekeeper upon the North Staffordshire Railway. — *Bartholomew Hoskins*, Burton-upon-Trent, out of business.

INSOLVENT DEBTORS' DIVIDENDS.

*Richard Best*, Esq., at Cox & Co.'s, 14, Sise-lane, Bucklersbury: 1s. 8½d. in the pound (in addition to former divs. of 17s. 10d.). — *Wm. Cayser*, St. Colomb Major, Cornwall, hat manufacturer, Jan. 10, Clarke's, Coventry: 5s. 5½d. in the pound.

MEMBER RETURNED TO SERVE IN PARLIAMENT.—  
*William Goodenough Hayter*, Esq., her Majesty's Judge Advocate General, for the city of Wells.

The Right Hon. Sir Thomas Wilde, Knt., Lord Chief Justice of her Majesty's Court of Common Pleas, has appointed *Edwin Clarke*, of Longton, in the county of Stafford, Gent., to be a Perpetual Commissioner for taking the acknowledgments of deeds to be executed by married women, in and for the county of Stafford.

# INDEX OF PRINCIPAL MATTERS

IN

## VOLUME XI.

- ALLOTMENT, LETTER OF.** As to the agreement constituted by, taken together with the letter of application, 329  
as to the stamp thereon, *ib.*  
as to the parties to be sued thereon, 330  
of railway shares, time within which it should be made, 329
- ALLOTTEE OF RAILWAY SHARES.** Right of, when sued, to inspect parliamentary contract and subscribers' agreement, 330
- AMENDMENT OF THE LAW, SOCIETY FOR PROMOTING THE.** Report of, as to Mr. R. Williams's plan for a general register of titles, 38, 42
- ANSWERS** in equity, supplemental. On the admission of, 458
- APPEAL FROM COUNTY COURTS.** On the necessity for, 222, 310
- APPLICATION OF PURCHASE-MONEY FOR PROPERTY CHARGED WITH PAYMENT OF DEBTS AND LEGACIES.** Observations on the, 110, 114  
on the same subject, 124, 127
- APPOINTMENTS:—**  
Davis, W. D., Esq., Chief Justice for the island of Grenada, 307  
Packer, C., Esq., Solicitor-General for the island of Barbadoes, 103  
Snagg, W., Esq., Attorney-General for Grenada, 307
- ARBITRATION, REFERENCE TO.** On the complaints made as to sending causes, set down for trial at Nisi Prius, to, 481
- ASSIGNEES OF REVERSIONS.** On actions by, on agreements in leases not under seal, 390  
effect of 32 Hen. 8, c. 34, upon, according to the decision of the Court of Queen's Bench in *Standen v. Christmas*, *ib.*  
remarks on this decision, *ib.*  
observations on the provisions of the 32 Hen. 8, c. 34, *ib.*  
application of these to the case of *Standen v. Christmas*, 391  
conclusion, *ib.*
- ATTENDANT TERMS.** On the effect of the Statute of Limitations (3 & 4 Will. 4, c. 27,) on, 310  
decision of the Court of Queen's Bench on, in the case of *Doe d. Jacobs v. Phillips*, *ib.*  
importance of this decision, *ib.*  
the principle extends to all outstanding legal estates, *ib.*  
decision seems to be erroneous, *ib.*  
it would be attended, if sustained, by most mischievous consequences, *ib.*  
examination of the grounds thereof, *ib.*  
two cases stated in order to illustrate its operation, *ib.*  
observations on the provisions of the 3 & 4 Will. 4, c. 27, applicable to this case, 311
- ATTORNIES.** On their privilege of suing and being sued in the superior courts at Westminster, 413  
supposition on which it is founded, *ib.*  
recent inroads on this privilege, *ib.*  
observations on a recent decision, *Thompson v. Harding*, with reference to their exemption from being sued in the county courts, *ib.*
- ATTORNIES—(continued).**  
examination of cases on which the decision was founded, 414  
conclusion, *ib.*
- BANKERS, MONEY DEPOSITED WITH.** Operation of the Statute of Limitations with reference to, 157  
recent decision of the Court of Exchequer in *Patt v. Clegg*, *ib.*  
unsatisfactory nature of this decision, *ib.*  
examination of the cases cited in support of the decision in that case, 157, 158  
discussion of the question, what is the nature of the debt contracted by the banker, on money being deposited with him, 158  
he is not a mere depositary, *ib.*  
the cases do not shew that he is not in the nature of a trustee, *ib.*
- BANKRUPTCY AND INSOLVENCY.** Summary of the material enactments of Lord Brougham's bill to amend the law and practice of, 81, 82  
observations thereon, *ib.*  
observations on the question whether the stats. 5 & 6 Vict. c. 116 and 7 & 8 Vict. c. 96, are applicable to the case of insolvents wholly without assets, 97  
the provisions of those statutes examined, *ib.*  
remarks thereon, 97, 98  
conclusion to be drawn from the forms prescribed by the latter statute, 98  
correspondence on this subject, 122  
remarks thereon, 123  
report of the select committee on the "Bankruptcy Amendment Bill," the "Bankruptcy and Insolvency Bill," and the "Debtor and Creditor Bill," 232  
observations on the proposed transfer of insolvency business to the local courts, 286
- BANKRUPTCY AND INSOLVENCY ACT.** Observations on, 301  
jurisdiction of the Court of Review transferred to Vice-Chancellor, *ib.*  
registrars and other officers will continue their functions as before, *ib.*  
mode of proceeding the same as formerly, *ib.*  
change in the style of petitions, *ib.*  
affidavits, *ib.*
- BAR, THE.** Remarks on the evils produced by the absence of provision for the legal education of students for, 197  
observations on complaints made by solicitors as to the undue exaltation of, 273  
unbecoming nature of such jealousies, *ib.*  
remarks on the different pursuits of the two branches of the profession, *ib.*  
on their different rewards, 274  
due fulfilment of their duties will entitle both classes to public respect, *ib.*  
vituperation of each other will lower them in the eyes of the public, *ib.*
- BISHOPS, APPOINTMENT OF.** On the provisions of the 25 Hen. 8, c. 20, which relate to, 525  
abstract thereof, *ib.*  
mode of election in ancient times, 526

**BISHOPS, APPOINTMENT OF—(continued).**

circumstances which led to its discontinuance, 526  
power of the Pope in such elections, *ib.*  
stat. of Hen. 8 was passed to take away this power, *ib.*  
present mode of opposing the election of a bishop, *ib.*

**BISSET, MR. ANDREW.** Review of his Treatise on the Law of Partnership, 98

**BOSANQUET, SIR J. B.** Death of, 398

**BURDENS ON LAND.** Committee appointed by the Queen for inquiring whether they can be diminished by the establishment of an effective system for the registration of deeds, and the simplification of the forms of conveyance, 51

commission directed to the above, 58

**CALLS TO THE BAR.** Summary of the number of, during the years 1846, 1847, 539

*Lincoln's Inn*—Jan. 28; 32

Easter Term; 198, 243

Nov. 18; 510

" 22, *ib.*

*Inner Temple*—Jan. 29; 32

Easter Term; 198, 243

Mich. Term; 510

*Middle Temple*—Jan. 15; 32

Easter Term; 198, 243

Nov. 19; 510

" 23, *ib.*

*Gray's Inn*—Jan. 13; 32

" 27, *ib.*

April 21; 198

" 28, *ib.*

May 1, *ib.*

June 9; 243

Nov. 24; 510

**CAUSE LISTS.**

After Hilary Term, 1847.

Court of Chancery:

Before the Lord Chancellor, 42

Vice-Chancellor of England, *ib.*

Knight Bruce, 43

Wigram, *ib.*

Easter Term, 1847.

Court of Queen's Bench, 43, 135

Common Pleas, 136

Exchequer, 137

Court of Chancery:

Before the Lord Chancellor, 148

Vice-Chancellor of England, *ib.*

Knight Bruce, *ib.*

Wigram, *ib.*

Rolls Court, *ib.*

Trinity Term, 1847.

Before the Lord Chancellor, 199

Vice-Chancellor of England, *ib.*

Knight Bruce, 200

Wigram, *ib.*

Court of Queen's Bench, *ib.*

Common Pleas, 201

Exchequer, 202

Rolls Court, 213

After Trinity Term, 1847.

Before the Lord Chancellor, 257

Vice-Chancellor of England, 257

Knight Bruce, *ib.*

Wigram, 258

Michaelmas Term, 1847.

Rolls Court, 433

Court of Queen's Bench, 434

Common Pleas, 435

Exchequer, *ib.*

Before the Lord Chancellor, 450

Vice-Chancellor of England, *ib.*

Knight Bruce, *ib.*

Wigram, *ib.*

Sittings after Michaelmas Term, 1847.

Before the Lord Chancellor, 494

Vice-Chancellor of England, *ib.*

Knight Bruce, *ib.*

Wigram, *ib.*

**CAUSE LISTS—(continued).**

Hilary Term, 1848.

Court of Queen's Bench, 540

Common Pleas, 541

Exchequer, 542

**CHANCERY.** 39th General Order in, of 1841, observations on, 254

on the same subject, 274

31st General Order in, of 1845, observations on, 446

Court of, when it will interfere to restrain parties from dealing with the personal estate of a testator or intestate pending proceedings in the ecclesiastical court respecting the grant of probate or letters of administration, 317

**CHANCERY, OFFICES OF MASTERS IN.** Remarks

on the rumoured changes in the mode of conducting that

part of the business at present transacted in, 173

propriety of making the proceedings public, *ib.*

evils of the system of proceeding on detached warrants,

173, 174

these would be remedied by adopting a continuous system,

174

other points in which changes would be beneficial, *ib.*

**CHATTEL, CONTRACT FOR THE SALE OF.** On the

uncertainty which prevails with reference to the jurisdiction of a court of equity to decree specific performance of, 445

**CIRCUITS OF THE JUDGES:**

Spring, 1847; 29

Summer, 1847; 245

of the Commissioners for the Relief of Insolvent Debtors:

Summer, 1847; 12, 147

Autumn, 1847; 233

**COMMISSIONERS** appointed in 1847 for taking acknowledgments of deeds to be executed by married women:

Booth, H., 83

Caparn, R., 502

Jones, M. C., 490

Macdonald, F., 294

Mason, 490

Pidcock, R., 134

Powell, J. R., 524

Warden, T., 490

Clarke, E., 548

**CONSPIRACY.** Observations on the law of, 69

law as to cases where the purpose or means is evidently illegal, *ib.*

doubts as to how far combination is illegal, when purpose and means are legal, *ib.*

discussion of this question, *ib.*

statement of the law thereon, *ib.*

*Macklin's case*, 70

law as to combinations of workmen, *ib.*

review of recent decisions on the question as to what constitutes a conspiracy, *ib.*

conclusion, *ib.*

**COUNSEL.** Attacks of the Press on, with reference to non-attendance in cases in which they have received

briefs, 37

true nature of counsel's undertaking, *ib.*

any other would be inconsistent with his business, *ib.*

this is owing to the manner in which causes are heard by the courts, *ib.*

it is impracticable to alter this, 38

argument against the Bar is based on a false assumption, *ib.*

the cure of the evil is in the hands of the public.

on the privilege or license of, in conducting the defence of a client, 537

difficulty of defining its limits, *ib.*

no precise rule on the subject adopted by the profession, *ib.*

this is to be regretted, *ib.*

evils of the absence of such a rule, *ib.*

statement of what appears to be the true rule of professional conduct in this matter, *ib.*

this rule explained and illustrated, 537, 538

observations thereon, 538

circumstances by which it is justified, *ib.*

remarks on the mode of applying this rule in practice, *ib.*

**COUNSEL—(continued).**

illustration of this, with reference to the case of *Cowvoisier*, 538  
 observations on the *Mirfield murders' case*, with reference to, *ib.*  
 strictures on the arguments of the counsel in that case on this subject, 539  
 suggestions as to the propriety of the bar making a public declaration of their rule on this subject, *ib.*

**COUNSEL, PARLIAMENTARY.** Observations respecting the practice of, 1  
 faults of the present system of parliamentary practice, *ib.*  
 causes of them, *ib.*  
 suggestions as to their remedy, 2

**COUNTY COURTS.** On the propriety of giving to them an equitable jurisdiction, 9  
 recent changes in the law which make this desirable, *ib.*  
 instances of this, arising from the Act for shortening Conveyances and facilitating the Transfer of Real Property, *ib.*  
 inability of the Court of Chancery to deal with the class of estates which may come into existence under the operation of this measure, *ib.*  
 it is within the principle of the County Courts Act to take cognizance of such claims, *ib.*  
 no objections of a practical character can be made to the creation of such a jurisdiction, 10  
 on the same subject, 286  
 rules of practice for, 73—75  
 schedule of forms for, 84—91  
 observations on the practicability of suitors in dispensing with professional assistance, 109  
 illustration of the difficulty of doing this in the case of plaintiffs against executors or administrators, *ib.*  
 similar difficulties in cases where a defendant pleads infancy or coverture, 110  
 observations on the claim of barristers and solicitors to priority of hearing in, 145  
 they have no *right* to such priority, *ib.*  
 County Courts Act does not recognise any such right, *ib.*  
 any regulation tending to give such right would be hostile to the spirit of the act, *ib.*  
 necessity of some regulations which will secure professional men against unreasonable loss of time, 145  
 evil effects of the want of such, *ib.*  
 practicability of making arrangements to reconcile conflicting rights, 146  
 suggestions on this head, *ib.*  
 on the exemption of attorneys from being sued in, 413  
 observations on some points which appear to offer difficulties to the giving an equitable jurisdiction to, 457  
 difficulty of assigning the limit of this jurisdiction, 457  
 instances of this, *ib.*  
 mode in which this limit will probably be regulated, 458  
 the great practical difficulty will arise in the examination of defendants according to the rules of procedure in equity, *ib.*

**COUNTY COURTS ACT, THE.** Observations on the objections made to the provisions of, with reference to trial by jury, 57  
 on splitting demands under the 63rd section of, 221  
 recent case in the Bristol County Court, *ib.*  
 observations on that decision, *ib.*  
 statement of what appears to be the law on this subject, *ib.*  
 authorities thereon, *ib.*  
 importance of this question since the passing of the act, 222  
 grievous defect of the act in making no provision for an appeal, *ib.*  
 class of cases in which the point as to splitting demands is likely to arise, 229  
 did the act intend to confer this power? *ib.*  
 spirit of the act against this power, *ib.*  
 literal construction thereof not inconsistent with this view, 230  
 observations on the question, how is the matter to be brought under the consideration of a superior court of law, *ib.*

**COUNTY COURTS, THE—(continued).**

the correct mode would seem to be by prohibition, 320  
 on the question, whether the act does not require a separate judge to be appointed for each district, 309  
 remarks of the Law Magazine on this question, *ib.*  
 words of the act, *ib.*  
 their construction, *ib.*  
 technical argument on the question, *ib.*  
 examination of the substantial objects of the act and the argument of convenience, 310

**COURT OF REVIEW.** Observations on the transfer of the jurisdiction of, to the Vice-Chancellor under the new Bankruptcy and Insolvency Act, 301

**COURT PAPERS.**

Hilary Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 2  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, 3  
 Wigram, *ib.*

Sittings after Hilary Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 30  
 Master of the Rolls, *ib.*  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, 31  
 Wigram, *ib.*

Easter Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 134  
 Master of the Rolls, *ib.*  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, 135  
 Wigram, *ib.*

Trinity Term, 1847.

Rolls Court, 189

Court of Queen's Bench, *ib.*

Common Pleas, *ib.*  
 Exchequer of Pleas, 190

Court of Chancery :

Before the Lord Chancellor, 199  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, *ib.*  
 Wigram, *ib.*

Sittings after Trinity Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 244  
 Master of the Rolls, *ib.*  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, *ib.*  
 Wigram, 245

Privy Council, June 1847, 257

Michaelmas Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 414  
 Master of the Rolls, 415  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, *ib.*  
 Wigram, *ib.*

Sittings after Michaelmas Term, 1847.

Court of Chancery :

Before the Lord Chancellor, 492  
 Master of the Rolls, 493  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, *ib.*  
 Wigram, *ib.*

Sittings in Hilary Term, 1848.

Rolls Court, 529

Court of Queen's Bench, *ib.*

Common Pleas, *ib.*  
 Exchequer of Pleas, 530

Court of Chancery :

Before the Lord Chancellor, 539  
 Vice-Chancellor of England, *ib.*  
 Knight Bruce, *ib.*  
 Wigram, 540

**COURTS, COUNTY.** On the propriety of giving them an equitable jurisdiction, 9, 10  
 practical facilities afforded for this by the establishment of these courts, *ib.*

- COURTS, COUNTY**—(continued).  
 rules of practice for, 73—75  
 schedule of forms for, 84—91  
 observations on the practicability of suitors in dispensing with professional assistance, 109, 110  
 on the claim of counsel and solicitors to priority of hearing in, 145, 146  
 on splitting demands in actions brought in, 221
- COURTS, SUPERIOR.** Observations on the rule as to the presumed correctness of process issued by, 50
- CRIMINAL CODE.** Review of Letters on the, by a Barrister of Lincoln's Inn, 342
- CRIMINAL INQUIRY.** Remarks on the French system of, 365
- DAUGHTER, SEDUCTION OF.** On the right of a parent to bring an action for damages for, 389  
 injuriousness of the principle on which this action is founded, 389, 390  
 on the same subject, 421
- DEATH BY ACCIDENTS COMPENSATION ACT.** Observations on the omission of the Legislature, in framing this law, to make provision for regulating the estate to be taken by the sufferers in the damages awarded by the jury, or the mode in which it shall be applied, 185  
 this oversight clearly brought out by a recent case, *ib.*  
 desire of the jury, in that case, that the money should be secured to the children, 186  
 difficulties in the way of effecting this desire, *ib.*  
 evils of this omission, *ib.*
- DECEASED WIFE'S SISTER.** On the legality of marrying with, 121  
 on the question, whether the illegitimate sister of a deceased wife comes within the prohibition, 242
- DEFENDANTS OUT OF THE JURISDICTION.** Observations on the practice in equity as to, 518  
 review of the authorities on the question, whether it is necessary to pray process against persons so circumstanced, *ib.*  
 remarks thereon, *ib.*  
 review of the authorities as to what is the proper mode of proving this fact, 519  
 remarks thereon, *ib.*  
 points established thereby, *ib.*
- DEPOSITS BY SUBSCRIBERS TO AN ABORTIVE RAILWAY SCHEME.** On the recovery of by, 459  
 case of *Garwood v. Eade*, *ib.*  
 result of the authorities prior to that case, *ib.*  
 remarks on that case, 460  
 effect of the execution of the subscribers' agreement, *ib.*  
 the decision in this case does not seem to set the question between the parties at rest, *ib.*
- ECCLESIASTICAL AND ELEMOSYNARY INSTITUTIONS** of England, Wales, Ireland, India, and the Colonies. Review of Mr. A. J. Stephens' Collection of the Statutes relating to, 448
- ELECTIONS, PARLIAMENTARY.** On the effect of voting at, for a disqualified person, with reference to the candidate who is in the minority, 397
- EMOLUMENTS ATTACHED TO PUBLIC OFFICES.** On the alienability of, 353
- EQUITY.** Observations on the practice of, as to defendants out of the jurisdiction, 518
- EQUITY CASE REFERENCE TABLE,** by a Barrister. Review of, 490
- EQUITY OF REDEMPTION, PURCHASE OF.** On the doctrine of maintaining the existence of the mortgage debt as a charge, in the case of, 377
- EXECUTION OF WILLS.** Remarks on some recent decisions in the Prerogative Court as to, 422
- FREND, MR. H. T., and WARE, MR. T. H.** Review of their Precedents of Conveyances, &c. relating to the Transfer of Land to Railway Companies, 490
- FURTHER SECURITY FOR A MORTGAGE DEBT.** Remarks on the case of *Humberston v. Jones*, with reference to the stamp on, 175  
 recent change in the temper of the courts with reference to the construction of the Stamp Act, *ib.*  
 decisions illustrating this fact, *ib.*  
 provisions of the Stamp Act under the title *Mortgage*, *ib.*  
 remarks thereon, *ib.*  
 facts of the case of *Humberston v. Jones*, *ib.*  
 judgment of Parke, B., in that case, 175, 176  
 observations thereon, 176  
 general remarks on the decision in that case, *ib.*
- GAME LAWS.** Observations on the, 133  
 peculiar features of the present system of, *ib.*  
 special protection given by, to animals *feræ nature*, *ib.*  
 cumulative penalties inflicted by, *ib.*  
 summary of enactments on this head, *ib.*  
 such penalties are opposed to the spirit of the English law, 134  
 evidence given before the committee on this subject, *ib.*  
 suggestions as to the propriety of their abrogation, *ib.*
- GENERAL REGISTER OF TITLES.** Report of the "Society for the Amendment of the Law," with reference to, 38  
 plan of Mr. R. Wilson for, and remarks thereon, 39, 42
- GENERAL REGISTRY.** Review of Mr. W. W. Humphrey's Contributory Remarks on, 70
- GOSSET v. HOWARD, CASE OF.** Observations on the recent judgment of the Court of Exchequer Chamber in the, 49  
 statement of the facts out of which the case arose, *ib.*  
 pleadings thereon, *ib.*  
 judgment of the Court of Queen's Bench thereon, 49, 50  
 reversal of this judgment in error, 50  
 principle on which the decision of the court of error seems to be founded, *ib.*  
 remarks thereon, *ib.*  
 general rule as to the presumed correctness of process issued by the superior courts, *ib.*  
 illustrations of this in the case of warrants of the speaker of the House of Commons, *ib.*  
 in the case of commitments by the House of Lords, *ib.*  
 this case seems to have settled the principle of construction which is to be applied to parliamentary process by the courts of justice, 51
- "GREAT WESTERN RAILWAY CASE."** Remarks on Mr. Scott's letter to the Vice-Chancellor, on the occupation of the time of the Court by, 517
- HODGES, MR. W.** Review of his Treatise on the Law of Railways and Railway Companies, 114
- HORSES.** Review of Mr. G. H. H. Oliphant's Treatise on the Laws concerning, 286
- HOUSE OF COMMONS, PROCEEDINGS IN.** Registration of Voters Bill, leave given to bring in, 143  
 vacant mastership in chancery, answer of Lord J. Russell to Mr. Hume's question as to appointing to, *ib.*
- HOUSE OF LORDS, PROCEEDINGS IN.** Bankruptcy and Insolvency Bill, second reading of, 116  
 Masters in Chancery Bill, and Masters in Chancery Affidavits Office Bill, went through committee, 246
- HUMPHREY, MR. W. W.** Review of his Contributory Remarks on a General Registry, 70
- HUSBAND AND WIFE.** Review of Mr. J. F. Macqueen's Treatise on the Rights and Liabilities of, 527
- INDORSEE v. INDORSER.** On the mode of alleging an excuse for the want of notice of dishonour in actions by, 429
- INJUNCTIONS TO RESTRAIN.** Observations on the jurisdiction of the courts of equity with reference to, 501  
 this jurisdiction is advantageous, although it can only be exercised in a circuitous way, *ib.*  
 it is to be lamented that the direct course of ordering that to be done which ought to be done cannot be adopted, *ib.*

**INJUNCTIONS TO RESTRAIN—(continued).**

reasons against this considered, 501  
cases illustrative of the operation of the present system,  
501, 502  
conclusion, 502

**INSANITY.** Observations on the doctrine of, as applied to the capacity to make a will, 146

recent decision of the Prerogative Court on this point in the case of *Frere v. Peacock*, *ib.*

doctrine declared in that case, *ib.*

observations on the distinction thereon made between moral and intellectual perversion, *ib.*

what is meant by "insane delusion?" 147

case of *Dew v. Clarke*, *ib.*

examination of the language employed in the judgment of that case, *ib.*

consistently with the doctrine of this case there is no distinction between moral and intellectual perversion, *ib.*

argument for this position, *ib.*

the notion of moral insanity is not quite unknown to the law, 186

review of the authorities on this point, *ib.*

consideration of the question as to what are the grounds on which a judicial opinion can be formed on the state of a testator's mind, *ib.*

older cases on this subject, 186, 187

case of *Frere v. Peacock* would seem not to put the law on its true ground, 187

it would appear that there is no rule of law which constitutes intellectual delusion the only test of insanity, *ib.*

observations on the difference between the old and the new doctrine on this subject, *ib.*

remarks on what appears to be the true question to be solved in all cases of this kind, *ib.*

**INSOLVENTS.** On the applicability of the provisions of the 5 & 6 Vict. c. 116, and the 7 & 8 Vict. c. 96, in the case of, where they are wholly without assets, 97, 98**JEWS.** Observations on the capacity of a person professing the Jewish religion to sit in Parliament, 398

no direct authority on the question, *ib.*

supposed technical impossibility in the way of a Jew sitting in Parliament, *ib.*

this is a mistake, *ib.*

oaths which members are required to take, *ib.*

a Jew might conscientiously take them, *ib.*

same as those taken by barristers, some of whom are Jews, *ib.*

the difficulty of the question is as to the eligibility of Jews on legal principle, *ib.*

reasons for this difficulty, 399

difficulties supported by the 9 Geo. 4. c. 17, *ib.*

arguments against these difficulties, *ib.*

the question must rest with the House in the absence of act of Parliament, *ib.*

supplementary remarks on the same subject, 489

Jews are admitted to the discharge of legislative functions in other countries, *ib.*

effects of this in France and Holland, 490

**JOINT-STOCK COMPANIES ACT, (7 & 8 Vict. c. 110).**

On the doubts which have been entertained as to the effect of the 25th section of, with reference to the power of such companies to hold lands in fee without the license of the Privy Council, 341

various opinions held on this point, *ib.*

remarks thereon, *ib.*

some of these difficulties are removed by the 10 & 11 Vict. c. 78, *ib.*

provisions of that act, 342

intention thereof, *ib.*

difficulties in construing the words thereof, *ib.*

cases in which, under the new act, a license seems to be necessary, *ib.*

review of Mr. G. Taylor's Practical Treatise on, 449

**JURY, TRIAL BY.** Remarks on the objections made to the provisions of the County Courts Act, with reference to, 57**KINNING, EX PARTE, CASE OF.** Observations on, with reference to the principle that no person shall be exposed to loss or punishment without having an opportunity of defending himself, 241

exception in the case of an act of court which is merely ministerial, *ib.*

exceptions under the express provisions of statutes, *ib.*

review of cases which govern this principle, *ib.*

application of this principle in *Kinning's case* to warrants of commitment under 8 & 9 Vict. c. 127, the act "for the better Securing the Payment of Small Debts," 242

**LAND, BURDENS ON.** Committee appointed by the Queen for inquiring whether they can be diminished by the establishment of an effective system for the registration of deeds, and the simplification of the forms of conveyance, 51

commission directed to the above, 58

**LANDS.** On the power of joint-stock companies to hold under the 7 & 8 Vict. c. 110, and the 10 & 11 Vict. c. 78, without license from the Privy Council, 341**LEASES NOT UNDER SEAL.** Agreements in, on actions by assignees of reversions on, 390

remarks on the decision of the Court of Queen's Bench on this point, in *Standen v. Christmas*, 390, 391

**LEGAL EDUCATION.** On the absence of provision for, in the case of students for the bar, 197

qualifications for being called to the bar at present, *ib.*

good lawyers produced under present system, *ib.*

inference from this that it is not a bad one, *ib.*

evils of the system, *ib.*

England an exception in this respect, *ib.*

mode adopted in other professions, 198

incompetency of men who do obtain employment, *ib.*

the public are injured by the system, *ib.*

so are the students themselves, *ib.*

observations on Mr. Joy's pamphlet on this subject, *ib.*

neither the profession nor the public fully alive to its importance, *ib.*

supplement to the report of the select committee on, containing the evidence of Mr. Kaumensentz; review of, 491

**LIMITATIONS, STATUTE OF.** On the operation of, with reference to money deposited with a banker by a customer, 157, 158**LINCOLN'S INN.** Order by a special council of, dated 8th November, 1847, as to keeping terms at, in order to being called to the bar, 539**LOCAL AND PERSONAL ACTS (10 & 11 Vict.)** declared public, and to be judicially noticed; titles of, 366—371, 378—383**MACQUEEN, MR. J. F.** Review of his Treatise on the Rights and Liabilities of Husband and Wife, 527**MANDAMUS, WRIT OF.** Observations on the, 18

origin of this writ, *ib.*

what it is, and use of, *ib.*

on what it is grounded, *ib.*

process of obtaining, 19

power of issuing belongs to the Court of Queen's Bench, *ib.*

in what cases the Court will grant this writ, 19

cases as to granting it against corporations, *ib.*

provisions of the 11 Geo. 1, c. 4, as to obtaining a mandamus in certain cases to elect a mayor, &c., 19, 26, 27

extension of these provisions under the 7 Will. 4 & 1 Vict. c. 78; 27

alterations in the common law effected by these statutes, *ib.*

cases in which the Court will grant a mandamus under, 27, 28

cases as to granting a mandamus to compel the admission or restoration of a party to any office or franchise, 28

why it is held to lie in such cases, 29

it lies to remove persons as well as to restore, *ib.*

other cases, *ib.*

**MANDAMUS, WRIT OF—(continued).**

- cases in which the Court will grant a mandamus, although the party applying has another remedy, 59
- the application for a mandamus is an application to the discretion of the Court, *ib.*
- when it is applied for in order to get restored to an office, a *prima facie* right to the office must be made out, *ib.*
- quære, whether it lies to compel a corporation to pay a poor's-rate, *ib.*
- time within which application for a mandamus should be made, 60
- when a mandamus lies to judges of inferior courts, 60, 61
- when not, *ib.*
- when it lies to justices, 82
- summary of cases on this head, 82, 166, 177, 188, 211, 230
- when it lies to parish officers, 255
- to old overseers, *ib.*
- to assistant overseer, *ib.*
- to guardians, *ib.*
- to commissioners, *ib.*
- to vestries, 256
- to churchwardens and overseers to make poor's-rate, *ib.*
- to justices, to compel them to appoint overseers, *ib.*
- other cases, *ib.*
- cases in which a mandamus will not lie, 311
- in the case of rates, *ib.*
- in the case of offices, 311, 312
- when a mandamus will lie to the ordinary to grant probate or administration, 391
- other cases as to offices, 391, 392
- cases in which it will not lie to the ordinary to compel him to grant administration, 392
- when it will not lie to compel a grant of probate, *ib.*
- cases as to offices in which the writ will not lie, *ib.*, 393
- cases in which it lies to the warden of a college, 406
- to the masters, *ib.*
- to the visitor of a college, 406, 407
- to the visitors of a charitable foundation, 406
- to the vice-chancellor of a university, 407
- to the president of the College of Physicians, *ib.*
- to the benchers of an inn of court, *ib.*
- it does not lie to admit an attorney to one of the superior courts, *ib.*
- cases in which it will lie to a mayor and burgesses to fill up vacancies of the burgesses, 407
- other cases as to elections, 408, 430
- cases where it will lie to grant inspection of corporation and other books, 447
- cases in which it will not be granted to elect, admit, or restore to corporate offices, 447, 461
- MARRIAGES WITHIN THE PROHIBITED DEGREES.** Observations on, suggested by the recent case of *Reg. v. Chadwick*, 121
- principle on which the question has been hitherto discussed, *ib.*
- Mr. Foster's argument, 121, 122
- examination thereof, 122
- great difficulty of the subject, *ib.*
- observations on the case of *Reg. v. Inhabitants of St. Giles in the Fields*, 242
- distinction between marrying the legitimate and the illegitimate sister of a deceased wife, *ib.*
- no decision on this question, *ib.*
- it is clear that for many purposes there is no consanguinity between the legitimate and the illegitimate daughters, *ib.*
- instances of this, 242, 243
- confusion which must result if this distinction be not extended to the case under consideration, 243
- supposed evils of allowing it to be so extended, *ib.*
- consideration of these objections, *ib.*
- MARRIED WOMAN, REVERSIONARY INTEREST OF, IN PERSONALTY.** On the doctrine that it may be barred when not settled to her separate use, 405
- case of *Hall v. Hugonin*, *ib.*
- confirmed by the case of *Bishopp v. Colebrook*, *ib.*
- reasoning on which the former case was decided, *ib.*
- rule to be derived from those cases, *ib.*
- principle established by them, 406
- ground on which it depends, *ib.*
- difficulties of the subject, *ib.*

**MASTERS IN CHANCERY.** Remarks on the rumored changes in the mode of transacting that part of the business in Chancery which is now conducted before, 173

suggestions on this subject, *ib.*

propriety of giving publicity to the proceedings in that department, *ib.*

suggestion as to the abolition of the system of detached warrants, *ib.*

this change much required, *ib.*

description of the present mode of proceeding, *ib.*

this system bad in theory, *ib.*

evils of the working of it, 173, 174

a continuous system of proceeding would remedy these, 174

other points in which change would be beneficial, *ib.*

**MASTERS EXTRAORDINARY IN CHANCERY.** Gentlemen appointed at the following places in 1847:—

- Bath—Clarke, R., jun., 339
- Cowdry, N., 51
- Payne, E. T., 524
- Viner, R., 3
- Birmingham—Cutler, J. W., 286
- Edwards, G., 256
- Bridgwater—Trevor, J., 134
- Bridport—Templer, H. A., 515
- Carlisle—Guy, H., 29
- Mounsey, G., *ib.*
- Devises—Neate, H., 167
- Dudley—Boddington, G. L., 91
- Eastbourne—Whiteman, A., 515
- Eastwood, Yorkshire—Eastwood, A. G., 51
- Great Torrington—Doe, G., 493
- Hebden Bridge, Halifax—Sutcliffe, W., 163
- Huddersfield—Armitage, J., 286
- Kidderminster—Browne, E. J. C., 230
- Hardwicke, E., 482
- Kingston-upon-Hull—England, R., 406
- Leeds—Bruce, W., 91
- Lewes—Gell, J., 482
- Luton—Benning, C. S., 51
- Manchester—Gartside, B., 167
- Market Drayton—Grimaby, H., 524
- Montrose—Leighton, J., 493
- Newcastle-upon-Tyne—Fenwick, J. C., 230
- Newent, Gloucestershire—Edmonds, G., 299
- Newport, Isle of Wight—Newby, C. J., 529
- Nottingham—Caraham, W. G., 103
- Dufty, R. A., 524
- Plymouth—Edwards, R. G., 51
- Pontypool—Edwards, E. R., 91
- Poole—Parr, W., 256
- Rochdale—Whitehead, J. W., 299
- Rotherham—Badger, W. S., 198
- Runcoorn—Chorlton, J. H., 493
- Southampton—Patterson, A. F., 29
- Stamford—Phillips, J., jun., 256
- Walsall—Marlow, T., 502
- Wantage—Wasbrough, W. D., 515
- Whittlesey—Hemmant, J., 187

**MEMBERS RETURNED TO SERVE IN PARLIAMENT:—**

- Blake, T. J., Esq., for Galway, 198
- Buller, C., Esq., for Liskeard, 515
- Cholmelev, Sir M. T., Bart., for the county of Lincoln, 3
- Christy, S., Esq., for Newcastle-under-Lyne, 529
- Conyngnam, Lord A. D., for Canterbury, 103
- Cowan, C., Esq., for Edinburgh, 515
- Curteis, H. M., for Rye, 529
- Fitzmaurice, Right Hon. H. P., for Calne, 529
- Hayter, W. G., Esq., for the City of Wells.
- Henry, A., Esq., for the county of Lancaster (Southern Division), *ib.*
- Kershaw, J., Esq., for Stockport, *ib.*
- Perfect, R., Esq., for Lewes, 103
- Pinney, W., Esq., for the county of Somerset (Eastern Division), 147
- Power, M., Esq., for the county of Cork, 286
- Rushout, G., Esq., for the county of Worcester (Eastern Division), 3
- Sullivan, M., Esq., for Kilkenny, 529

**MEMBERS RETURNED—(continued).**

Townsend, Captain, J., for Tamworth, 529  
 Villiers, the Hon. F. W. C., for Weymouth, 515  
 Williamson, Sir H., Bart., for Sunderland, *ib.*  
**MORRIS, M. R.** Review of his Analytical Digest of Practice Cases, 490  
**MORTGAGE DEBT.** On the doctrine of maintaining the existence of, as a charge in the case of a purchase of the equity of redemption, 377  
 necessity of legislative inquiry into, *ib.*  
 ground on which it is founded, *ib.*  
 remarks thereon, *ib.*, 378  
 a positive rule of law might obviate the inconvenience which the present doctrine is intended to avoid, *ib.*  
**MORTGAGE DEBT, STAMP ON A FURTHER SECURITY FOR.** Remarks on the recent case of *Humberston v. Jones*, with reference to, 175, 176  
**MORTGAGEE.** On the right of, to proceed on his personal remedy after foreclosure, 470  
 recent case of *Lockhart v. Hardy*, *ib.*  
 points decided thereby, *ib.*  
 observations thereon, *ib.*  
 effect of this decision on the authority of the case of *Perry v. Barker*, *ib.*  
 remarks on that case, *ib.*  
 doctrine on this subject may now be looked upon as settled, 471  
**NOTICE OF DISHONOUR,** observations on, 429  
 rationale of, *ib.*  
 what it must contain, *ib.*  
 observations on the case of *East v. Smith*, *ib.*  
 cases in which it is not required, 430  
 what amounts to a sufficient excuse in the case of notice to an indorser, *ib.*  
 decision in the case of *Cartier v. Flower*, *ib.*  
 remarks thereon, *ib.*  
 mode of alleging excuse which this case shews to be necessary in actions by indorsee against indorser, *ib.*

**OLIPHANT, MR. G. H. H.** Review of his Treatise on the Laws concerning Horses, Races, &c., 286

**ORIGINAL ARTICLES** contained in vol. 11. Alphabetical list of:—

*Assignees of Reversions.*—On actions by, on agreements in leases not under seal, 390  
*Attendant Terms.*—On the effect of the Statute of Limitations (3 & 4 Will. 4, c. 27) on, 310  
*Attornies.*—On their privilege of suing and being sued in the superior courts at Westminster, 413  
*Bankers, Money deposited with.*—On the operation of the Statute of Limitations with reference to, 157  
*Bankruptcy and Insolvency.*—Summary of the material enactments of Lord Brougham's bill to amend the law and practice of, 81  
 on the question whether the stats. 5 & 6 Vict. c. 116, and 7 & 8 Vict. c. 96, are applicable to the case of insolvents wholly without assets, 97  
 remarks on correspondence on this subject, 123  
 observations on the proposed transfer of insolvency business to the local courts, 286  
*Bankruptcy and Insolvency Act.*—Observations on, 301  
*Bar, the.*—Remarks on the evils produced by the absence of a provision for the legal education of students for, 197  
 observations on complaints made by solicitors as to the undue exaltation of, 273  
*Bishops, Appointment of.*—On the provisions of the 25 Hen. 8, c. 20, which relate to, 525  
*Conspiracy.*—On the law of, 69  
*Counsel.*—Attacks of the press on, with reference to non-attendance in cases in which they have received briefs, 37  
 on the privilege or license of, in conducting the defence of a client, 537  
*County Courts.*—On the propriety of giving them an equitable jurisdiction, 9  
 on the same subject, 286  
 on the practicability of suitors in, dispensing with professional assistance, 109

**ORIGINAL ARTICLES—(continued).**

on the claim of barristers and solicitors to priority of hearing in, 145  
 on the exemption of attornies from being sued in, 413  
 on some points which appear to offer difficulties to the giving an equitable jurisdiction to, 457  
*County Courts Act, the.*—On the objections made to the provisions of, with reference to trial by jury, 57  
 on splitting demands under the 63rd section of, 221  
 on the same subject, 229  
 on the question, whether the act does not require a separate judge to be appointed for each district, 309  
*Death by Accidents Compensation Act.*—On the omission of the Legislature in framing, to make provisions for regulating the estate to be taken by the sufferers in the damages awarded by the jury, or the mode in which they shall be applied, 185  
*Defendants out of the Jurisdiction.*—On the practice in equity as to, 518  
*Deposits by Subscribers to an Abortive Railway Scheme.*—On the recovery of by, 459  
*Further Security for a Mortgage Debt.*—Remarks on the case of *Humberston v. Jones*, with reference to the stamp on, 175  
*Game Laws, the.*—Observations on, 133  
*General Register of Titles.*—Report of the "Society for the Amendment of the Law," with reference to, 38  
 remarks on Mr. R. Wilson's plan for, 39  
*Gosset v. Howard, case of.*—On the recent judgment of the Court of Exchequer Chamber in, 49  
*Injunctions to restrain.*—On the jurisdiction of the courts of equity with reference to, 501  
*Insanity.*—On the doctrine of, as applied to the capacity to make a will, 146  
 on the same subject, 186  
*Jews.*—On the capacity of, to sit in Parliament, 398  
 supplementary remarks on the same subject, 489  
*Joint-stock Companies Act, (7 & 8 Vict. c. 110).*—On the doubts which have been entertained as to the effect of the 25th section of, with reference to the power of such companies to hold lands in fee, without the license of the Privy Council, 341  
*Kinning, ex parte, case of.*—Observations on, with reference to the principle that no person shall be exposed to loss or punishment without having an opportunity of defending himself, 241  
*Legal Education.*—On the absence of provision for, in the case of students for the bar, 197  
*Mandamus, Writ of.*—On the, 18  
 on the same subject, 26, 59, 82, 177, 188, 211, 230, 255, 311, 391, 406, 430, 447, 461  
*Marriages within the Prohibited Degrees.*—Observations on, suggested by the case of *Reg. v. Chadwick*, 121  
 on the case of *Reg. v. The Inhabitants of St. Giles in the Fields*, 242  
*Married Woman, Reversionary Interest of, in Personalty.*—On the doctrine that it may be barred when not settled to her separate use, 405  
*Masters in Chancery.*—On the rumoured changes in the mode of transacting that part of the business in Chancery which is now conducted before, 173  
*Mortgage Debt.*—On the doctrine of maintaining the existence of, as a charge in the case of a purchase of the equity of redemption, 377  
*Mortgagee.*—On the right of, to proceed on his personal remedy after foreclosure, 470  
*Notice of Dishonour.*—On the, 429  
*Parliamentary Counsel.*—Observations respecting the practice of, 1  
*Parliamentary Proceedings in adjudicating on Private Bills, reform of.*—Observations on, 253  
*Personal Estate of a Testator or Intestate.*—When the Court of Chancery will interfere to restrain parties from dealing with, pending proceedings in the ecclesiastical courts respecting the grant of probate or letters of administration, 317  
*Poisoning.*—Some observations on the suggestion made by the judge who tried a recent case of, at Liver-



## ORIGINAL ARTICLES—(continued).

- pool, as to the probability of the poison found in the body of the deceased being attributable to some other cause than that of its having been feloniously administered, 165  
 further remarks on this case, 174  
*Praslin, Duc de.*—Observations on the case of, 365  
*Process of the Superior Courts.*—On the general rule as to the presumed correctness of, 50  
*Promissory Notes payable to Maker's own Order.*—On their negotiability under 3 & 4 Anne, c. 9; 265  
*Promoters of Railway Companies.*—On their right to recover against the provisional committee for services, 17  
*Provisional Committee-men.*—On their liability to third parties not connected with the company, 293  
 on some practical points which have arisen in actions between them and allottees, 329  
*Public Offices.*—On the alienability of the emoluments attached to, 353  
*Purchase-money for Property charged with the Payment of Debts and Legacies.*—On seeing to the application of, 110  
 review of cases on this subject, 124  
*Reference to Arbitration.*—On the complaints made as to sending causes, set down for trial at Nisi Prius, to, 481  
*Scott, Mr.*—Observations on his Letter to the Vice-Chancellor as to the occupation of the time of the court by the *Great Western Railway case*, 517  
*Security for Costs.*—Of the practice in equity as to the right of a defendant to have, when the plaintiff is a *feme covert*, 526  
*Seduction of Daughter.*—On the right of a parent to bring an action for damages for, 889  
 remarks on the same subject, suggested by a case which has recently appeared in the public journals, 421  
*Shopkeeper.*—On his right to insist on the departure of a customer from his shop, 469  
*Specific Performance of a Contract for the Sale of a Chattel.*—On the uncertainty which prevails as to the jurisdiction of equity to decree, 445  
*Statute of Limitations.*—On the difficulties introduced into titles from the rule, that it does not begin to run against a remainder-man whose estate is expectant on an estate for life until the termination of such life estate, 25  
*Subscribers' Agreement.*—On the right of an allottee, when sued by the provisional committee, to inspect, 330  
*Supplemental Answers in Equity.*—On the admission of, 458  
*Trial by Jury.*—On the objections made to the provisions of the County Courts Act, with reference to, 57  
*Trustees Act.*—Observations on, 301  
*Votes.*—When they are "thrown away," 397  
*Wills, Execution of.*—Observations on the, 422  
*Wontner v. Shairp, Case of.*—Observations on the, 209

**PARLIAMENT.** Observations on the capacity of persons of the Jewish religion to sit in, 398  
 on the same subject, 489

**PARLIAMENTARY CONTRACT.** On the right of an allottee, when sued by the provisional committee, to inspect, 330

**PARLIAMENTARY COUNSEL.** Observations respecting the practice of, 1  
 importance of maintaining a high tone of feeling in the profession, *ib.*  
 system of ordinary practice tends to strengthen this, *ib.*  
 contrary effect of the system of parliamentary practice, *ib.*  
 reasons for this, *ib.*  
 evils of the present system of parliamentary practice, *ib.*  
 how are these to be remedied? 2  
 suggestions on this subject, *ib.*

**PARLIAMENTARY ELECTORS.** Review of Mr. D. Power's Treatise on the Law of Qualification and Registration of, 294

**PARLIAMENTARY PROCEEDINGS IN ADJUDICATING ON PRIVATE BILLS, REFORM OF.**  
 Observations on, 253  
 suggestions on this subject recently made in Parliament, *ib.*

in the Law Review, 254

soundness of these suggestions, *ib.*

part which The Jurist has taken in this question, *ib.*

**PARLIAMENTARY PROCESS.** Observations on the principles of construction to be applied to, by the courts of justice, 50, 51

review of cases on this subject, 50

rule which appears to be established by the recent case of *Gosset v. Howard*, 51

**PARTNERSHIP.** Review of Mr. A. Bisset's Treatise on the Law of, 98

**PATENT.** Correspondence on novelty of invention in, 302  
 remarks thereon, 303

**PERSONAL ESTATE OF A TESTATOR OR INTENTOR.** Where the Court of Chancery will interfere to restrain parties from dealing with, pending proceedings in the ecclesiastical court respecting the grant of probate or letters of administration, 317

recent decision of the Lord Chancellor on this point, in the case of *Newton v. Ricketts*, *ib.*

doctrine of *Watkins v. Brent* confirmed in that case, *ib.*  
 remarks on the latter case, *ib.*, 318

**POISONING.** Some observations on the suggestions made by the judge who tried a recent case of, at Liverpool, as to the probability of the poison found in the body of the deceased being attributable to some other cause than that of its having been feloniously administered, 165  
 further remarks on this case, 174

**POWER, MR. D.** Review of his Treatise on the Law of Qualification and Registration of Parliamentary Electors, 294

**PRASLIN, DUC DE.** Some observations on the case of, 365

picture which it presents of The procedure in French criminal inquiries, *ib.*

comparison of this with the mode of proceeding in our courts, 366

probable dangerous effect of the system on the safety of the accused, *ib.*

remarks on the evidence in that case, *ib.*

gross injustice of the system illustrated thereby, *ib.*

**PRIVILEGE OF COUNSEL IN DEFENDING CLIENTS.** Observations on, 537

difficulty of defining its limits, *ib.*

remarks on the absence of any precise rule on the subject in the profession itself, *ib.*

statement of what appears to be the rule thereon, *ib.*

this rule explained and illustrated, 587, 538

justification of, 531

remarks on the mode of applying it, in practice, *ib.*

illustrations of this, with reference to the case of *Courvoisier* and the *Mirfield murders' case*, *ib.*

strictures on the argument of the counsel in that case on this subject, 539

propriety of the bar making a public declaration of their rule thereon, *ib.*

**PRIVY COUNCIL.** On the power of joint-stock companies to hold lands in fee, under the 7 & 8 Vict. c. 110, and 10 & 11 Vict. c. 78, without the license of, 341

**PROCESS OF THE SUPERIOR COURTS.** Observations on the general rule as to the presumed correctness of, 50

**PROCESS, PARLIAMENTARY.** Review of cases, with reference to this rule, in the case of Speaker's warrants, *ib.*

in the case of commitments by the House of Lords, *ib.*

principle of construction to be applied to such process by the courts of justice, 51

**PROHIBITED DEGREES.** Observations on the law as to marriages within, 121

abstract of Mr. Foster's argument on this subject, *ib.*

remarks thereon, 122

- PROMISSORY NOTES PAYABLE TO THE MAKER'S OWN ORDER.** On their negotiability under the 3 & 4 Anne, c. 9, 265  
recent cases of *Flight v. Maclean* and *Wood v. Mytton* on this subject, *ib.*  
intention of the statute, *ib.*  
ground on which the case of *Wood v. Mytton* was decided, 266  
observations on the case of *Flight v. Maclean*, *ib.*
- PROMOTERS OF RAILWAY COMPANIES.** Remarks on their right to recover against the provisional committee for services, 17  
recent case of *Wilson v. Lord Curzon* as to this, *ib.*  
point decided in that case, *ib.*  
principle of this decision, *ib.*  
review of cases on this subject, 17, 18  
cases in which a registered promoter may recover from the committee, 18
- PROVISIONAL COMMITTEE-MEN.** On their liability to third parties not connected with the company, 293  
law on this subject, as laid down in *Reynell v. Lewis* and *Wyld v. Hopkins*, *ib.*  
the same rule will apply where the defendant is a member of the managing committee, 294  
the decisions in the above cases appear to be based on clear and intelligible principles, *ib.*  
they are of extensive application, not only as affecting railway companies, but other associations, *ib.*
- PROVISIONAL COMMITTEE-MEN AND ALLOTTEES.** Consideration of some practical points which have arisen in actions between, 329  
as to the agreement constituted by the letter of application and that of allotment, *ib.*  
as to the time within which the allotment should be made, *ib.*  
as to the stamp, *ib.*  
as to the parties to be sued, 330  
as to the right to inspect the parliamentary contract and the subscribers' agreement, *ib.*
- PUBLIC OFFICES, EMOLUMENTS ATTACHED TO.**  
On the alienability of the, 353  
cases in which the law will not allow them to be aliened, *ib.*  
principle of this rule, *ib.*  
cases illustrative of this, *ib.*  
cases in which the rule has been held not to apply, 353, 354  
principle to be derived from the authorities for the purpose of determining whether such emoluments are alienable or not, 354
- PURCHASE-MONEY,** for property charged with the payment of debts and legacies. On seeing to the application of, 110  
present unsettled state of the law on this question, *ib.*  
statement of the law as to the primary fund for the payment of the debts of a deceased party, in the absence of special circumstances, *ib.*  
rule in equity, *ib.*  
executor has absolute power over the assets of the deceased, *ib.*  
these cannot be followed by creditors, *ib.*  
exception in the case of collusion, 111  
in selling assets, executor is presumed to be selling for payment of debts, *ib.*  
his application, to other purposes, of assets required for this, is a devastavit, *ib.*  
strangers dealing with executor in good faith, are protected, *ib.*  
aliter, when they know that the executor is applying assets to purposes foreign to his trust, *ib.*  
but in general they need not look beyond the words or conduct of executor, for the purpose of ascertaining whether he is performing his trust, *ib.*  
cases illustrating this rule, *ib.*  
cases to which it extends, *ib.*  
when purchaser is protected, he is protected both against creditors and legatees, *ib.*  
rule at common law, *ib.*  
by statute, *ib.*  
remedies of creditors in different cases, *ib.*
- PURCHASE-MONEY—(continued).**  
against the heir or devisee, 111  
against purchaser for consideration, *ib.*  
against alienee without consideration, *ib.*  
under a simple contract, *ib.*  
under a charge or trust for payment of debts, *ib.*  
reasons for exonerating the bonâ-fide purchaser, *ib.*  
rule when there is no charge of debts, *ib.*  
rule when the estate is charged with debts, 113  
effect of this on the rights of creditors, *ib.*  
when a purchaser will be protected, *ib.*  
statement and examination of the rule, *ib.*  
remarks on the case of *Braithwaite v. Britain*, *ib.*  
it appears to be overruled by *Eland v. Eland* and *Rogers v. Rogers*, 114  
remarks on these cases, *ib.*  
review of cases on this subject, 124, 125  
examination of the case of *Forbes v. Peacock*, 125, 126
- RAILWAY BILL, MR. STRUTT'S.** Review of Observations on, 161
- RAILWAY COMPANIES, REGISTERED PROMOTERS OF.** On their right to recover against the provisional committee for services, 17  
review of various decisions on this question, 17, 18
- RAILWAY SCHEMES, ABORTIVE.** On the recovery of deposits by subscribers to, 459
- RAILWAYS AND RAILWAY COMPANIES.** Review of Mr. W. Hodges's Treatise on the Law of, 114
- REFERENCE TO ARBITRATION.** On the complaints made as to sending causes, set down for trial at Nisi Prius, to, 481  
the bar blamed for this, *ib.*  
the grounds of this complaint examined, *ib.*  
courts of law have no machinery for trying cases of account, *ib.*  
they can only determine the rights of parties on a state of things known or assumed to be known, *ib.*  
in cases of account this is not so, *ib.*  
courts of law are, therefore, compelled to send the parties to a reference in order that an account may be taken between them, 482  
the evil arises from suitors presenting cases to those courts which are not in a position to be disposed of by them, *ib.*
- REGISTERED PROMOTERS OF RAILWAY COMPANIES.** On their right to recover against provisional committees for services, 17, 18
- REGISTRY, GENERAL.** Review of Mr. W. W. Humphrey's Contributory Remarks on, 70
- REMAINDER-MAN EXPECTANT ON THE TERMINATION OF AN ESTATE FOR LIFE.** Remarks on the difficulties introduced into titles by the rule, that the Statute of Limitations does not begin to run against, until the termination of such estate, 25, 26
- REVERSION, ASSIGNEE OF.** On actions by, on agreements in leases not under seal, 390  
remarks on the decision of the Court of Queen's Bench on this point in *Standen v. Christmas*, 390, 391
- REVERSIONARY INTEREST OF A MARRIED WOMAN IN PERSONALTY.** On the doctrine that it may be barred when not settled to her separate use, 405
- REVIEW, COURT OF.** Observations on the transfer of the jurisdiction of, to the Vice-Chancellor under the new Bankruptcy and Insolvency Act, 301
- SCOTT, MR.** Observations on his Letter to the Vice-Chancellor, on the occupation of the time of the Court by the "Great Western Railway case," 517  
statement of his argument, *ib.*  
examination thereof, 517, 518  
unsoundness and injustice of his reasoning, *ib.*
- SECURITY FOR COSTS.** Of the practice in equity as to the right of a defendant to have, when the plaintiff is a feme couverte, 526  
decision of the Lord Chancellor in *Jones v. Fawcett*, *ib.*  
observations on that case, 526, 527

**SEDUCTION OF DAUGHTER.** On the right of a parent to bring an action for damages for, 389  
the principle, although bad, does not always produce injustice, *ib.*  
the right to sue is founded on a false assumption, *ib.*  
effects of this, *ib.*  
cruelty and absurdity of the law shewn by the recent case of *Davies v. Williams*, *ib.*  
this case was decided correctly in point of law, *ib.*  
but it produced a failure of justice, 390  
continuance of the principle injurious, *ib.*  
practical effect of the law, *ib.*  
remarks on the same subject, suggested by a case which has recently appeared in the public journals, 421  
suggestions from the present state of the law on this subject, 422

**SHERIFFS, LIST OF.** Nominated by the Lords of the Council for 1848; 471

**SHERIFFS, UNDER-SHERIFFS, DEPUTIES, AND AGENTS.** List of, for 1847; 61

**SHOPKEEPER.** On his right to insist on the departure of a customer from his shop, 469  
his position with reference to this question, *ib.*  
nature of the license to the customer to enter, *ib.*  
it is given by the party, and not by the law, *ib.*  
cases on this point, 469, 470  
questions suggested by this subject, *ib.*

**SMALL DEBTS.** "Act for the better recovering the Payment of." Observations on the case of *Es parte Kinning*, as to proceedings on warrants of commitment for nonpayment of instalments under, 241

**SPEAKER'S WARRANT.** Remarks on the applicability, with reference to, of the general rule, that process issued by the superior courts is presumed to be correctly issued and to be correct in point of form, 50  
review of cases, *ib.*  
rule on this subject, which appears to be settled by the recent case of *Gosset v. Howard*, 51

**SPECIFIC PERFORMANCE OF A CONTRACT FOR THE SALE OF A CHATTEL.** Observations on the uncertainty which prevails with reference to the jurisdiction of equity to decree, 445  
old notion on this point, *ib.*  
fallacy of this, *ib.*  
the general doctrine is now pretty well established, *ib.*  
difficulty in applying it, *ib.*  
cases to illustrate this, *ib.*  
general principle deducible from these, 446

**SPLITTING DEMANDS,** under the 63rd section of the County Courts Act. Observation on, 221  
on the same subject, 229

**STAMP,** on a further security for a mortgage debt. Remarks on the recent decision in *Humberston v. Jones*, with reference to, 175, 176

**STAMP LAWS.** Review of Mr. H. Tilsley's Treatise on, 10

**STATUTE OF LIMITATIONS.** On the difficulties introduced into titles from the rule, that it does not begin to run against a remainder-man, whose estate is expectant on an estate for life, until the termination of such life estate, 25  
interference of this rule with the operation of the 2 & 3 Will. 4, c. 71, *ib.*  
inconvenience and expense of being obliged to shew title for sixty years, *ib.*  
hardship of this, 26  
the principle of the limitation of suits should be applied to such cases, *ib.*  
suggestions on this point, *ib.*  
(3 & 4 Will. 4, c. 27). On the effect of, on attendant terms, 310

**STATUTES ABSTRACTED.** 10 & 11 Victoria. Titles of:

cap. 14. An Act for consolidating in one Act certain Provisions usually contained in Acts for constructing or regulating Markets and Fairs, (23rd April, 1847), 319

cap. 16. An Act for consolidating in one Act certain Provisions usually contained in Acts with respect to the Constitution and Regulation of Bodies of Commissioners appointed for carrying on Undertakings of a public Nature, (23rd April, 1847), 319

**STATUTES ABSTRACTED—(continued).**

- cap. 33. An Act to amend the Laws relating to the Removal of poor Persons from England and Scotland, (21st June, 1847), 321
- cap. 34. An Act for consolidating in one Act certain Provisions usually contained in Acts for Paving, Draining, Cleansing, Lighting, and Improving Towns, (21st June, 1847), 322
- cap. 58. An Act to remove Doubts as to Quakers' and Jews' Marriages solemnised before certain Periods, (2nd July, 1847), 330
- cap. 60. An Act to abolish one of the Offices of Master in Ordinary of the High Court of Chancery, (2nd July, 1847), *ib.*
- cap. 67. An Act to amend the Law as to the Custody of Offenders, (9th July, 1847), 331
- cap. 78. An Act to amend an Act for the Registration, Incorporation, and Regulation of Joint-Stock Companies, (22nd July, 1847), 332
- cap. 82. An Act for the more speedy Trial and Punishment of Juvenile Offenders, (22nd July, 1847), 333
- cap. 83. An Act for the Naturalization of Aliens, (22nd July, 1847), 345
- cap. 96. An Act for better securing Trust Funds, and for the Relief of Trustees, (22nd July, 1847), 346
- cap. 97. An Act for the Discontinuance of the Attendance of the Masters in Ordinary of the High Court of Chancery in the Public Office, and for transferring the Business of such public Office to the Affidavit Office in Chancery, (22nd July, 1847), *ib.*
- cap. 98. An Act to amend the Law as to the Ecclesiastical Jurisdiction in England, (22nd July, 1847), 354
- cap. 102. An Act to abolish the Court of Review in Bankruptcy, and to make Alterations in the Jurisdiction of the Courts of Bankruptcy and Court for Relief of Insolvent Debtors, (22nd July, 1847), 355
- cap. 104. An Act to explain Acts for the Commutation of Tithes in England and Wales, and to continue the Officers appointed under the said Acts until the 1st day of October, 1850, and to the end of the then next Session of Parliament, (22nd July, 1847), 357
- cap. 109. An Act for the Administration of the Laws for Relief of the Poor in England, (23rd July, 1847), 358
- cap. 110. An Act to amend the Laws relating to the Removal of the Poor until the 1st day of October, 1848, (23rd July, 1847), *ib.*
- cap. 111. An Act to extend the Provisions of the Act for the Inclosure and Improvement of Commons, (23rd July, 1847), 359.
- STATUTES CITED:**  
25 Hen. 8, c. 20; 525  
32 ———, c. 34; 390  
————, c. 38; 121  
1 Mary, sess. 2, c. 1; *ib.*  
43 Eliz. c. 2; 83  
1 Edw. 6, c. 2; 526  
3 & 4 Will. & M. c. 14; 112  
6 & 7 ———, c. 14; *ib.*  
3 & 4 Anne, c. 9; 265  
9 Geo. 1, c. 7; 166  
11 ———, c. 4; 19, 27, 28  
17 Geo. 2, c. 38; 83  
1 Geo. 3, c. 63; 29  
22 ———, c. 45; 398  
47 ———, c. 74; 112  
49 ———, c. 68; 166  
55 ———, c. 50; *ib.*  
————, c. 184; 117  
3 Geo. 4, c. 23; 106  
————, c. 117; 175, 176  
6 ———, c. 129; 69  
9 ———, c. 17; 398, 399  
————, c. 69; 133  
11 Geo. 4 & 1 Will. 4, c. 4; 112  
1 & 2 Will. 4, c. 32; 133

## STATUTES CITED—(continued).

- 2 & 3 Will. 4, c. 71; 26  
 3 & 4 ———, c. 27; 310, 311  
 4 & 5 ———, c. 76; 166  
 5 & 6 ———, c. 54; 121  
 ———, c. 76; 19, 27  
 6 & 7 ———, c. 65; 133  
 ———, c. 96; 83  
 ———, c. 105; 19, 27  
 ———, c. 106; *ib.*  
 7 Will. 4 & 1 Vict. c. 78; 26, 27, 28, 29  
 1 & 2 Vict., c. 81; 83  
 4 ———, c. 94; 274  
 4 & 5 ———, c. 52; *ib.*  
 5 & 6 ———, c. 116; 81, 97  
 6 & 7 ———, c. 67; 60, 83  
 ———, c. 73; 414  
 7 & 8 ———, c. 96; 81, 97, 242  
 ———, c. 106; 167  
 ———, c. 110; 341, 459  
 8 & 9 ———, c. 10; 167  
 ———, c. 95; 9, 57  
 ———, c. 105; 274  
 ———, c. 127; 242  
 9 & 10 ———, c. 93; 185, 186  
 ———, c. 95; 145, 222, 413  
 10 & 11 ———, c. 78; 341
- STATUTES, LOCAL AND PERSONAL.** 10 & 11 Victoria. Titles of, 366—371, 378—383
- STEPHENS, MR. A. J.** Review of his Collection of the Statutes relating to the Ecclesiastical and Eleemosynary Institutions of England, Wales, &c., with the Decisions thereon, 448
- STRUTT, MR.** Review of Observations on his Railway Bill, 101
- SUBSCRIBERS' AGREEMENT.** On the right of an allottee, when sued by the provisional committee, to inspect, 330
- SUPPLEMENTAL ANSWERS IN EQUITY.** On the admission of, 459  
 general rule with reference to answering, *ib.*  
 exceptions to this rule, *ib.*  
 cases on this point, *ib.*  
 questions on which these will always depend, *ib.*  
 review of the practice as allowed by some recent cases, 458, 459  
 general rule as to the admission or non-admission of, 459
- TAYLOR, MR. G.** Review of his Practical Treatise on the Act for the Registration, Regulation, and Incorporation of Joint-Stock Companies, 7 & 8 Vict. c. 78, as amended by 10 & 11 Vict. c. 78; 449
- TERMS, ATTENDANT.** On the effect of the Statute of Limitations (3 & 4 Will. 4, c. 27) upon, 310  
 remarks on the decision of the Court of Queen's Bench on this point, in the case of *Doe d. Jacobs v. Phillips*, 310, 311
- TESTATOR.** When the Court of Chancery will interfere to restrain parties from dealing with the personal estate of, pending proceedings in the ecclesiastical court respecting the grant of probate, 317
- TILSLEY, MR. H.** Review of his Treatise on the Stamp Laws of Great Britain and Ireland, 10
- TITLES, GENERAL REGISTER OF.** Report of the "Society for the Amendment of the Law," with reference to Mr. R. Wilson's plan for, 38—42
- TRIAL BY JURY.** Remarks on the objections made to the provisions of the County Courts Act with reference to, 57  
 circumstances by which this institution is supported, *ib.*  
 examination as to the real value of it, *ib.*  
 benefits which have been erroneously attributed to it, 58  
 remarks on the supposed advantages of, *ib.*  
 these appear to have been overrated, *ib.*
- TRUSTEES ACT.** Observations on, 301  
 will be productive of much benefit and convenience, *ib.*  
 administration of trust monies by the Court of Chancery formerly could only be by the entire process of a Chancery suit, *ib.*  
 provisions of the new act, 302  
 their effect, *ib.*  
 cases will now be dealt with upon petition, *ib.*

- VOTES.** When they are "thrown away," 397  
 decision on this subject in *Gosling v. Veley and Joslin*, *ib.*  
 doctrine laid down in that case, *ib.*  
 application thereof to the case of elections for members of Parliament, *ib.*  
 Mr. Rogers's view on this point, *ib.*
- WAYS.** Review of Mr. H. W. Woolryche's Treatise on the Law of, 449
- WILL, THE CAPACITY TO MAKE.** Observations on the doctrine of insanity as applied to, 146  
 on the same subject, 186
- WILLS, EXECUTION OF.** Observations on the, 422  
 singular decisions on this subject in the Prerogative Court, *ib.*  
 remarks thereon, *ib.*  
 "Wills Act" obscured by these decisions, 423
- WILSON v. LORD CURZON, CASE OF.** Observations upon the, 17
- WILSON, MR. R.** Report of the Society for the Amendment of the Law as to his plan for a general register of titles, 38—42
- WONTNER v. SHAIRP, CASE OF.** Observations on the, 209  
 facts of that case, *ib.*  
 judgment of the Court in, *ib.*  
 grounds on which that judgment proceeded, *ib.*  
 observations of *Wilde, C. J.*, on the question of misrepresentation, 210  
 answer of the Court to the objection that the plaintiff had barred himself of the right to rescind the contract by attending a meeting of the company, *ib.*  
 probable effect of this decision, *ib.*  
 difficulties which are likely to occur in actions founded on this case, *ib.*  
 observations on the principle that a fraud may be waived, *ib.*  
 cases illustrative of this, *ib.*  
 application of these to the facts in the principal case, 211
- WOOLRYCH, MR. H. H.** Review of his Treatise on the Law of Ways, 449
- WRIT OF MANDAMUS.** Origin of, 18  
 what it is, and use of, *ib.*  
 on what it is grounded, *ib.*  
 process of obtaining, 19  
 power of issuing belongs to the Court of Queen's Bench, *ib.*  
 cases in which the Court will grant it against corporations, 19  
 provisions of the 11 Geo. 1, c. 4, as to obtaining a mandamus to elect a mayor, &c., 19, 26, 27  
 extension of these provisions under 7 Will. 4 & 1 Vict. c. 78, 27  
 alterations in the common law effected by these statutes, *ib.*  
 cases in which the Court will grant a mandamus under, 27, 28  
 mandamus to compel the admission or restoration of a party to an office or franchise, 28  
 to remove from such office or franchise, 29  
 in other cases, *ib.*  
 cases where the writ will lie, although the party have another remedy, 59  
 time within which the application for, should be made, 60  
 when it lies to the judges of inferior courts, 60, 61  
 when not, *ib.*  
 cases in which it lies to justices, 82, 166, 177, 188, 211, 230  
 when it lies to parish officers, 255  
 as to when the writ will lie in the case of offices, 311, 312, 391  
 when it will lie to compel grant of probate or letters of administration, 391, 392, 393  
 when it will lie to the masters, wardens, or visitors of a college, 406, 407  
 to the visitors of a charitable foundation, 406  
 to the vice-chancellor of a university, 407  
 to the president of the College of Physicians, *ib.*  
 to the benchers of an inn of court, *ib.*  
 as to the admission of attorneys, *ib.*  
 other cases as to elections, 408, 430  
 cases as to inspection of corporate and other books, 447  
 cases in which it will not be granted to elect, admit, or restore to corporate offices, 447, 461

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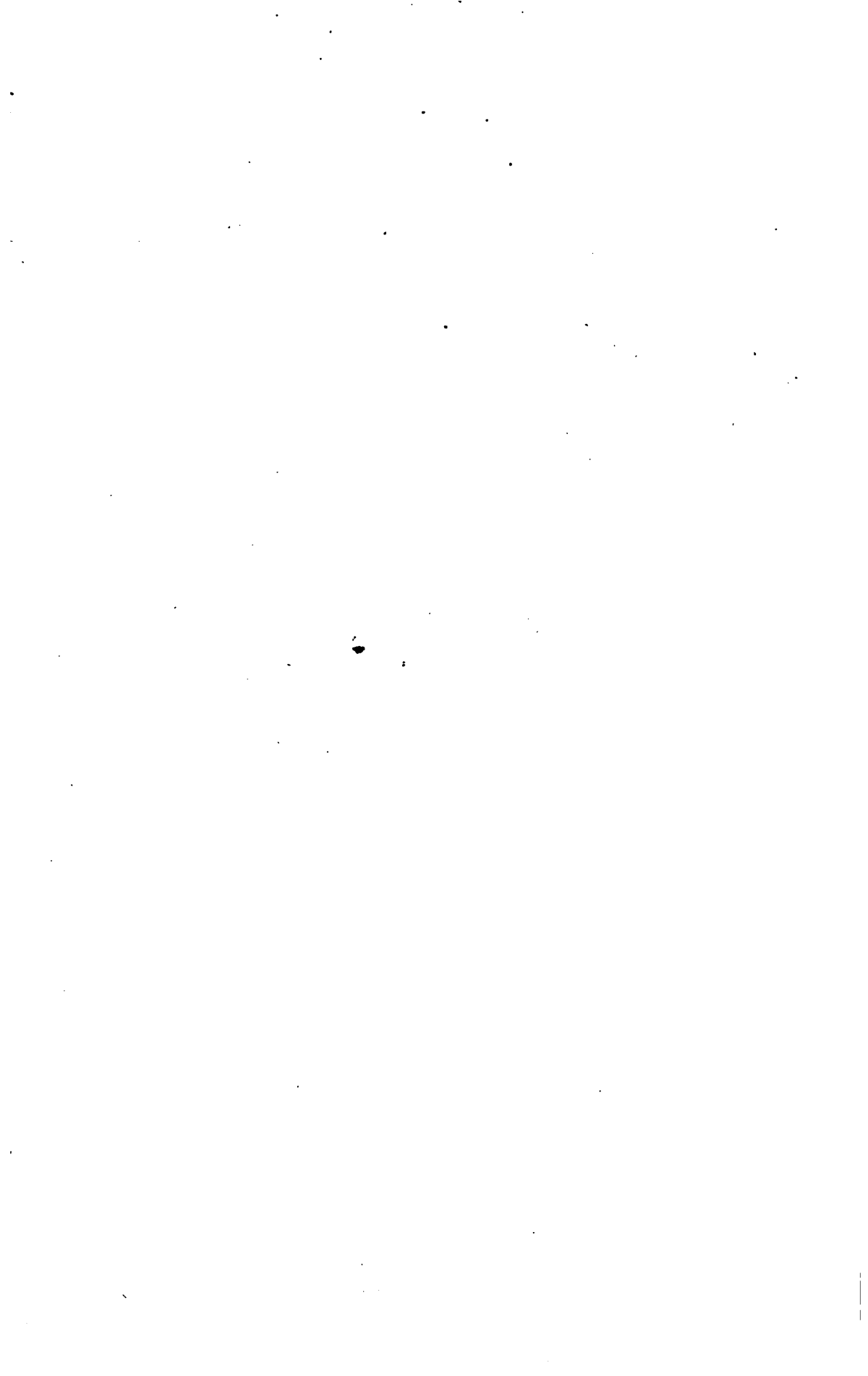
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